



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (SECOND SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, MAY 25, 2023 AT 2.30 PM

1. The Senate assembled at thirty Minutes past Two O'clock.
2. The proceedings were opened with Prayer said by the Deputy Speaker.

3. **QUORUM IN THE HOUSE**

The Deputy Speaker, having counted the Honourable Senators present at the commencement of the Sitting and confirming that there was no Quorum, caused the Bell to be rung for ten minutes pursuant to Standing Order 40;

And there being a Quorum after the expiry of ten minutes;

The Deputy Speaker invited the Clerk to call the Orders of the day.

4. **COMMUNICATIONS FROM THE CHAIR**

The Deputy Speaker conveyed the following Communications from the Chair-

a) Visiting Students and Teachers from Top View Academy in Baringo County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, visiting teachers and students from Top View Academy, Baringo County. The group comprises six (6) teachers and twenty-five (25) students who are in the Senate for a one-day academic exposition.

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.”

b) Visiting Teachers and Students from Alliance View Junior School in Kiambu County

“Honourable Senators,

In the public gallery this afternoon, we have thirty-six (36) students, accompanied by four (4) teachers, from Alliance View Junior School in Kiambu County, who are in the Senate on an education tour.

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.”

c) Visiting Teachers and Students from Embakasi Girls’ High School in Nairobi County

“Honourable Senators,

In the public gallery this afternoon, we have seventy-eight (78) students, accompanied by five (5) teachers, from Embakasi Girls’ High School in Nairobi County, who are in the Senate on an education tour.

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.”

d) Visiting Teachers and Students from Meteitei Boys High School in Nandi County

“Honourable Senators,

In the public gallery, we have ninety-eight (98) students, accompanied by four (4) teachers, from Meteitei Boys High School in Tinderet Constituency, Nandi County, who are in the Senate on an education tour.

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.”

5. **PAPERS**

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

- i.) Report of the Auditor-General on the Financial Statements of the Trans Nzoia County Executive Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2022.
- ii.) Report of the Auditor-General on the Financial Statements on the County Government of Laikipia County Revenue Fund for the year ended 30th June, 2022.
- iii.) Report of the Auditor-General on the Financial Statements on the County Revenue Fund – County Government of Nyandarua for the year ended 30th June, 2022.
- iv.) Report of the Auditor-General on the Financial Statements of the Meru County Executive Staff Housing Fund for the year ended 30th June, 2022.
- v.) Report of the Auditor-General on the Financial Statements on the Bomet Water and Sanitation Company Limited for the year ended 30th June, 2022.
- vi.) Report of the Auditor-General on the Financial Statements on the Receiver of Revenue Statements the County Government of Siaya for the year ended 30th June, 2022.
- vii.) Report of the Auditor-General on the Financial Statements on the North Rift Water Works Development Agency for the year ended 30th June, 2022.
- viii.) Report of the Auditor-General on the Financial Statements of Maasai Mara Community Support Fund for the year ended 30th June, 2022.
- ix.) Report of the Auditor General on the Financial Statements of the Cherang’any Marakwet Water and Sanitation Company Ltd for the year ended 30th June, 2022.

- x.) Report of the Auditor General on the Financial Statements of the the County Assembly of Kisumu Car Loan & Mortgage Scheme Fund for the year ended 30th June, 2022.
- xi.) Report of the Auditor General on the Financial Statements of the Lamu County Executive Staff Housing Fund for the year ended 30th June, 2022.
- xii.) Report of the Auditor General on the Financial Statements of the Lamu Water and Sewerage Company Limited for the year ended 30th June, 2022.
- xiii.) Report of the Auditor General on the Financial Statements of the Garissa Municipal Board for the year ended 30th June, 2022.
- xiv.) Report of the Auditor General on the Financial Statements of the Turkana County Assembly Car Loan (Members) Scheme Fund for the year ended 30th June, 2022.
- xv.) Report of the Auditor General on the Financial Statements of the Lodwar Municipality for the year ended 30th June, 2022.
- xvi.) Report of the Auditor General on the Financial Statements of the Wajir Water and Sewerage Company Limited for the year ended 30th June, 2022.
- xvii.) Report of the Auditor General on the Financial Statements of the Wajir County Bursary Fund for the year ended 30th June, 2022.
- xviii.) Report of the Auditor General on the Financial Statements on the Receiver of Revenue Statement of County Government of Wajir for the year ended 30th June, 2022.
- xix.) Report of the Auditor General on the Financial Statements of the County Executive of Vihiga Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2022.
- xx.) Report of the Auditor General on the Financial Statements of the Litein Municipal Board for the year ended 30th June, 2022.
- xxi.) Report of the Auditor General on the Financial Statements of the Kyeni Water and Sewerage Company Limited for the year ended 30th June, 2022.
- xxii.) Report of the Auditor General on the Financial Statements of the Embe Water and Sanitation Company Limited for the year ended 30th June, 2022.

