



REPUBLIC OF KENYA

**TWELFTH PARLIAMENT – (SIXTH SESSION)**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, MAY 11, 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 Speaker.

3. **PAPERS LAID**

The following Papers were laid on the Table of the Senate: -

- i.) Report of the Auditor General on the financial statement of Vihiga County Education Fund for the year ended 30<sup>th</sup> June, 2016.
- ii.) Report of the Auditor General on the financial statement of Vihiga County Education Fund for the year ended 30<sup>th</sup> June, 2017.
- iii.) Report of the Auditor General on the financial statement of Vihiga County Education Fund for the year ended 30<sup>th</sup> June, 2018.

*(The Senate Majority Leader)*

4. **NOTICE OF 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 Senate Majority Leader on behalf of 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, 10<sup>th</sup> May, 2022.

5. **NOTICE OF 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, 10<sup>th</sup> May, 2022 and pursuant to Section 18 of the Statutory Instruments Act, 2013 **annuls** the Controller of Budget Regulations, 2021.

## 6. **STATEMENTS**

### **a) Pursuant to Standing Order 47 (1)**

- i.) Nominated Senator, (Sen. Farhiya Haji, MP), on behalf of Sen. (Dr.) Gertrude Musuruve, MP) made a statement regarding the World Press Freedom Day.

Thereupon, the Senator informed the Senate that journalists have, time and again, risked their lives and reputation to reveal the truth behind incidents, events or scandals and, in a bid to appreciate their hard work, every year, 3<sup>rd</sup> of May is observed as World Press Freedom Day. The special day celebrates the spirit of journalism and recognizes the dedication of journalists.

The Senator observed that the Press has a major role to play in society i.e. gathering and dissemination of information and the purpose of a free press is to ensure that people are free to receive and impart information that is not manipulated or serving a particular person, entity or interest.

The Senator applauded remarkable journalists and reporters like among others, John Allan Namu, Jeff Koinange, Hon. Mohammed Ali, Julie Gichuru, Johnson Mwakazi and Grace Kuria who have risked their lives to inform the masses.

The Senator called upon county governments to invest in media and its impartiality in disseminating information at county level, with a view to ensuring that national goals and values reach everyone and all citizens are informed of every happening that need attention.

- ii.) Nominated Senator (Sen. (Dr.) Gertrude Musuruve, MP) made a statement regarding Mother's Day.

Thereupon, the Senator informed the Senate that Mother's Day is celebrated by honouring the mother/matriarch of the family or individuals that are mother figures in society and it is also a celebration of the special role of motherhood as well as maternal bonds and the influence of mothers in the society.

The Senator emphasized that mothers play an integral part in our lives and, at the same time, celebrated widows who struggle to keep their

families together, educate their children single-handedly and have not abdicated their motherly roles.

The senator also celebrated mothers of children with disabilities, who have selflessly been the pillars for their children, while pointing out that some of them have been divorced, isolated and discriminated against together with their children but they continue to be there for them.

The Senator urged Kenyans to shower their mothers with love and appreciation and ensure that they provide for their mothers' financial as well as physical wellbeing.

**b) Pursuant to Standing Order 48(1)**

The Senator for Vihiga County (Sen. George M. Khaniri, MP) sought a statement from the Standing Committee on Land, Environment and Natural Resources concerning the status of multi-million shilling water project in Vihiga county.

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

Order for Second Reading read;

Motion made and Question proposed –

THAT, the County Allocation of Revenue Bill (Senate Bills No. 1 of 2022) be now read a Second Time.

*(Sen. Farhiya Haji, MP on behalf of the Chairperson, Standing Committee on Finance and Budget)*

Debate arising;

And there being no other Senator wishing to contribute;

Mover replied;

Raising a point of Order, nominated Senator (Sen. Farhiya Haji, MP) requested for the deferment of the putting of the Question to a later date, pursuant to Standing Order 61 (3).

And the Speaker acceding to the request, deferred the putting of the Question to the next sitting.

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, 23<sup>rd</sup> 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, 10<sup>th</sup> 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, 23<sup>rd</sup> 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, 30<sup>th</sup> 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, 31<sup>st</sup> 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, 7<sup>th</sup> 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, 28<sup>th</sup> 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, 4<sup>th</sup> 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, 10<sup>th</sup> May, 2022)***

***(Division)***

Order deferred.

17. **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 2<sup>nd</sup> December, 2021.

*(Resumption of debate interrupted on Tuesday, 8<sup>th</sup> March, 2022)*

*(Division)*

Order deferred.

18. **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, 9<sup>th</sup> February, 2022.

*(Resumption of debate interrupted on Wednesday, 23<sup>rd</sup> March, 2022)*

*(Division)*

Order deferred.

19. **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, 22<sup>nd</sup> December, 2021 – Morning Sitting)*

*(Division)*

Order deferred.

20. **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, 2<sup>nd</sup> March, 2022 – Morning Sitting)*

*(Division)*

Order deferred.

21. **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, 2<sup>nd</sup> March, 2022 – Morning Sitting)*  
*(Division)*

Order deferred.

22. **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, 1<sup>st</sup> March, 2022)*  
*(Division)*

Order deferred.

23. **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, 2<sup>nd</sup> March, 2022 – Morning Sitting)*  
*(Division)*

Order deferred.

24. **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, 7<sup>th</sup> April, 2022)*  
*(Division)*

Order deferred.

25. **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, 4<sup>th</sup> May, 2022)*  
*(Division)*

Order deferred.

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

Order for Second Reading read;

Motion made and Question proposed –

THAT, the National Cohesion and Peace Building Bill (Senate Bills No. 19 of 2021) be now read a Second Time.

*(Sen. Judith Pareno, MP)*

Debate arising;

And there being no other Senator wishing to contribute;

The Mover replied;

Raising a point of Order, the Mover requested for the deferment of the putting of the Question to a later date, pursuant to Standing Order 61 (3).

And the Speaker acceding to the request, deferred putting of the Question to the next sitting.

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

Order for Second Reading read;

Motion made and Question proposed –

THAT, the County E-Health Bill (Senate Bills No. 39 of 2021) be now read a Second Time.

*(Sen. Judith Pareno, MP)*

Debate arising;

And there being no other Senator wishing to contribute;

Mover replied;

Raising a point of Order, the Mover requested for the deferment of the putting of the Question to a later date, pursuant to Standing Order 61 (3).



And the Speaker acceding to the request, deferred the putting of the Question to the next sitting.

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

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

Order deferred.

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

(Sen. Naomi Shiyonga, MP)

Order deferred.

30. **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.

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

(Sen. Rose Nyamunga, MP)

Order deferred.

And there being no other business on the Order Paper, the Speaker adjourned the Senate at twenty seven minutes past six O'clock without Question put, pursuant to the Standing Orders.

32. **SENATE ROSE** - at twenty Seven minutes past six O'clock.

**M E M O R A N D U M**

*The Speaker will take the Chair on  
Thursday, May 12, 2022 at 02:30 p.m.*