



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FIFTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, JULY 23, 2026 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. **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 before the expiry of the ten minutes;

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

4. **PAPERS LAID**

The following Papers were laid on the Table of the Senate –

- i) The Parliamentary Service Commission Annual Report for Financial Year 2024/2025.

(The Vice Chairperson, Parliamentary Service Commission)

- ii) Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of the Referendum Bill (Senate Bills No. 3 of 2026.

(The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

- iii) Statement on the business of the Senate for the week commencing Tuesday, 28th July, 2026.

(The Senate Majority Leader)

- iv) Document titled “Justification of the Statement Regarding the Removal of Senator Paul Karungo wa Thang’wa from Office as a County Executive Committee Member by Impeachment”.

- v) An extract of sections 31 to 43 of the Leadership and Integrity Act (Cap. 185C).

- vi) An extract of Articles 70 to 77 of the Constitution of Kenya.
- vii) Copy of the judgment of the High Court in Kiambu in Judicial Review Application No. 2 of 2022, [2022] KEHC 10043, dated 7th July, 2022.
- viii) Copy of the judgment of the Employment and Labour Relations Court at Nairobi in Petition No. 208 of 2019.
- ix) An extract of sections 39 to 44 of the County Governments Act.
- x) A link to the Hansard of the Kiambu County Assembly proceedings on the impeachment, dated 29th October, 2019.
- xi) The Report of the Select Committee on the Proposed Removal from Office of Hon. Karungo Thang'wa, County Executive Committee Member for Youth Affairs, Sports, ICT and Communications, dated 8th November, 2019.

(Sen. Samson Cherarkey, MP)

5. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair:

a) Visiting delegation of teachers and students from Sterling Academy in Narok County

“Honourable Senators,

I would like to acknowledge the presence, of a visiting delegation of ten (10) teachers and a hundred and forty-three (143) students from Sterling Academy in Narok County who are seated in the Public Gallery.

The delegation is visiting the Senate for an academic exposition.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the delegation and wish them a fruitful visit.

I thank you.”

b) Visiting delegation of teachers and students from Kwathithu Secondary School in Makueni County

“Honourable Senators,

I would like to acknowledge the presence, of a visiting delegation of two (2) teachers and fifty (50) students from Kwathithu Secondary School in Makueni County who are seated in the Public Gallery.

The delegation is visiting the Senate for an academic exposition.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the delegation and wish them a fruitful visit.

I thank you.”

c) Visiting delegation of teachers and students from St. Peters Mbwariri in Embu County

"Honourable Senators,

I would like to acknowledge the presence, of a visiting delegation of five (5) teachers and eighty (80) students from Sr. Peters Mbwariri in Embu County who are seated in the Public Gallery.

The delegation is visiting the Senate for an academic exposition.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the delegation and wish them a fruitful visit.

I thank you."

d) Substantiation of facts that a Senator alleges to be true pursuant to standing order 105 - Sen. Samson Cherarkey, MP.

"Honourable Senators,

As you will recall, during the afternoon sitting of the Senate held on Wednesday, 22nd July, 2026, while commenting on the Second Reading of the County Governments Laws (Amendment) Bill (Senate Bills No. 52 of 2024), the Senator for Nandi County (Sen. Samson Cherarkey, MP) stated as follows-

"I would like to listen to Sen. Beatrice Ogolla who was a County Executive Committee Member (CECM) previously and Sen. Karungo Thang'wa although he was impeached...."

It was at this point that the Senator for Kiambu County (Sen. Karungo Thang'wa, MP) rose on a Point of Order pursuant to Standing Order 105, challenging Sen. Cherarkey, MP to substantiate his allegation.

The Temporary Speaker (Sen. Catherine Mumma, MP) thereupon directed Sen. Cherarkey to substantiate his statement as required under Standing Order 105(1).

