



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (SIXTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, MAY 12, 2022 AT 2.30 P.M.

1. The Senate assembled at thirty Minutes past Two O'clock.
2. The proceedings were opened with prayer said by the Temporary Speaker (Sen. John Nderitu Kinyua).
3. **COMMUNICATION FROM THE CHAIR - VISITING TEACHERS AND STUDENTS FROM MALIKU GIRLS SECONDARY SCHOOL IN KITUI COUNTY**

The Speaker conveyed the following Communication from the Chair-

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting teachers and students from Maliku Girls' Secondary Scholl in Kitui County, who are on an academic trip.

Honourable Senators,

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit

I thank you. “

4. **PAPERS LAID**

The following Papers was laid on the table of the Senate:

- i) Report of the Auditor General on the financial statement of Narok County Bursaries fund for the year ended 30th June, 2020.

(Sen. Farhiya Ali, MP on behalf of the Senate Majority Leader)

- ii) Business of the Senate for the week commencing Tuesday, 17th May, 2022.

(The Senate Majority Leader)

5. STATEMENTS

(a) Pursuant to Standing Order 48 (1)

- i. The Senator for Nyamira County (Sen. Okongó Omogeni) sought a statement from the Standing Committee on Health on the circumstances that led to the death of Ms. Purity Nyakundi and her new-born baby at the Gesima Health Center, Nyamira County on 7th May, 2022.
- ii. The Senator for Nyamira County (Sen. Okongó Omogeni) sought a statement from the Standing Committee on Roads and Transportation regarding the construction of the Rikuruma- Morembe road in Magwagwa Ward in North Mugirango Constituency, Nyamira County.

(b) Pursuant to Standing Order 51(1)(b)

- i.) The Senator for Wajir County (Sen. (Dr.) Abdullahi Ali, MP), a member of the Committee, made a statement on behalf of Chairperson Standing Committee on Health on the activities of the committee.
- ii.) The Chairperson Standing Committee on Tourism, Trade and Industrialization made a statement on the activities of the committee.
- iii.) Nominated Senator (Sen. Naomi Shiyonga, MP), a member of the Committee, made a statement on behalf of the Chairperson Standing Committee on Labour and Social Welfare on the activities of the Committee.
- iv.) The Senator for Kitui County (Sen. Enock Wambua, MP), a member of the Committee, made a statement on behalf of the Chairperson of the Standing Committee on Information and Technology on the activities of the Committee.
- v.) The Chairperson Standing Committee on Land, Environment and Natural Resources made a statement on the activities of the Committee.

(c) Pursuant to Standing Order 52 (1)

The Senate Majority Leader issued a statement on the business of the Senate for the week commencing Tuesday, 17th May, 2022.

(d) Personal Statement pursuant to Standing Order 53

Nominated Senator (Sen. Beth Mugo, MP) made a personal statement expressing her gratitude to the Speaker of the Senate, Honourable Members, Board of Senior Management and the staff members for their support following the passing on of her husband the late Ambassador Nicholas Mugo.

6. THE COUNTY GOVERNMENTS ADDITIONAL ALLOCATIONS BILL (SENATE BILLS NO. 2 OF 2022)

(The Chairperson, Standing Committee on Finance and Budget)

Order for First Reading read;

Bill read a First Time and committed to the Standing Committee on Finance and Budget.

7. THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILLS NO. 1 OF 2022)

(The Chairperson, Standing Committee on Finance and Budget)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 11th May, 2022)

(Division)

Order deferred.

8. THE LANDLORD AND TENANT BILL (NATIONAL ASSEMBLY BILLS NO. 3 OF 2021)

(The Senate Majority Leader)

(Second Reading)

***(Resumption of debate interrupted on Wednesday, 23rd February, 2022-
Morning Sitting)***

(Division)

Order deferred.

9. THE PERSONS WITH DISABILITIES (AMENDMENT) BILL (SENATE BILLS NO. 29 OF 2020)

(Sen. Aaron Cheruiyot, MP and Sen. (Dr) Isaac Mwaura, MP)

(Second Reading)

(Resumption of debate interrupted on Thursday, 10th March, 2022)

(Division)

Order deferred.