- xxiii.) Report of the Auditor General on the Financial Statements of the Kapsabet Nandi Water and Sanitation Company Limited for the year ended 30th June, 2022.
- xxiv.) Report of the Auditor General on the Financial Statements on the Receiver of Revenue of County Government of Nandi for the year ended 30th June, 2022.
- xxv.) Report of the Auditor General on the Financial Statements of the Kitui County Government Receiver of Revenue for the year ended 30th June, 2022.
- xxvi.) Report of the Auditor General on the Financial Statements of the Kitui County Government Revenue Fund for the year ended 30th June, 2022.
- xxvii.) Report of the Auditor General on the Financial Statements of the Kakamega County Assembly Loans and Mortgages Fund for the year ended 30th June, 2022.
- xxviii.) Report of the Auditor General on the Financial Statements on the Receiver of Revenue – Revenue Statements County Government of Kakamega for the year ended 30th June, 2022.
- xxix.) Report of the Auditor General on the Financial Statements of the Kakamega County Investment Development Agency Limited for the year ended 30th June, 2022.
- xxx.) Report of the Auditor General on the Financial Statements on the County Revenue Fund – County Government of Kakamega for the year ended 30th June, 2022.
- xxxi.) Report of the Auditor General on the Financial Statements of the Kakamega County Emergency Fund for the year ended 30th June, 2022.
- xxxii.) Report of the Auditor General on the Financial Statements of the Migori County Assembly Car Loan and Mortgage Fund for the year ended 30th June, 2022.
- xxxiii.) Report of the Auditor General on the Financial Statements of the Municipality of Migori for the year ended 30th June, 2022.
- xxxiv.) Report of the Auditor General on the Financial Statements of the Homa Bay County Assembly Car and Mortgage Loan Fund for the year ended 30th June, 2022.

- xxxv.) Report of the Auditor General on the Financial Statements of the Homa Bay County Water and Sanitation Company Limited for the year ended 30th June, 2022.
- xxxvi.) Report of the Auditor General on the Financial Statements of the Homa Bay County Education Bursary Fund for the year ended 30th June, 2022.
- xxxvii.) Report of the Auditor General on the Financial Statements of the Eldoret Water and Sanitation Company Limited for the year ended 30th June, 2022.
- xxxviii.) Report of the Auditor General on the Financial Statements on the Receiver for County Government of Nairobi for the year ended 30th June, 2022.
- xxxix.) Report of the Auditor General on the Financial Statements of the Mombasa Water Supply and Sanitation Company Limited for the year ended 30th June, 2022.

(The Senate Majority Whip)

- xl.) Statement on the business of the Senate for the week commencing Tuesday, 30th May, 2023.

(The Senate Majority Whip)

6. **QUESTIONS AND STATEMENTS**

STATEMENTS

a) Pursuant to Standing Order 53(1)

- i.) Nominated Senator (Sen. Joyce Korir, MP) sought a statement from the Standing Committee on Trade, Industrialization and Tourism concerning non-compliance with standard weights and measures in tea marketing.
- ii.) The Senator for Murang'a County (Sen. Joe Nyutu, MP) sought a statement from the Standing Committee on Health concerning the death of Wakili Macharia J. M, at Murang'a Level Four hospital and the state of medical facilities in Murang'a County.
- iii.) Nominated Senator (Sen. Hamida Kibwana, MP) sought a statement from the Standing Committee on Justice, Legal Affairs and Human Rights regarding early release of inmates convicted of minor offenses.

- iv.) Nominated Senator (Sen. Hamida Kibwana, MP) sought a statement from the Standing Committee on Health concerning alleged mishandling of Kshs.3.7 billion tender for the supply of treated mosquito nets by the Kenya Medical Supplies Agency (KEMSA).
- v.) Nominated Senator (Sen. Hamida Kibwana, MP) sought a statement from the Standing Committee on Education concerning the closure of Kabarnet School for the Deaf.
- vi.) The Senator for Kirinyaga County (Sen. James Murango, MP) sought a statement from the Standing Committee on Education concerning the establishment of a public teacher training college in Kirinyaga County.
- vii.) The Senator for Kirinyaga County (Sen. James Murango, MP) sought a statement from the Standing Committee on Health regarding the circumstances surrounding the amputation of baby Ridhwan Yasir Noor's fingers in Kerugoya County Referral Hospital.
- viii.) The Senator for Kirinyaga County (Sen. James Murango, MP) sought a statement from the Standing Committee on Health regarding the delayed construction of the Kenya Medical Research Institute (KEMRI), Wamumu station, in Mwea West in Kirinyaga County.
- ix.) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a statement from the Standing Committee on Health, regarding the state of operations at the Kisii Teaching and Referral Hospital.
- x.) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a statement from the Standing Committee on Health, regarding the closure of Nyamarambe Health Centre.
- xi.) Nominated Senator (Sen. Beatrice Ogola, MP) sought a statement from the Standing Committee on Land, Environment and Natural Resources regarding the proposed relocation of Homa Bay GOK Prisons to Ndhiwa sub-county.