Honourable Senators,

As you are aware, Standing Order 105 states that –

- 1) "A Senator shall be responsible for the accuracy of any facts that the Senator alleges to be true and may be required to substantiate any such facts instantly.
- 2) If a Senator has sufficient reason to convince the Speaker that the Senator is unable to substantiate the allegations instantly, the Speaker shall require that such Senator substantiates the allegations not later than the next sitting day, failure to which the Senator shall be deemed to be disorderly within the meaning of Standing Order 121 (Disorderly

conduct), unless the Senator withdraws the allegations and gives a suitable apology, if the Speaker so requires."

Sen. Cherarkey, MP, was not able to substantiate his statement instantly and requested for more time to do so at the next sitting, in accordance with Standing Order 105(2). Having acceded to the request, the Temporary Speaker (Sen. Catherine Mumma, MP) directed that the Senator substantiates the statement at the next sitting day.

Accordingly, and pursuant to Standing Order 105(2), I now invite Sen. Samson Cherarkey, MP to forthwith present evidence to substantiate the statement he made, failure to which, the Senator shall be deemed to be disorderly within the meaning of Standing Order 121. In the absence of such evidence, the Senator will be required to withdraw the statement and apologize to the Senate.

I thank you."

Thereupon, Sen. Samson Cherarkey, MP tabled the following documents –

- a) Document titled "Justification of the Statement Regarding the Removal of Senator Paul Karungo wa Thang'wa from Office as a County Executive Committee Member by Impeachment";
- b) An extract of sections 31 to 43 of the Leadership and Integrity Act (Cap. 185C);
- c) An extract of Articles 70 to 77 of the Constitution of Kenya;
- d) Copy of the judgment of the High Court in Kiambu in Judicial Review Application No. 2 of 2022, [2022] KEHC 10043, dated 7th July, 2022;
- e) Copy of the judgment of the Employment and Labour Relations Court at Nairobi in Petition No. 208 of 2019;
- f) An extract of sections 39 to 44 of the County Governments Act;
- g) A link to the Hansard of the Kiambu County Assembly proceedings on the impeachment, dated 29th October, 2019; and
- h) The Report of the Select Committee on the Proposed Removal from Office of Hon. Karungo Thang'wa, County Executive Committee Member for Youth Affairs, Sports, ICT and Communications, dated 8th November, 2019.

e) Visiting delegation of teachers and students from Kanyuambora Secondary School in Embu County

"Honourable Senators,

I would like to acknowledge the presence, of a visiting delegation of six (6) teachers and ninety five (95) students from Kanyuambora Secondary School in Embu County who are seated in the Public Gallery.

The delegation is visiting the Senate for an academic exposition.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the delegation and wish them a fruitful visit.

I thank you.

6. QUESTIONS AND STATEMENTS**a) Statements pursuant to Standing Order 52(1)**

- i) Seneta wa Kaunti ya Mombasa (Sen. Mohammed Faki Mb.) alitoa Taarifa kuhusu maadhimisho ya Siku ya Mikoko Duniani yatakayofanyika tarehe 26 Julai, 2026, chini ya kaulimbiu "*Mikoko yenye afya kwa uchumi endelevu wa buluu na uhimilivu dhidi ya mabadiliko ya tabianchi.*" Seneta huyo alisisitiza umuhimu wa mikoko katika kuhifadhi bioanuai, kufyonza hewa ya ukaa, kulinda fukwe dhidi ya athari za mabadiliko ya tabianchi na kuchangia maendeleo ya uchumi wa buluu.

Seneta huyo alieleza kuwa misitu ya mikoko inaendelea kukabiliwa na vitisho vinavyotokana na ujenzi holela katika maeneo ya pwani, upanuzi wa miundombinu hususan shughuli za Bandari ya Mombasa, pamoja na uchafuzi wa mazingira unaosababishwa na maji taka na umwagikaji wa mafuta baharini. Alibainisha kuwa hali hiyo inahatarisha mazingira ya pwani pamoja na maisha na riziki za jamii zinazotegemea rasilimali za bahari.

