



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (THIRD SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, FEBRUARY 29, 2024 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 Speaker.

3. QUORUM OF THE SENATE

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

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

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

4. COMMUNICATION FROM THE CHAIR - VISITING DELEGATION FROM THE COUNTY ASSEMBLY OF TURKANA

The Speaker conveyed the following Communication from the Chair: -

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, of a delegation from the County Assembly of Turkana comprising Members of the Turkana County Assembly Board and its Secretariat. The delegation is undertaking benchmarking visit in the Senate.

I request each Member of the delegation to stand when called out so that they may be acknowledged in the Senate tradition.

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| 1. Hon. Benedict Lokamar | - Board Member |
| 2. Hon. Elizabeth Lokoel | - Board Member |
| 3. Mr. James Ikima | - Director, Speaker’s Office & Board Affairs |
| 4. Ms. Kathreen Ereng | - Deputy Director, Speaker’s Office & Board Affairs |

Honourable Senators,

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

I thank you.”

5. **PAPERS LAID**

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

- i.) Report of the Auditor General on Financial Statement of Wajir County Revolving Fund for the year ended 30th June, 2017.
- ii.) Report of the Auditor General on the Financial Statement of Wajir County Revolving Fund for the year ended 30th June, 2018.
- iii.) Report of the Auditor General on Financial Statement of Wajir County Revolving Fund for the year ended 30th June, 2019.
- iv.) Report of the Auditor General on the Financial Statement of Wajir County Revolving Fund for the year ended 30th June, 2020.
- v.) Report of the Auditor General on the Financial Statement of Wajir County Revolving Fund for the year ended 30th June, 2021.
- vi.) Report of the Auditor General on the Financial Statement of Wajir County Revolving Fund for the year ended 30th June, 2022.
- vii.) Report of the Auditor General on the Financial Statement of Wajir County Executive for the year ended 30th June, 2023.
- viii.) Report of the Auditor General on Financial Statement of Wajir County Assembly for the year ended 30th June, 2023.
- ix.) Report of the Auditor General on the Financial Statement of Wajir County Climate Change Fund for the year ended 30th June, 2023.
- x.) Report of the Auditor General on Financial Statement of Wajir County Government – County Revenue Fund for the year ended 30th June, 2023.
- xi.) Report of the Auditor General on Financial Statement of Wajir County Government – Receiver of Revenue – Revenue Statements for the year ended 30th June, 2023.
- xii.) Report of the Auditor General on Financial Statement of Wajir County Bursary Fund for the year ended 30th June, 2023.

- xiii.) Report of the Auditor General on Financial Statement of Wajir County Revolving Fund for the year ended 30th June, 2023.
- xiv.) Report of the Auditor General on Financial Statement of Wajir County Disaster Management Fund for the year ended 30th June, 2023.
- xv.) Report of the Auditor General on the Financial Statement of Kilifi County Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2020.
- xvi.) Report of the Auditor General on the Financial Statement of Kilifi County Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2021.
- xvii.) Report of the Auditor General on the Financial Statement of Kilifi County Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2022.
- xviii.) Report of the Auditor General on Financial Statement of Kilifi County Health Services Improvement Fund for the year ended 30th June, 2023.
- xix.) Report of the Auditor General on Financial Statement of Kilifi County Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2023.
- xx.) Report of the Auditor General on Financial Statement of Kilifi County Assembly Car and Mortgage Loan Scheme Fund for the year ended 30th June, 2023.
- xxi.) Report of the Auditor General on Financial Statement of the County Executive of Migori Car Loan and Mortgage Fund for the year ended 30th June, 2023.
- xxii.) Report of the Auditor General on Financial Statement of the County Government of Kwale - Receiver of Revenue for the year ended 30th June, 2023.
- xxiii.) Report of the Auditor General on Financial Statement of the County Bursary Fund of Kwale for the year ended 30th June, 2023.
- xxiv.) Report of the Auditor General on Financial Statement of the County Executive of Mandera for the year ended 30th June, 2023.
- xxv.) Report of the Auditor General on Financial Statement of the County Government of Mandera - County Revenue Fund for the year ended 30th June, 2023.
- xxvi.) Report of the Auditor General on Financial Statement of the County Education Bursary Fund of Mandera for the year ended 30th June, 2023.

- xxvii.) Report of the Auditor General on Financial Statement of the County Government of Kirinyaga – Receiver of Revenue for the year ended 30th June, 2023.
- xxviii.) Report of the Auditor General on Financial Statement of the County Education Bursary Fund of Kirinyaga for the year ended 30th June, 2023.
- xxix.) Report of the Auditor General on Financial Statement of Kirinyaga Investment and Development Authority for the year ended 30th June, 2023.
- xxx.) Report of the Auditor General on Financial Statement of Kirinyaga County Assembly Mortgage Fund for the year ended 30th June, 2023.
- xxxi.) Report of the Auditor General on Financial Statement of the County Executive of Garissa for the year ended 30th June, 2023.
- xxxii.) Report of the Auditor General on Financial Statement of Garissa County Assembly for the year ended 30th June, 2023.
- xxxiii.) Report of the Auditor General on Financial Statement of Garissa County Assembly for the year ended 30th June, 2023.
- xxxiv.) Report of the Auditor General on Financial Statement of the County Government of Garissa – Receiver of Revenue – Revenue Statements for the year ended 30th June, 2023.
- xxxv.) Report of the Auditor General on the Financial Statement of Garissa County Investment Development Authority for the year ended 30th June, 2023.
- xxxvi.) Report of the Auditor General on the Financial Statement of Garissa County Emergency Fund for the year ended 30th June, 2023.
- xxxvii.) Report of the Auditor General on Financial Statement of Garissa County Revolving Fund for the year ended 30th June, 2023.
- xxxviii.) Report of the Auditor General on the Financial Statement of Garissa County Scholarship Fund for the year ended 30th June, 2023.
- xxxix.) Report of the Auditor General on the Financial Statement of the County Government of Garissa – County Revenue Fund for the year ended 30th June, 2023.
- xl.) Statement pursuant to Standing Order 57 (1) on the business of the Senate for the week commencing Tuesday, 5th March, 2024.

