



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (THIRD SESSION)**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, MARCH 27, 2024 (AFTERNOON SITTING)**

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 OF THE SENATE**

The Deputy 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 before the expiry of the ten minutes;

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

4. **COMMUNICATION FROM THE CHAIR**

The Deputy Speaker conveyed the following Communications from the Chair:-

**i. Recognition of interns in the Senate Chamber**

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, of eight (8) young men and women who have been in the Senate for the last three (3) months undertaking an internship programme.

Honourable Senators,

The objective of this programme is to provide young people with firsthand experience in the legislative process and to expose them to the intricate world of public policy and public service.

I request each intern to stand when called out so that they may be acknowledged in the usual Senate tradition -

1. Mr. David Muthuri - Intern, DSEC
2. Mr. Njogu Githinji - Intern, DSEC
3. Mr. Oliver Onyango - Intern, DSEC
4. Ms. Eva Muturi - Intern, DSEC
5. Ms. Valentine Muchiri - Intern, DLC
6. Ms. Lydia Kawira - Intern, DDFA
7. Ms. Lexxie Mumo - Intern. HANSARD AND AUDIO
8. Ms. Eunice Mugo - Intern, DSAA

On behalf of the Senate, and on my own behalf, I wish them well during the programme, and in their future endeavors.

I thank you.”

**ii. Visiting students from Ndhiwa Constituency in Homa Bay County**

“Honourable Senators,

In the Public gallery, we have fifteen (15) students from Ndhiwa Constituency in Homa Bay County. They are here on a one – day educational tour at the invitation of Senator Beatrice Ogolla, MP.

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.”

**iii. Visiting teachers and students from Ayany Estate Primary School in Nairobi County**

“Honourable Senators,

In the Public gallery, we have one hundred and forty (140) students from Ayany Primary School in Nairobi County, who are undertaking a one-day education visit in the Senate.

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. **PETITION**

Pursuant to Standing Order 236 (2) (b), the Deputy Speaker reported to the Senate a Petition by Mr. Bakari Halifan Munge and other residents of Kwale County regarding the implementation of a court order by the Environment and Land Court for compensation and land resettlement to the owners of Ramisi Phase 1 Block 5056 in Kwale County.

Pursuant to Standing Order 237, the Deputy Speaker invited Senators to comment on the Petition and subsequently, the Deputy Speaker committed the Petition to the Standing Committee on Justice, Legal Affairs and Human Rights for consideration Pursuant to Standing Order 238.

#### 6. **PAPERS LAID**

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

- i.) Report of the Auditor General for the County Governments for financial year 2022/2023, Volume 1 – County Executives.
- ii.) Report of the Auditor General for the County Governments for financial year 2022/2023, Volume 2 – County Assemblies.
- iii.) Report of the Auditor General on Financial Statement of Lamu County Women Empowerment Fund for the year ended 30<sup>th</sup> June, 2023.
- iv.) Report of the Auditor General on Financial Statement of the Municipality of Kilifi for the year ended 30<sup>th</sup> June, 2022.
- v.) Report of the Auditor General on Financial Statement of Isiolo Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2023.
- vi.) Report of the Auditor General on Financial Statement of Murang’a County Assembly Car Loan and Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- vii.) Report of the Auditor General on Financial Statement of Nyandarua Water and Sanitation Company Limited for the year ended 30<sup>th</sup> June, 2023.

- viii.) Report of the Auditor General on Financial Statement on Nyamira County Assembly Car and Mortgage Loan Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- ix.) Report of the Auditor General on Financial Statement of the Municipality of Kitale for the year ended 30<sup>th</sup> June, 2023.
- x.) Report of the Auditor General on Financial Statement of Turkana County Youth and Women Empowerment Fund for the year ended 30<sup>th</sup> June, 2023.
- xi.) Report of the Auditor General on Financial Statement of Migori County Assembly Car Loan and Mortgage Fund for the year ended 30<sup>th</sup> June, 2023.
- xii.) Report of the Auditor General on Financial Statement of Kericho County Assembly Staff Car Loan and Mortgage Fund for the year ended 30<sup>th</sup> June, 2023.
- xiii.) Report of the Auditor General on Financial Statement of County Revenue Fund – County Government of Kericho for the year ended 30<sup>th</sup> June, 2023.