10. **THE ELECTION CAMPAIGN FINANCING (AMENDMENT) BILL (SENATE BILLS NO. 51 OF 2021)**

(Sen. Ledama Olekina, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 23rd March, 2022)

(Division)

Order deferred.

11. **THE EMPLOYMENT (AMENDMENT) BILL (SENATE BILLS NO. 54 OF 2021)**

(Sen. Samson Cherarkey, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 30th March, 2022)

(Division)

Order deferred.

12. **THE COTTON INDUSTRY DEVELOPMENT BILL (SENATE BILLS NO. 55 OF 2021)**

(The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

(Second Reading)

(Resumption of debate interrupted on Thursday, 31st March, 2022)

(Division)

Order deferred.

13. **THE SUGAR BILL (NATIONAL ASSEMBLY BILLS NO. 68 OF 2019)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Thursday, 7th April, 2022)

(Division)

Order deferred.

14. **THE PUBLIC PROCUREMENT AND ASSET DISPOSAL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 32 OF 2021)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Thursday, 28th April, 2022)

(Division)

Order deferred.

15. **THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 55 OF 2021)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 4th May, 2022)

(Division)

Order deferred.

16. **THE SUSTAINABLE WASTE MANAGEMENT BILL (NATIONAL ASSEMBLY BILLS NO. 22 OF 2021)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Tuesday, 10th May, 2022)

(Division)

Order deferred.

17. **THE NATIONAL COHESION AND PEACE BUILDING BILL (SENATE BILLS NO. 19 OF 2021)**

(Sen. Judith Pareno, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 11th May, 2022)

(Division)

Order deferred.

18. **THE COUNTY E-HEALTH BILL (SENATE BILLS NO. 39 OF 2021)**

(Sen. Judith Pareno, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 11th May, 2022)

(Division)

Order deferred.

19. **MOTION - ADOPTION OF REPORTS OF THE SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON CONSIDERATION OF THE REPORTS BY THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF VARIOUS COUNTY EXECUTIVES FOR FINANCIAL YEAR 2018/2019**

(Chairperson, Sessional Committee on County Public Accounts and Investments)

THAT, the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on consideration of the Reports by the Auditor General on the Financial Statements of the following County

Executives for the Financial Year 2018/2019- Embu; Homa-Bay; Kericho; Kilifi; Kirinyaga;

Kisii; Kwale; Machakos; Mombasa; Nandi; Baringo; Bomet; Garissa; Kajiado; and West Pokot as contained in Volume 1 of the Report and the following County Executives- Isiolo; Kakamega; Kisumu; Laikipia; Mandera; Marsabit; Nakuru; Narok; Nyandarua; Samburu; Taita Taveta; Trans-Nzoia; Uasin-Gishu; Vihiga; and Wajir, as contained in Volume 2 of the Report, Laid on the Table of the Senate on Thursday 2nd December, 2021.

(Resumption of debate interrupted on Tuesday, 8th March, 2022)

(Division)

Order deferred.

20. **MOTION - ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE SPECIAL AUDIT REPORT ON UTILIZATION OF COVID-19 FUNDS BY TWENTY EIGHT (28) COUNTY GOVERNMENTS**

(The Chairperson, Standing Committee on Health)

THAT, the Senate adopts the Report of the Standing Committee on Health on the special audit report on utilization of COVID-19 funds by twenty eight (28) county governments, laid on the Table of the Senate on Wednesday, 9th February, 2022.

(Resumption of debate interrupted on Wednesday, 23rd March, 2022)

(Division)

Order deferred.

21. **COMMITTEE OF THE WHOLE THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL (SENATE BILLS NO. 37 OF 2021)**

(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations)

(Resumption of debate interrupted on Wednesday, 22nd December, 2021 – Morning Sitting)

(Division)

Order deferred.

22. **COMMITTEE OF THE WHOLE THE LAW OF SUCCESSION (AMENDMENT) BILL, (SENATE BILLS NO. 15 OF 2021)**

(Sen. Abshiro Halake, MP)

(Resumption of debate interrupted on Wednesday, 2nd March, 2022 – Morning Sitting)

(Division)

Order deferred.

