



REPUBLIC OF KENYA

THE SENATE

PROGRAMME OF SENATE BUSINESS

WEEK COMMENCING TUESDAY, SEPTEMBER 29, 2020

**** 12TH PARLIAMENT * 4TH SESSION***

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25th September, 2020

REPUBLIC OF KENYA

THE SENATE

TWELFTH PARLIAMENT (FOURTH SESSION)

PROGRAMME OF SENATE BUSINESS

FOR THE WEEK COMMENCING TUESDAY, SEPTEMBER 29, 2020

TUESDAY: **Communication from the Chair, Messages, Petitions, Papers, Notices of
29/09/2020 Motion, Statements, Motions and Bills**

**A. MOTION – ADOPTION OF THE REPORT OF THE AD-HOC COMMITTEE ON
MANAGED EQUIPMENT SERVICES**

(Chairperson, Ad-hoc Committee on Managed Medical Equipment Services)

THAT, the Senate adopts the Report of the Ad-Hoc Committee on Managed Equipment Services on Inquiry into the Managed Equipment Services Project by the Ministry of Health, laid on the Table of the Senate on Tuesday, 8th September, 2020.

(Resumption of debate interrupted on Thursday, 24th September, 2020)

**B. MOTION – PROVISION OF CEMETERY, FUNERAL PARLOURS AND
CREMATORIA IN ALL COUNTIES**

(Sen. (Dr.) Alice Milgo, MP)

THAT, AWARE THAT under Article 61 of the Constitution of Kenya, land in Kenya is classified into three categories, public, Community and private land;

FURTHER AWARE THAT, public land is vested in both the County and National Governments and is managed on their behalf by the National Land Commission, and that Article 62 (2) clarifies the distribution of public land between the two levels of government;

COGNIZANT THAT, the Fourth Schedule of the Constitution delegates cemeteries, funeral parlours and crematoria as a function of County Governments;

CONCERNED THAT, cemeteries in the Country are filling up, and counties are finding it increasingly difficult to identify land to allocate as “public” for use as a cemetery with the knowledge that any cemetery or burial-place that is crowded and therefore dangerous to health is defined as constituting a nuisance in the Public Health Act;

NOW THEREFORE, the Senate calls upon the county governments to ensure that funds are allocated in the County Annual Development Plans for FY 2020/2021, towards the planning and development of cemetery, funeral parlours and crematory facilities.

(Resumption of debate interrupted on Thursday, 12th March, 2020)
(Division)

C. **THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILLS NO. 7 OF 2020)

(Chairperson, Standing Committee on Finance and Budget)

(Third Reading)

(Resumption of debate interrupted on Thursday, 17th September, 2020)
(Division)

D. *THE PROMPT PAYMENT BILL (SENATE BILLS NO. 3 OF 2020)

(Sen. (CPA) Farhiya Haji, MP and Sen. Sakaja Johnson, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 23rd September, 2020)
(Division)

E. MOTION – ADOPTION OF REPORT OF THE COMMITTEE OF POWERS AND PRIVILEGES ON THE INQUIRY INTO THE CONDUCT OF TWO SENATORS

(Sen (Arch.) Sylvia Kasanga, MP – Member, Committee of Powers and Privileges)

THAT, the Senate adopts the Report of the Committee of Powers and Privileges on the Inquiry into the Conduct of Sen. Beatrice Kwamboka, MP, and Sen. Mary Seneta, MP, During the Election of the Chairperson and Vice-chairperson of the Standing Committee on Health, laid on the Table of the Senate on Tuesday, 8th September, 2020.

F. *THE SECTIONAL PROPERTIES BILL (NATIONAL ASSEMBLY BILLS NO. 23 OF 2019)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Tuesday, 8th September, 2020)

G. *THE COMMUNITY HEALTH SERVICES BILL (SENATE BILLS NO. 5 OF 2020)

(Sen. (Dr.) Agnes Zani, MP)

(Second Reading)

(Resumption of debate interrupted on Tuesday, 11th August, 2020)

H. *THE EQUALIZATION FUND BILL (NATIONAL ASSEMBLY BILLS NO. 43 OF 2019)**

(The Senate Majority Leader)

(Second Reading)

I. COMMITTEE OF THE WHOLE

CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILLS NO. 19 OF 2018)

(Chairperson, Standing Committee on Information and Technology)

J. COMMITTEE OF THE WHOLE

*****THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 10 OF 2019)**

(Chairperson, Standing Committee on Tourism, Trade and Industrialization)

K. COMMITTEE OF THE WHOLE

***THE ELECTIONS (AMENDMENT) BILL (SENATE BILLS NO. 18 OF 2019)**

(Sen. (Eng.) Ephraim Maina, MP)

L. COMMITTEE OF THE WHOLE

*** THE KENYAN SIGN LANGUAGE BILL (SENATE BILLS NO. 15 OF 2019)**

(Sen. (Dr.) Gertrude Musuruve, MP and Sen. (Prof.) Margaret Kamar, MP)

M. *THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 24 OF 2019)

(Sen. Johnes Mwaruma, MP)

(Second Reading)

N. *THE LAW OF SUCCESSION (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2020)

(Sen. Abshiro Halake, MP)

(Second Reading)

O. *THE COUNTY RESOURCE DEVELOPMENT BILL (SENATE BILLS NO. 2 OF 2020)

(Sen. Rose Nyamunga, MP)

(Second Reading)

P. *THE LIVESTOCK AND LIVESTOCK PRODUCTS MARKETING BOARD BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2019)**

(The Senate Majority Leader)

(Second Reading)

WEDNESDAY: Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions, Bills and Business that is not concluded on Tuesday, 29th September, 2020.