Aidha, aliihimiza Serikali kuimarisha juhudi za kulinda na kurejesha misitu ya mikoko kwa kuwekeza katika programu za upanzi wa mikoko, kama inavyofanya katika programu za upanzi wa miti katika maeneo mengine nchini. Pia aliwatakia wadau wa mazingira maadhimisho mema ya Siku ya Mikoko Duniani.

- ii) Nominated Senator (Sen. Hamida Kibwana, MP) made a Statement in tribute to the late Hon. Abubakar Zein Abubakar, who passed away on 9th July, 2026. The Senator described him as an accomplished legislator, constitutional reformer, civic educator, cultural advocate and political strategist. She highlighted his contributions to Kenya's constitutional review process, civic education, democratic governance and regional integration, including his service in the East African Legislative Assembly (EALA).

The Senator further recognized the late Hon. Zein's leadership in civil society and political affairs, as well as his unwavering commitment to human rights, constitutionalism and public service. She conveyed her condolences to his family, friends and all those whose lives he touched, and prayed that Almighty Allah grant him eternal rest.

b) Requests for Statements pursuant to Standing Order 53(1)

- i) The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Land, Environment and Natural Resources regarding the boundary dispute at *Arbjahan* along the Marsabit – Wajir Counties.
- ii) The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Health regarding the operations of Bupa Global Insurance in Kenya following its recent licensing and establishment of its regional headquarters in Nairobi.

- iii) The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Health regarding the state of ambulance services in Marsabit County.
- iv) The Senator for Tharaka Nithi County (Sen. Mwenda Gataya Mo'Fire, MP) sought Statement from the Standing Committee on Land, Environment and Natural Resources regarding the status of valuation and compensation to families affected by the Nithi Bridge realignment project in Tharaka Nithi County.
- v) The Senator for Murang'a County (Sen. Joe Nyutu, MP) sought a Statement from the Standing Committee on Energy regarding the disparities in the allocation of prepaid electricity tokens by the Kenya Power and Lighting Company (KPLC).
- vi) Seneta wa Kaunti ya Mombasa (Seneta Mohammed Faki, Mbunge) aliomba kauli kutoka Kamati ya kudumu ya Barabara, Uchukuzi na Nyumba kuhusu kufungwa kwa Bandari Ndogo ya Old Port, Mombasa.

c) 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, 28th July, 2026.

7. **THE ASSISTED REPRODUCTIVE TECHNOLOGY BILL (NATIONAL ASSEMBLY BILLS NO. 61 OF 2022)**
(Sen. Catherine Mumma, MP, Co-Sponsor)

(Second Reading)
***(Resumption of debate interrupted on Wednesday, 17th June, 2026 –
Afternoon Sitting)***
(Division)

Order deferred

8. **THE KENYA ROADS (AMENDMENT) (NO. 3) BILL (NATIONAL ASSEMBLY BILLS NO. 34 OF 2025)**

Second Reading)
(Resumption of debate interrupted on Tuesday, 21st July, 2026)
(Division)

Order deferred

9. **MOTION - CONSIDERATION OF REPORTS OF THE SELECT COMMITTEE ON DELEGATED LEGISLATION ON ITS CONSIDERATION OF THE TRAFFIC (SCHOOL TRANSPORT) RULES, 2026 (LEGAL NOTICE NO. 11 OF 2026; THE TRAFFIC (MOTOR VEHICLE INSPECTION) RULES, 2026 (LEGAL NOTICE NO. 13 OF 2026); AND THE NATIONAL TRANSPORT AND SAFETY AUTHORITY (OPERATION OF COMMERCIAL VEHICLES) REGULATIONS, 2026 (LEGAL NOTICE NO. 14 OF 2026)**
(The Chairperson, Select Committee on Delegated Legislation)

THAT, the Senate adopts the Reports of the Select Committee on Delegated Legislation on its consideration of the -

- i) The Traffic (School Transport) Rules, 2026 (Legal Notice No. 11 of 2026;
- ii) The Traffic (Motor Vehicle Inspection) Rules, 2026 (Legal Notice No. 13 of 2026); and
- iii) The National Transport and Safety Authority (Operation of Commercial Vehicles) Regulations, 2026 (Legal Notice No. 14 of 2026);

laid on the Table of the Senate on Wednesday, 10th June, 2026; and that pursuant to Section 18 of the Statutory Instruments Act, the Senate resolves to annul the Traffic (School Transport) Rules, 2026 (Legal Notice No. 11 of 2026; the Traffic (Motor Vehicle Inspection) Rules, 2026 (Legal Notice No. 13 of 2026); and the National Transport and Safety Authority (Operation of Commercial Vehicles) Regulations, 2026 (Legal Notice No. 14 of 2026).