23. **COMMITTEE OF THE WHOLE**
THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILLS NO. 21 OF 2021)
(Sen. Abshiro Halake, MP)

(Resumption of debate interrupted on Wednesday, 2nd March, 2022 – Morning Sitting)
(Division)

Order deferred.

24. **COMMITTEE OF THE WHOLE**
THE LIFESTYLE AUDIT BILL (SENATE BILLS NO. 36 OF 2021)
(Sen. (CPA). Farhiya Haji, MP)

(Resumption of debate interrupted on Tuesday, 1st March, 2022)
(Division)

Order deferred.

25. **COMMITTEE OF THE WHOLE**
THE SPECIAL NEEDS EDUCATION BILL (SENATE BILLS NO. 44 OF 2021)
(Sen. (Dr.) Getrude Musuruve and Sen. (Prof.) Margaret Kamar, MP)

(Resumption of debate interrupted on Wednesday, 2nd March, 2022 – Morning Sitting)
(Division)

Order deferred.

26. **COMMITTEE OF THE WHOLE**
THE MENTAL HEALTH (AMENDMENT) BILL (SENATE BILLS NO. 28 OF 2020)
(Sen. (Arch.) Sylvia Kasanga, MP)

(Consideration of National Assembly Amendments)

(Resumption of debate interrupted on Thursday, 7th April, 2022)
(Division)

Order deferred.

27. **COMMITTEE OF THE WHOLE**
THE IRRIGATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2021)
(The Senate Majority Leader)

(Resumption of debate interrupted on Wednesday, 4th May, 2022)
(Division)

Order deferred.

28. **COMMITTEE OF THE WHOLE**
THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILLS NO. 1 OF 2022)

(The Chairperson, Standing Committee on Finance and Budget)

Order deferred.

29. **COMMITTEE OF THE WHOLE**
THE ELECTIONS (AMENDMENT) (NO. 3) BILL (SENATE BILLS NO. 48 OF 2021)

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

Order deferred.

30. **COMMITTEE OF THE WHOLE**
THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 53 OF 2021)

(Sen. Naomi Shiyonga, MP)

Order deferred.

31. **COMMITTEE OF THE WHOLE**
THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 7 OF 2021)

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

Order deferred.

32. **COMMITTEE OF THE WHOLE**
THE COUNTY RESOURCE DEVELOPMENT BILL (SENATE BILLS NO. 45 OF 2021)

(Sen. Rose Nyamunga, MP)

Order deferred.

33. **COMMITTEE OF THE WHOLE**
THE COMMUNITY GROUPS REGISTRATION BILL (NATIONAL ASSEMBLY BILLS NO. 20 OF 2021)

(The Senate Majority Leader)

Order deferred.

34. **MOTION - ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON EDUCATION ON THE INQUIRY INTO THE EARLY CHILDHOOD DEVELOPMENT EDUCATION (ECDE) LANDSCAPE IN THE COUNTRY**

(The Chairperson, Standing Committee on Education)

THAT, the Senate adopts the Report of the Standing Committee on Education on the inquiry into the Early Childhood Development Education (ECDE) landscape in the country, laid on the Table of the Senate on Tuesday, 10th May, 2022.

Order deferred.

35. **MOTION - ADOPTION OF THE REPORT OF THE SESSIONAL COMMITTEE ON DELEGATED LEGISLATION ON ITS CONSIDERATION OF THE CONTROLLER OF BUDGET (COB) REGULATIONS, 2021**

(The Chairperson, Sessional Committee on Delegated Legislation)

THAT, the Senate adopts the Report of the Sessional Committee on Delegated Legislation on its consideration of the Controller of Budget (COB) Regulations, 2021, laid on the Table of the Senate on Tuesday, 10th May, 2022 and pursuant to Section 18 of the Statutory Instruments Act, 2013 **annuls** the Controller of Budget Regulations, 2021.

Order deferred.

And there being no other business on the Order Paper, the Temporary Speaker (Sen. John Kinyua, MP) adjourned the Senate at forty minutes past four O'clock without Question put, pursuant to the Standing Orders.

36. **SENATE ROSE** – at forty minutes past Four O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, May 17, 2022 at 2:30 p.m.*

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