



PARLIAMENT OF KENYA
THE SENATE
MOTIONS TRACKER – FIFTH SESSION, 2017

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
1.	<p>THAT, pursuant to Standing Order 176(1), the Senate approves the following Senators to be Members of the Rules and Business Committee:-</p> <ol style="list-style-type: none"> 1. Sen. David Ekwee Ethuro - Speaker of the Senate - Chairperson 2. Sen.(Prof.) Kithure Kindiki - Senate Majority Leader 3. Sen. Moses MasikaWetang'ula - Senate Minority Leader 4. Sen. Beatrice Elachi – Senate Majority Whip 5. Sen. Johnson Nduya Muthama – Senate Minority Whip 6. Sen. Onesmus Kipchumba Murkomen 7. Sen. Beth Mugo 8. Sen. Kiraitu Murungi 9. Sen. (Prof.) John Lonyangapuo 10. Sen. James Orengo 11. Sen. Janet Ong'era 12. Sen. (Dr.) Agnes Zani 	Tuesday, 14.02.17	Senate Majority Leader	Sen. (Dr.) Boni Khalwale	Does not affect counties	-	Tuesday, 14.02.17	Adopted without amendments on Tuesday, 14.02.17
2.	<p>THAT, the Senate do now adjourn.</p>		Sen. (Dr.) Agnes Zani	Sen. (Dr.) Boni Khalwale	Does not affect counties	-	Tuesday, 14.02.17	Motion pursuant to s.o 33 on the doctors and lecturers strike
3.	<p>THAT, notwithstanding the provisions of standing order 249, the Senate resolves to vary the period within which the Procedure and Rules Committee should make its report on the periodic review of Standing Orders to the</p>	Tuesday, 15.02.17	Sen. (Dr.) Wilfred Mchage)	Senate Majority Leader	Does not affect counties	-	Tuesday, 15.02.17	Adopted without amendment

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	Senate, from six months to three months before the end of the term.							s on Tuesday, 15.02.17
4.	<p>THAT, pursuant to Section 7 of the Climate Change Act, 2016, Section 8(1) of the Public Appointments (Parliamentary Approval) Act, 2011 and Senate Standing Order 65, the Senate adopts the Report of the Joint Sitting of the Senate Standing Committee on Land and Natural Resources and the National Assembly Departmental Committee on Environment and Natural Resources on the vetting of nominees for appointment to the National Climate Change Council, laid on the Table of the Senate on Wednesday, December 28, 2016 and approves the recommendations of the Committees as follows:-</p> <p>i) Approves the nomination of Messrs. Suresh Patel and John Kioli for appointment to the National Climate Change Council;</p> <p>ii) Rejects the nomination of Ms. Cynthia Wechabe and Dr. Jane Mutheu for appointment to the National Climate Change Council; and</p> <p>iii) Recommends that the appointing authority submits nominees of the female gender to represent the marginalized communities and Commission for University Education as prescribed by the Public Appointments (Parliamentary Approval) Act.</p>	Tuesday, 15.02.17	Sen. Chris Obure on behalf of the Chairperson, Standing Committee on Land and Natural Resources	Sen. Henry Ndiema Tiolo	Does not affect counties	-	Tuesday, 21.02.17	Adopted without amendment on Tuesday, 21.02.17
5.	<p>THAT, pursuant to Standing Order 100 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-</p> <p>A maximum of three hours with not more than twenty</p>	-	Sen. Majority Leader	Sen. Judith Sijeny	Does not affect counties	-	Wednesday, 15.02.17	Adopted without amendment s on Wednesday,