Order deferred.

10. **COMMITTEE OF THE WHOLE**
THE PUBLIC FUNDRAISING APPEALS BILL (SENATE BILLS NO. 36 OF 2024)
(The Senate Majority Leader)

(Resumption of debate interrupted on Tuesday, 2nd June, 2026)
(Division)

Order deferred.

11. **COMMITTEE OF THE WHOLE**
THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILLS NO. 10 OF 2024)
(The Senate Majority Leader and the Senate Minority Leader)

(Resumption of debate interrupted on Tuesday, 2nd June, 2026)
(Division)

Order deferred.

12. **COMMITTEE OF THE WHOLE**
THE SEEDS AND PLANT VARIETIES (AMENDMENT) BILL (SENATE BILLS NO. 4 OF 2025)
(Sen. Ledama Olekina, MP)

Order deferred.

13. **COMMITTEE OF THE WHOLE**
THE ELECTRONIC EQUIPMENT DISPOSAL RECYCLING AND REUSE BILL (SENATE BILLS NO. 5 OF 2025)
(Sen. Peris Tobiko, MP)

Order deferred.

14. **COMMITTEE OF THE WHOLE**
THE CULTURE BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2024)
(The Senate Majority Leader)

Order deferred.

15. **THE COUNTY GOVERNMENTS LAWS (AMENDMENT) BILL (SENATE BILLS NO. 52 OF 2024)**
(Sen. Kathuri Murungi, MP)

(Second Reading)

***(Resumption of debate interrupted on Wednesday, 22nd July, 2026
– Afternoon Sitting)***

Order deferred.

16. **THE REFERENDUM BILL (SENATE BILLS NO. 3 OF 2026)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Referendum Bill (Senate Bills No. 3 of 2026) be now read a Second Time.

(The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

Debate arising;

And there being no more Senators wishing to contribute;

Mover replied;

Pursuant to Standing Order 66(3), the Mover requested for the deferment of the putting of the Question to a later date;

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

17. **THE PUBLIC SERVICE INTERNSHIP BILL (NATIONAL ASSEMBLY BILLS NO. 63 OF 2022)**
(The Senate Majority Leader)

(Second Reading)

Order deferred.

18. **THE ARTIFICIAL INTELLIGENCE BILL (SENATE BILLS NO. 4 OF 2026)**
(Sen. Karen Nyamu, MP)

(Second Reading)

Order deferred.

19. **MOTION – DELINKING JUNIOR SECONDARY SCHOOLS FROM PRIMARY SCHOOLS**

(Sen. Mwenda Gataya, MP)

THAT, AWARE that, the Ministry of Education in Kenya, introduced Junior Secondary Schools (JSS) as part of the Competency-Based Curriculum (CBC) implementation marking a major milestone for the country's education system, and a key opportunity to improve the quality of education available to students;

APPRECIATING THAT, the Junior Secondary Schools program play a vital role in shaping the academic trajectory of learners by providing students with a strong foundation in core subjects, helping them develop essential skills and offering them opportunities to participate in extracurricular activities promoting greater social inclusion;

CONCERNED THAT, the integration of Junior Secondary Schools within primary school setups has posed major challenges for Junior Secondary teachers, including inadequate training on the new competency-based curriculum, limited opportunities for career advancement, conflict in leadership, decision-making and resource allocation leading to strained relationships with head teachers;