*(The Senate Majority Leader)*

7. **NOTICE OF MOTION – ESTABLISHMENT OF NATIONAL TEACHING AND REFERRAL HOSPITALS IN KENYA**

(Sen. Johnes Mwaruma, MP)

THAT, AWARE THAT Article 43 (1) (a) of the Constitution of Kenya provides that every person has the right to the highest attainable standard of health, including reproductive health care;

NOTING THAT in Kenya, we have five National Teaching and Referral hospitals with Kenyatta University Research and Teaching Hospital in Kiambu County and Moi Teaching and Referral Hospital in Eldoret, Uasin Gishu County being the only ones outside Nairobi County;

CONCERNED THAT the bed capacity, medical equipment and human capital in these National Teaching and Referral hospitals are not sufficient to absorb all the patients seeking specialized treatment;

FURTHER CONCERNED THAT many Kenyans with critical health conditions travel long distances in order to access specialized services in Moi Teaching and Referral Hospital in Eldoret or Nairobi where the other four National Teaching and Referral hospitals are located, leading to high cost of travel, augmented disease and in some cases deaths along the way;

NOW THEREFORE the Senate urges-

1. The Ministry of Health to:
  - i. Establish National Teaching and Referral hospitals in the Coast, Eastern, North Eastern, Nyanza and Western regions; and
  - ii. Fully equip the National Teaching and Referral Hospitals with modern medical equipment, medical supplies and personnel; and
2. The County Governments to allocate more funds to their respective health dockets to adequately facilitate their County Level 5 and Level 6 hospitals in order to enhance provision of critical health services to reduce the demand for such services from the National Teaching and Referral Hospitals.

8. **STATEMENTS PURSUANT TO STANDING ORDER 53(1)**

- i.) The Senator for Bungoma County (Sen. David Wakoli, MP) sought a Statement from the Standing Committee on Devolution and Intergovernmental Relations regarding the state of markets in Bungoma County.
- ii.) The Senator for Bungoma County (Sen. David Wakoli, MP) sought a Statement from the Standing Committee on Labour and Social Welfare concerning safety guidelines at Rai Paper Mills (formerly the Pan-African Paper Mills) in Webuye, Bungoma County.
- iii.) The Senator for Laikipia County (Sen. John Kinyua, MP) sought a Statement from the Standing Committee on Land, Environment and Natural Resources regarding the provision of land title deeds for the residents of Nanyuki Ward in Laikipia County.
- iv.) The Senator for Laikipia County (Sen. John Kinyua, MP) sought a Statement from the Standing Committee on Roads, Transportation and Housing concerning the repair and regular maintenance of Nanyuki – Doldol road in Laikipia County.
- v.) Nominated Senator (Sen. Gloria Orwoba, MP) sought a Statement from the Standing Committee on Finance and Budget concerning alleged financial improprieties at the Unclaimed Financial Assets Authority (UFAA).
- vi.) Nominated Senator (Sen. Gloria Orwoba, MP) sought a Statement from the Standing Committee on Labour and Social Welfare concerning reports of layoffs at the Standard Group amidst financial constraints.
- vii.) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, MP) sought a Statement from the Standing Committee on Devolution and Intergovernmental Relations regarding the status of operationalization of conferment of municipal status to certain towns in Kisumu County.