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	minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.							15.02.17
6.	<p>THAT, notwithstanding the provisions of Standing Order 100 (4), the debate on any Motion for the adjournment of the Senate to a day other than the next normal sitting day in accordance with the calendar of the Senate shall be limited to a maximum of two hours with not more than fifteen minutes for each Senator speaking after which the Senate shall adjourn without question put;</p> <p>Provided that when the period of recess proposed by any such Motion does not exceed nine calendar days, the debate shall be limited to a maximum of thirty (30) minutes, and shall be confined to the question of adjournment.</p>	-	Sen. Majority Leader	Sen. Judith Sijeny	Does not affect counties	-	Wednesday, 15.02.17	Adopted without amendments on Wednesday, 15.02.17
7.	<p>THAT, pursuant to Standing Order 100 (1), the Senate resolves that the debate on the Motion on the Presidential Address shall be limited to a maximum of three sitting days with not more than fifteen minutes for each Senator speaking, excluding the Mover in moving and replying who shall be limited to thirty minutes in either case and that the Senate Majority Leader and the Senate Minority Leader shall be limited to thirty minutes each.</p>	-	Sen. Majority Leader	Sen. Judith Sijeny	Does not affect counties	-	Wednesday, 15.02.17	Adopted without amendments on Wednesday, 15.02.17
8.	<p>AWARE that about 15% of the Kenyan population are persons living with disabilities;</p> <p>APPRECIATING that the Government has taken several measures to avail certain privileges through the National Council for Persons with Disabilities to registered persons living with disabilities;</p> <p>NOTING that the National Hospital Insurance Fund (NHIF) is a contributory health insurance cover and the remittance of contributions for persons living with</p>	Thursday, 16.02.17	Sen. Godliver Omondi					

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	<p>disabilities by government for the cover, is not among the privileges extended to persons living with disabilities;</p> <p>CONCRENEED that most persons living with disabilities have difficulties engaging in gainful income generating activities that would enable them pay the contributions to NHIF, hence are without any medical cover;</p> <p>FURTHER CONCERNED that many persons with disabilities are unable to access medical services leading to high mortality rate;</p> <p>NOW THEREFORE, the Senate recommends to the National Government to put in place the following measures through the Ministries of Health and East African Community, Labour and Social Protection-</p> <ol style="list-style-type: none"> 1. Undertake vetting of all persons living with disabilities in Kenya to ascertain those who are unable to afford payment of contributions to the NHIF; and 2. Set aside a special fund for remittance of contributions to NHIF for those persons who are living with disabilities and cannot afford to pay the contributions. 							
9.	THAT , the National Assembly Amendments to the County Assembly Services Bill (Senate Bill No. 27 of 2014) be now considered.	-	Vice-Chairperson, Standing Committee on Legal Affairs and Human Rights		Does not affect counties	-	Thursday, 16.02.17	Adopted without amendments on Thursday, 16.02.17
	<p>THAT, pursuant to Standing Order Nos. 177, 179 and 210, the Senate approves the following Senators nominated by the Senate Business Committee to serve in the respective Sessional Committees as indicated below:-</p> <p>A. <u>COMMITTEE ON DEVOLVED GOVERNMENT</u></p>	Tuesday, 21.02.17	Senate Majority Leader	Senate Minority Leader	Does not affect counties	-	Tuesday, 21.02.17	Adopted without amendments on Tuesday, 21.02.17

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	<ol style="list-style-type: none"> 1. Sen. Murkomen Kipchumba 2. Sen. Lesuuda Naisula 3. Sen. Kerrow Billow 4. Sen. Beatrice Elachi 5. Sen. (Prof.) Wilfred Lesan 6. Sen. Sitswila Wako Amos 7. Sen. Janet Ong'era 8. Sen. Omar Hassan 9. Sen. Tiole Ndiema Henry <p>B. <u>COMMITTEE ON IMPLEMENTATION</u></p> <ol style="list-style-type: none"> 1. Sen. Haji Mohammed Yusuf 2. Sen. Bule A. Ali 3. Sen. Chelule Liza 4. Sen. Mbura Emma Gertrude 5. Sen. (Dr.)Kariuki Godfrey Gitahi 6. Sen. Ali Hassan Abdirahman 7. Sen. James Orengo 8. Sen. Muthama Johnson 9. Sen. Nyongesa Kanainza Daisy <p>C. <u>COMMITTEE ON DELEGATED LEGISLATION</u></p> <ol style="list-style-type: none"> 1. Sen. Sang Stephen 2. Sen. Gwendu Joy 3. Sen. Onchwang'i Hosea 4. Sen. Mbura Emma Gertrude 5. Sen. Karaba Daniel 6. Sen. Madzayo Stewart 7. Sen. Sijeny Judith 8. Sen. Musila David 9. Sen. Omondi Godliver Nanjira 							
10.	<p>THAT, this House adopts the Report of the Standing Committee on National Security and Foreign Relations on the assessment of the security situation in Mandera County, Laikipia county and Kapedo (Border town of Turkana and Baringo Counties) conducted between 19th January and 5th February, 2015 and laid on the Table of</p>	Wednesday 22-02.17	Sen. Elizabeth Ongoro on behalf of the Chairperson, Standing	Sen. (Dr.) Agnes Zani	Does not affect counties	-	Wednesday 22-02.17	