(The Senate Majority Leader)

- xli.) Report of the 147th Assembly of the Inter-Parliamentary Union (IPU) and related meetings held in Luanda, Angola on 23rd to 27th October, 2023.

(The Senate Majority Leader on behalf of Sen. Catherine Mumma, MP)

- xlii.) Report of the Standing Committee on Devolution and Intergovernmental Relations on its consideration of the County Governments (Amendment) Bill, (Senate Bills No. 25 of 2023).

- xliii.) Report of the Standing Committee on Devolution and Intergovernmental Relations on its consideration of the County Assembly Services (Amendment) Bill, (Senate Bills No. 34 of 2023).

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

6. **NOTICE OF MOTION - REPORT OF THE 147TH ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS HELD IN LUANDA, ANGOLA ON 23RD TO 27TH OCTOBER, 2023**

(The Senate Majority Leader on behalf of Sen. Catherine Mumma, MP)

THAT, the Senate notes the Report of 147th Assembly of the Inter-Parliamentary Union (IPU) and related meetings held in Luanda, Angola on 23rd to 27th October, 2023 laid on the Table of the Senate on Thursday 29th February, 2024.

7. **NOTICE OF MOTION - REPORT OF THE 63RD SESSION OF THE OACPS PARLIAMENTARY ASSEMBLY AND 43RD SESSION OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY MEETINGS IN BRUSSELS, BELGIUM**

(Sen. Kathuri Murungi, MP)

THAT, the Senate notes the Report of the 63rd Session of the OACPS Parliamentary Assembly and 43rd Session of the ACP-EU Joint Parliamentary Assembly Meetings in Brussels, Belgium laid on the table of Senate on Wednesday, 6th December, 2023.

8. **QUESTIONS AND STATEMENTS**

a) Request for Statement pursuant to Standing Order 53(1)

The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Finance and Budget regarding expenditure of funds in Marsabit County.

b) Statement pursuant to Standing Order 57(1)

The Senate Majority Leader issued a Statement on the business of the Senate for the week commencing Tuesday, 5th March, 2024.

9. **THE CO-OPERATIVE SOCIETIES (AMENDMENT) BILL (SENATE BILLS NO. 53 OF 2023)**

(Sen. Mariam Sheikh, MP)

Order for First Reading read;

Bill read a First time and committed to the Standing Committee on Trade, Industrialization and Tourism.

10. **THE EARLY CHILDHOOD EDUCATION (AMENDMENT) BILL (SENATE BILLS NO. 54 OF 2023)**

(Sen. Eddy Oketch, MP)

Order for First Reading read;

Bill read a First time and committed to the Standing Committee on Education.

11. **THE FIRE AND RESCUE SERVICES PROFESSIONALS BILL (SENATE BILLS NO. 55 OF 2023)**

(Sen. Abass Sheikh, MP)

Order for First Reading read;

Bill read a First time and committed to the Standing Committee on National Security, Defence and Foreign Relations.

12. **THE NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES (CONTROL) (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2024)**

(Sen. Kathuri Murungi, MP)

Order for First Reading read;

Bill read a First time and committed to the Standing Committee on National Security, Defence and Foreign Relations.

13. **MOTION - REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON NON-REMITTANCE OF PENSION DEDUCTIONS TO THE PENSION SCHEMES BY COUNTY GOVERNMENT ENTITIES.**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Select Committee on County Public Investments and Special Funds on non-remittance of pension deductions to the Pension Schemes by County Government entities laid on the Table of the Senate on Wednesday, 14th February, 2024.

*(The Chairperson, Select Committee on County Public Investments and Special Funds
-27.02.2024)*

Debate interrupted on Wednesday, 28th February, 2024 – Afternoon Sitting resumed;

And there being no other Senator wishing to contribute;

Mover replied;

Pursuant to Standing Order 66 (3), the Mover requested that the putting of the Question be deferred to a later date;

And the Speaker acceding to the request, deferred putting of the Question to a later date.

14. **THE PUBLIC SERVICE (VALUES AND PRINCIPLES) (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 46 OF 2022)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Public Service (Values and Principles) (Amendment) Bill (National Assembly Bills No. 46 of 2022) be now read a Second Time.

(Sen. Samson Cherarkey, MP - 22.02.2024)

Debate arising;

And the time being thirty minutes past Six O'clock, the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

15. **SENATE ROSE** – at thirty minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, March 05, 2024, at 2:30 p.m.*