FURTHER CONCERNED THAT Junior Secondary Schools (JSS) face critical shortages in essential infrastructure such as laboratories, libraries, ICT hubs, and science equipment necessary for the implementation of the JSS curriculum, coupled with inadequate access to approved learning materials and teaching resources, resulting in inconsistencies in curriculum delivery hindering effective teaching, learning, and overall student development;

NOW THEREFORE, the Senate resolves that the Ministry of Education, the Teachers Service Commission and the Kenya Institute of Curriculum Development should: -

- i) Provide for an independent administrative and operational framework for Junior Secondary Schools to enhance governance, streamline management, and create a more focused learning environment for the learners;
- ii) Allocate adequate funds for the construction and equipping of Junior Secondary Schools with essential facilities such as science labs, libraries and ICT rooms, and provide adequate learning materials relevant with the curriculum;
- iii) Offer professional development programs for Junior Secondary School teachers to help them specialize in specific subjects to effectively implement the JSS curriculum;
- iv) Develop a clear career progression framework for Junior Secondary School teachers, including opportunities for promotions and additional responsibility allowances;

- v) Formulate clear policies and guidelines outlining the structure, curriculum, and management of Junior Secondary Schools; and
- vi) Ensure an optimal teacher-student ratio to facilitate personalized student attention and effective learning.

Order deferred.

20. **MOTION - THE RISING CASES OF STUDENT UNREST, ARSON AND INSECURITY IN SCHOOLS IN KENYA**

(Sen. Catherine Mumma, MP and Sen. Veronica Maina, MP)

THAT, AWARE THAT Articles 43(1)(f) and 53 of the Constitution of Kenya guarantee every child the right to education, protection, safety and welfare;

COGNIZANT THAT the Basic Education Act, 2013, the Children Act, 2022, the Occupational Safety and Health Act and the Safety Standards Manual for Schools in Kenya require learning institutions to provide safe and secure environments for learners;

CONCERNED THAT Kenya continues to witness recurrent cases of student unrest, school strikes and arson attacks in schools, leading to loss of lives, destruction of property, disruption of learning and psychological trauma among learners and their families;

ACKNOWLEDGING the findings of the National Crime Research Centre (NCRC), the Auditor General's performance audit report on Fire Safety Preparedness in Secondary Schools (2020), and the Claire Omolo Task Force Report (2016);

NOW THEREFORE, the Senate resolves that: -

1. the Ministry of Education —

- (i) tables in the Senate a status report on the implementation of the various inquiries on school fires including; *the Auditor General's performance audit report on Fire Safety Preparedness in Secondary Schools (2020)*, the National Crime Research Centre (NCRC) (2016), the Claire Omolo Task Force Report (2016), and the Bombolulu Commission of Inquiry Report (1998);
- (ii) Strengthens school infrastructure safety and emergency preparedness by conducting mandatory annual fire safety audits in all boarding schools, allocating resources for improvement of dormitories including installation of emergency exits, firefighting equipment and fire detection systems, and developing clear national evacuation and disaster response protocols;
- (iii) develops with modalities of phasing out boarding schools and introducing a hybrid set-up where all schools have both day and boarding arrangements;

- (iv) in collaboration with the County governments, maintain sustained intergovernmental investment in modern fire-fighting infrastructure, emergency response equipment, evacuation systems, communication systems, and capacity building for qualified fire safety, disaster management, and emergency response to ensure timely and effective response to fire accidents and emergencies within learning institutions and surrounding communities; and
- 2. The Teachers Service Commission (TSC) enhances student discipline, wellbeing and stakeholder engagement; and that
- 3. Pursuant to Standing Order 228 (4) (a), the Senate Standing Committee on Education to inquire into the issue of school unrest and arson in schools in the country and table a Report within 90 days from the date of adoption of

Order deferred.

And there being no other business on the Order paper, the Temporary Speaker (Sen. Abdul Haji, MP) adjourned the Senate at eleven minutes past Six O'clock without Question put, pursuant to the Standing Orders.

- 21. **SENATE ROSE** – Eleven minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, 28th July, 2026 at 2:30 p.m.*

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