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	the House on Wednesday, 29 th July, 2015.		Committee on National Security					
11.	THAT , pursuant to Standing Order 28(1), this House approves the Senate Calendar (Regular Sessions of the Senate) for the year 2017 (<i>February to August, 2017</i>), laid on the Table of the House on Wednesday, 22 nd February, 2017.	Wednesday, 22.02.17	Sen. (Dr.) Agnes Zani on behalf of the Senate Majority Leader	Sen. Janet Ongera	Does not affect counties	-	Wednesday, 22.02.17	Adopted without amendment on Wednesday, 22.02.17
12.	THAT , the Senate adopts the Report of the Standing Committee on Education on the 38 th Session of the UNESCO General Conference in Paris, France held at UNESCO Headquarters from 3 rd to 18 th November, 2015 laid on the Table of the House on 14 th April, 2016.	Wednesday, 22.02.17	Chairperson Standing Committee on Education	Sen. (Dr.) Agnes Zani	Does not affect counties	-	Wednesday, 22.02.17	Adopted without amendment on Wednesday, 22.02.17
13.	THAT , the Senate notes the Report of the Standing Committee on National Security and Foreign Relations on the EALA Reports and Resolutions pursuant to standing order 235 laid on the Table of the House on Tuesday, 19 th April, 2016.	Wednesday, 22.02.17						
14.	THAT , this House adopts the Report of the Standing Committee on National Security and Foreign Relations on the study visit to Russia laid on the Table of the House on Tuesday, 15 th March, 2016.	Thursday, 23.02.17						
15.	THAT , pursuant to Standing Order Nos. 177, 179 and 210, the Senate approves the following Senators nominated by the Senate Business Committee to serve in the Sessional Committee on County Public Accounts and Investments- <ol style="list-style-type: none"> 1. Sen. Wamatangi Kimani 2. Sen. Stephen Ole Ntutu 3. Sen. (Eng.) Karue Muriuki 4. Sen. (Prof.) John Lonyangapuo 5. Sen. Wangari Martha 6. Sen. Chelule Liza 7. Sen. Njoroge Paul Ben 	Thursday, 23.02.17	Sen. Stephen Sang' on behalf of the Senate Majority Leader	Sen. George Khaniri	Does not affect counties	-	Thursday, 23.02.17	Adopted without amendment on Thursday, 23.02.17

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	8. Sen. (Dr.) Khalwale Boni 9. Sen. Omar Hassan 10. Sen. Sitswila Wako Amos 11. Sen. Nyong'o Anyang' Peter 12. Sen. Ndiema Henry Tirole							
16.	THAT , the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on the inquiry into the financial operations of Kiambu, Busia, Tana River, Trans Nzoia, Nyandarua, Migori, Kwale, Kisumu, Samburu and Kericho County Executives for the Financial year 2013/2014 (1 st July, 2013 to 30 th June, 2014) laid on the Table of the Senate on Thursday, 23 rd February, 2017.	Thursday, 23.02.17	Sen. (Prof.) Anyang' Nyong'o				Tuesday, 28.03.17	
17.	THAT , the Senate do now adjourn.	Tuesday, 28.03.17	Sen. (Prof.) John Lonyangapuo	Sen. (Dr.) Boni Khalwale		-	Tuesday, 28.03.17	Senate adjourned under Standing Order 33 to discuss the ongoing security situation in Baringo County
18.	THAT - ACKNOWLEDGING that the East African Legislative Assembly (EALA) is established under Article 9 of the Treaty for the Establishment of the East African Community as one of the key organs and institutions of the Community responsible for the Community's legislative matters; RECOGNIZING that Article 50 of the Treaty provides for the election of Members of EALA by respective Partner States' Legislatures in accordance with their parliamentary procedures for a term of five years;	Thursday, 02.03.17	Sen. Martha Wangari on behalf of the Senate Majority Leader	Sen. Amos Wako		-	Thursday, 02.03.17	Adopted without amendment on Thursday, 02.03.17