- viii.) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, MP) sought a Statement from the Standing Committee on Roads, Transportation and Housing concerning the state of construction and maintenance of existing roads in Kisumu County.
- ix.) The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Land, Environment and Natural Resources regarding water scarcity in Korr Ward in Laisamis Constituency, Marsabit County.
- x.) The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Energy regarding electrification of Korr Ward in Marsabit County.
- xi.) The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Roads, Transportation and Housing regarding maintenance of the Lologo – Korr road in Marsabit County.
- xii.) Nominated senator (Sen. Miraj Abdillahi Abdulrahman, MP), on behalf of the Senator for Uasin Gishu County (Sen. Jackson Mandago, MP) sought a Statement from the Standing Committee on National Cohesion, Equal Opportunity and Regional Integration concerning diversity and inclusivity in staffing at the Parliamentary Service Commission (PSC).
- xiii.) The Senator for Isiolo County (Sen. Fatuma Adan Dullo, CBS, MP) sought a Statement from the Standing Committee on Agriculture, Livestock and Fisheries regarding the status of completion of the Isiolo Export Abattoir.
- xiv.) Nominated Senator (Sen. George Mbugua, MP) sought a Statement from the Standing Committee on Health concerning the expected impact, of trained and experienced nurses seeking jobs abroad, on nursing services in hospitals countrywide.
- xv.) The Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) sought a Statement from the Standing Committee on Education regarding the provision of medical insurance coverage for teachers in Taita Taveta County.
- xvi.) The Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) sought a Statement from the Standing Committee on Land, Environment and Natural Resources regarding the non-payment of Taita Taveta County Lands Control Board Committee Members.
- xvii.) The Senator for Laikipia County (Sen. John Kinyua, MP) sought a Statement from the Standing Committee on National Security, Defence and Foreign Relations concerning the state of insecurity in the Rumuruti area of Laikipia County.

xviii.)The Senator for Laikipia County (Sen. John Kinyua, MP) sought a Statement from the Standing Committee on National Security, Defence and Foreign Relations on the state of security in Laikipia County, especially Marmanet Ward.

9. **THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILLS NO. 14 OF 2024)**

(The Senate Majority Leader)

Order for First Reading read;

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

10. **THE COUNTY BOUNDARIES BILL (SENATE BILLS NO. 6 OF 2023)**

(Sen. Moses Kajwang', MP)

*(Second Reading)*

***(Resumption of debate interrupted on Tuesday, 26<sup>th</sup> March, 2024)  
(Division)***

Order deferred.

11. **THE SUGAR BILL (NATIONAL ASSEMBLY BILLS NO. 34 OF 2022)**

Order for Second Reading read;

Motion made and Question proposed -

THAT, the Sugar Bill (National Assembly Bills No. 34 of 2022) be now read a Second Time.

*(Sen. David W. Wafula, MP – 21.03.2023)*

Debate interrupted on Tuesday, 26<sup>th</sup> March, 2024 resumed;

And there being no more Senators 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 66 (3).

And the Temporary Speaker (Sen. Wakili Hillary Sigei, MP), acceding to the request, nominated Thursday, 28<sup>th</sup> March, 2024, as the day when the Question shall be put.

12. **THE CONFLICT-OF-INTEREST BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2023)**

Order for Second Reading read;

Motion made and Question proposed -

THAT, the Conflict-of-interest Bill (National Assembly Bills No. 12 of 2023) be now read a Second Time.

*(The Senate Majority Leader)*

Debate arising;

13. **QUORUM IN THE HOUSE**

Raising on 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. Wakili Hillary Sigei, MP) to the fact that there was no quorum in the House;

And the Temporary Speaker (Sen. Wakili Hillary Sigei, MP), having counted the Senators present and confirming that there was no quorum, directed that the Bell be rung for ten minutes;

And there being no Quorum after the expiry of the ten minutes, the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) adjourned the Senate at thirty minutes past Six O'clock, without Question put, pursuant to the Standing Orders.

14. **SENATE ROSE** – at thirty minutes past six O'clock.

**MEMORANDUM**

*The Speaker will take the Chair on  
Thursday, March, 28, 2024 at 2:30 p.m.*

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