b) Pursuant to Standing Order 57(1)

The Senate Majority Whip issued a statement on the business of the Senate for the week commencing Tuesday, 30th May, 2023.

7. **THE PROMPT PAYMENT BILL (SENATE BILLS NO. 8 OF 2022)**
(Sen. Mariam Sheikh Omar, MP)

(Resumption of debate interrupted on Tuesday, 23rd May, 2023)
(Division)

Order deferred.

8. **COMMITTEE OF THE WHOLE**
THE EQUALIZATION FUND APPROPRIATION BILL (SENATE BILLS NO. 3 OF 2023)
(The Chairperson, Standing Committee on Finance and Budget)

(Resumption of debate interrupted on Wednesday, 24th May, 2023 – Afternoon Sitting)
(Division)

Order deferred.

9. **COMMITTEE OF THE WHOLE**
THE COUNTY VOCATIONAL EDUCATION AND TRAINING BILL (SENATE BILLS NO. 3 OF 2022)
(Sen. Moses Kajwang', MP)

(Resumption of debate interrupted on Wednesday, 24th May, 2023 – Afternoon Sitting)
(Division)

Order deferred.

10. **MOTION - ALTERATION OF THE HOURS OF MEETING FOR WEDNESDAY, 31ST MAY, 2023**
(The Senate Majority Leader)

THAT, notwithstanding the Resolutions of the Senate made on 16th February, 2023, and 29th March, 2023, pursuant to Standing Order 32 on approval of the Senate Calendar (Regular Sessions) for the Second Session 2023; and further notwithstanding the provisions of Standing Order 34 (1), the Senate resolves to suspend its sitting on Wednesday 31st May, 2023 (Morning Sitting).

Order deferred.

11. **THE COTTON INDUSTRY DEVELOPMENT BILL (SENATE BILLS NO. 5 OF 2023)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Cotton Industry Development Bill (Senate Bills No. 5 of 2023) be now read a Second Time.

(Sen. Beth Syengo, MP – 24.05.2023)

Debate interrupted on Wednesday, 24th May, 2023 (Afternoon Sitting) resumed;

12. **QUORUM OF THE SENATE**

Raising a point of order, pursuant to Standing Order 41(1), the Senator for Busia County (Sen. Omtatah Okoiti, MP) drew the attention of the Temporary Speaker (Sen. Catherine Mumma, MP) to the fact that there was no quorum in the House;

And the Temporary Speaker (Sen. Catherine Mumma, MP) having counted the Senators present and confirmed that there was no quorum, caused the Division Bell to be rung for ten minutes;

And there being quorum after the expiry of ten minutes;

Debate interrupted resumed;

And there being no other Senator wishing to contribute;

Mover replied;

Pursuant to Standing Order 66 (3), the Mover requested the Temporary Speaker (Sen. Catherine Mumma, MP) to defer putting of the Question to a later date;

And the Temporary Speaker (Sen. Catherine Mumma, MP) acceding to the request, deferred the putting of the Question to a later date.

13. **QUORUM OF THE SENATE**

Raising a point of order, pursuant to Standing Order 41(1), the Senator for Kirinyaga County (Sen. James Murango, MP) drew the attention of the Temporary Speaker (Sen. Catherine Mumma, MP) to the fact that there was no quorum in the House;

And the Temporary Speaker (Sen. Catherine Mumma, MP) having counted the Senators present and confirmed that there was no quorum, caused the Division Bell to be rung for ten minutes;

And there being no quorum after the expiry of ten minutes;

The Temporary Speaker (Sen. Catherine Mumma, MP) adjourned the Senate at thirty-four Minutes past Five O'clock without Question put, pursuant to the Standing Orders.

14. SENATE ROSE – at thirty-four Minutes past Five O'clock.

MEMORANDUM

*The Speaker will take the Chair on
Tuesday, May 30, 2023 at 2:30 p.m.*

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