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	<p>AWARE that the five-year term of the current 3rdEast African Legislative Assembly is due to expire on June 04, 2017;</p> <p>FURTHER AWARE that the East African Legislative Assembly Elections Act, 2011 contemplates conclusion of the election of Members of a new Assembly to be within ninety (90) days before the expiry of the term of the subsisting Assembly;</p> <p>NOTING that the current Election Rules were adopted by the National Assembly in April, 2012 and therefore do not take cognizance of the bicameral nature of the Kenyan Parliament;</p> <p>COGNIZANT of the need to urgently conclude the election process within the statutory timelines;</p> <p>NOW THEREFORE, in accordance with the provisions of Rule 9 of the Houses of Parliament (Joint Sittings) Rules, the House Resolves to establish a Joint Select Committee consisting of seven (7) Members from each House of Parliament and that-</p> <p>(i) the mandate of the said Joint committee shall be to:</p> <ol style="list-style-type: none"> a) review the procedure and rules for election of Members of EALA contained in the Treaty for the Establishment of the East African Community (Election of Members of the Assembly) Rules, 2012 in light of Kenya's bicameral nature; b) on the basis of the review in (a) above, propose appropriate procedures and rules for election of persons to represent the Republic of Kenya at EALA; c) within fourteen (14)days, submit a report to the Houses of Parliament containing the revised rules of 							

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	<p>procedure;</p> <p>d) suggest appropriate timelines for purposes of notifications, nominations and elections; and</p> <p>e) consider the nominees, oversee the election process and report to the House within the timelines stipulated in the Elections Rules.</p> <p>ii) the Committee shall formulate its own rules of procedure;</p> <p>iii) the Offices of the Clerks of both Houses shall provide secretariat services in accordance with the Standing Orders; and</p> <p>iv) the following Senators shall represent the Senate in the Joint Committee:</p> <ol style="list-style-type: none"> 1) Sen. Kimani Wamatangi; 2) Sen. Peter Mositet; 3) Sen. Kipchumba Murkomen; 4) Sen. Mshenga Mvita; 5) Sen. Mutula Kilonzo Jnr; 6) Sen. Elizabeth Ongoro; and 7) Sen. Henry Ole Ndiema. <p><u>RESOLVED ACCORDINGLY</u> THAT -</p> <p>ACKNOWLEDGING that the East African Legislative Assembly (EALA) is established under Article 9 of the Treaty for the Establishment of the East African Community as one of the key organs and institutions of the Community responsible for the Community's legislative matters;</p> <p>RECOGNIZING that Article 50 of the Treaty provides for the election of Members of EALA by respective Partner States' Legislatures in accordance with their parliamentary procedures for a term of five years;</p>							

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	<p>containing the revised rules of procedure;</p> <p>i) suggest appropriate timelines for purposes of notifications, nominations and elections; and</p> <p>j) consider the nominees, oversee the election process and report to the House within the timelines stipulated in the Elections Rules.</p> <p>v) the Committee shall formulate its own rules of procedure;</p> <p>vi) the Offices of the Clerks of both Houses shall provide secretariat services in accordance with the Standing Orders; and</p> <p>vii) the following Senators shall represent the Senate in the Joint Committee:</p> <p>8) Sen. Kimani Wamatangi; 9) Sen. Peter Mositet; 10) Sen. Kipchumba Murkomen; 11) Sen. Mshenga Mvita; 12) Sen. Mutula Kilonzo Jnr; 13) Sen. Elizabeth Ongoro; and 14) Sen. Henry Ole Ndiema.</p>							
19.	THAT , pursuant to Standing Order 28 (3), the Senate do adjourn until Tuesday, 28 th March, 2017.	-	Sen. (Prof.) John Lonyangapuo	Sen. Mutahi Kagwe	Does not affect counties	-	Thursday, 02.03.17	-
20.	THAT , pursuant to the provisions of Standing Order 24 (6), the Thanks of the Senate be recorded for the exposition of public policy contained in the Address of the President delivered on Wednesday, 15 th March, 2017 and further notes the following Reports submitted by the President in fulfillment of the provisions of Articles 132 (1) (c) and 240 (7) of the Constitution, laid on the Table of the House on Tuesday, 28 th March, 2017-	-	Sen. Beatrice Elachi on behalf of the Senate Majority Lader	Sen. (Prof.) John Lonyangapuo	Does not affect counties		Tuesday, 28.03.17 Wednesday, 29.03.17 Thursday, 30.03,2017	Adopted without amendment on Thursday, 30.03.17