A. COMMITTEE OF THE WHOLE

CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILLS NO. 19 OF 2018)

(Chairperson, Standing Committee on Information and Technology)

B. COMMITTEE OF THE WHOLE

*****THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 10 OF 2019)**

(Chairperson, Standing Committee on Tourism, Trade and Industrialization)

C. COMMITTEE OF THE WHOLE

***THE ELECTIONS (AMENDMENT) BILL (SENATE BILLS NO. 18 OF 2019)**

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(Sen. (Dr.) Gertrude Musuruve, MP and Sen. (Prof.) Margaret Kamar, MP)

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(Sen. Johnes Mwaruma, MP)

(Second Reading)

F. *THE LAW OF SUCCESSION (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2020)

(Sen. Abshiro Halake, MP)

(Second Reading)

G. *THE COUNTY RESOURCE DEVELOPMENT BILL (SENATE BILLS NO. 2 OF 2020)

(Sen. Rose Nyamunga, MP)

(Second Reading)

H. *THE LIVESTOCK AND LIVESTOCK PRODUCTS MARKETING BOARD BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2019)**

(The Senate Majority Leader)

(Second Reading)

THURSDAY: Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions, Bills and Business that is not concluded on Tuesday, 29th September, 2020 and Wednesday, 30th September, 2020.
01/10/2020

A. COMMITTEE OF THE WHOLE

***THE ESTABLISHMENT OF CHILDREN'S HOMES BILL (SENATE BILLS NO. 12 OF 2019)**

(Sen. (Dr.) Agnes Zani, MP)

B. COMMITTEE OF THE WHOLE

***THE REGISTRATION OF PERSONS (AMENDMENT) BILL (SENATE BILLS NO. 14 OF 2019)**

(Sen. (Dr.) Isaac Mwaura, MP)

C. COMMITTEE OF THE WHOLE

***THE COUNTY LICENSING (UNIFORM PROCEDURES) BILL (SENATE BILLS NO. 17 OF 2019)**

(Sen. Mercy Chebeni, MP)

D. COMMITTEE OF THE WHOLE

***THE FISHERIES MANAGEMENT AND DEVELOPMENT (AMENDMENT) BILL (SENATE BILLS NO. 22 OF 2019)**

(Sen. Moses Kajwang, MP)

E. *THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 24 OF 2019)

(Sen. Johnes Mwaruma, MP)

(Second Reading)

F. *THE LAW OF SUCCESSION (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2020)

(Sen. Abshiro Halake, MP)

(Second Reading)

G. *THE COUNTY RESOURCE DEVELOPMENT BILL (SENATE BILLS NO. 2 OF 2020)

(Sen. Rose Nyamunga, MP)

(Second Reading)

H. *THE LIVESTOCK AND LIVESTOCK PRODUCTS MARKETING BOARD BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2019)**

(The Senate Majority Leader)

(Second Reading)

I. MOTION - RECOGNIZING AND APPRECIATING THE ELDERLY BY COUNTY GOVERNMENTS

(Sen. Rose Nyamunga, MP)

THAT, AWARE that in 2006, the National Government initiated the Older Persons Cash Transfer (OPCT) Programme, popularly known as *Pesaya Wazee*, which is an unconditional cash transfer programme to destitute elderly persons above the age of 65 years to cater for their subsistence needs;

NOTING THAT the beneficiaries receive a monthly stipend of Kshs. 2,000, delivered every two months through appointed payment agents, and also entitled to medical insurance through the National Health Insurance Fund (NHIF);

CONCERNED HOWEVER THAT the programme's credibility is marred by issues of delayed payments to beneficiaries, difficulties in processing of payments through the stipulated agents and payments to unregistered persons;

NOW THEREFORE, the Senate recommends that the County Governments complement the efforts of the National Government and assist in resolving these challenges by:-

1. Developing legislation and policies to protect the elderly including ensuring all elderly persons in their counties are registered in the OPCT programme; and
2. Organise value addition mechanisms such as financial training to help the beneficiaries of the programme to efficiently utilise this allowance.

J. MOTION – ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON ROADS AND TRANSPORTATION ON ITS INQUIRY INTO THE OPERATIONALIZATION OF THE NATIONAL CONSTRUCTION AUTHORITY (DEFECTS LIABILITY) REGULATIONS, 2020.

(Chairperson, Standing Committee on Roads and Transportation)

THAT, the Senate adopts the report of the Standing Committee on Roads and Transportation on its inquiry into the operationalization of National Construction Authority (Defects Liability) Regulations, 2020, laid on the table of the Senate, on Thursday, 24th September, 2020.

K. MOTION – ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON ITS INQUIRY INTO THE DEATH OF A PATIENT AT THE M. P. SHAH HOSPITAL, NAIROBI, DUE TO NEGLIGENCE.

(Chairperson, Standing Committee on Health)

THAT, the Senate adopts the Report of the Standing Committee on Health on its inquiry into the death of a patient at the M.P. Shah Hospital allegedly due to negligence, laid on the table of the Senate, on Thursday, 24th September, 2020.

L. Any Other Business

KEY

******* - Denotes a Majority /Minority Party Bill**

***** - Denotes a National Assembly Bill**

**** - Denotes a Committee Bill**

*** - Denotes any other Bill**