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	<p>a) Report on measures Taken and Progress Achieved in the Realization of National Values and Principles of Governance;</p> <p>b) Report on Progress made in Fulfillment of the International Obligations of the Republic; and,</p> <p>c) The Fourth Annual Report to Parliament on the State of National Security.</p> <p>RESOLVED ACCORDINGLY THAT, pursuant to the provisions of Standing Order 24 (6), the Thanks of the Senate be recorded for the exposition of public policy contained in the Address of the President delivered on Wednesday, 15th March, 2017 and further notes the following Reports submitted by the President in fulfillment of the provisions of Articles 132 (1) (c) and 240 (7) of the Constitution, laid on the Table of the House on Tuesday, 28th March, 2017-</p> <p>a) Report on measures Taken and Progress Achieved in the Realization of National Values and Principles of Governance;</p> <p>b) Report on Progress made in Fulfillment of the International Obligations of the Republic; and,</p> <p>c) The Fourth Annual Report to Parliament on the State of National Security.</p>							
21.	THAT , the National Assembly Amendments to the County Early Childhood Education Bill (Senate Bill No. 32 of 2014) be now considered.	-	Chairperson, Standing Committee on Education		-	-	Thursday, 30.03.17	Adopted without amendments
22.	THAT , the debate be now adjourned.	-	Sen. Daniel Karaba	Sen. (Dr.) Bonie Khalwale	-	-	Thursday, 30.03.17	Debate on the CPAIC Report

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								adjourned pursuant to Standing Order 99(1)
23.	<p>THAT, pursuant to Article 107 (1) (c) of the Constitution and Standing Order 18, the House elects Sen. (Prof.) John Lonyangapuo to preside over the sittings of the Senate for the remainder of the sitting today.</p> <p>RESOLVED ACCORDINGLY</p> <p>THAT, pursuant to Article 107 (1) (c) of the Constitution and Standing Order 18, the House elects Sen. (Prof.) John Lonyangapuo to preside over the sittings of the Senate for the remainder of the sitting today.</p>	-	Sen. (Prof.) Wilfred Lesan	Senate Majority Leader	-	-	Wednesday, 05.04.16	Adopted without amendment on Wednesday, 05.04.16
24.	<p>THAT, the Senate adopts the Report of the Joint Parliamentary Select Committee to review the Procedure and Rules for election of Members of the East African Legislative Assembly (EALA) laid on the Table of the House today, Thursday, 6th April, 2017, and pursuant to section 12 of the East African Legislative Assembly Elections Act, 2011 and Article 50 of the Treaty for the establishment of the East African Community, approves the East African Legislative Assembly (Election of Members of the Assembly) Rules, 2017.</p> <p>RESOLVED ACCORDINGLY</p> <p>THAT, the Senate adopts the Report of the Joint Parliamentary Select Committee to review the Procedure and Rules for election of Members of the East African Legislative Assembly (EALA) laid on the Table of the House today, Thursday, 6th April, 2017, and pursuant to section 12 of the East African Legislative Assembly Elections Act, 2011 and Article 50 of the Treaty for the establishment of the East African Community, approves the East African Legislative Assembly (Election of Members of the Assembly) Rules, 2017.</p>	Thursday, 06.04.17	Co-Chairperson, Joint Parliamentary Select Committee	Sen. Mutula Kilonzo	-	-	Thursday, 06.04.17	Adopted without amendment on Thursday, 06.04.17

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25.	THAT , pursuant to Standing Order 28 (3), the Senate do adjourn until Tuesday, 13 th June, 2017.	-	Senate Majority Leader	Sen. (Dr.) Boni Khalwale	-	-	Thursday, 06.04.17	Senate adjourned