



**PARLIAMENT OF KENYA**  
**THE SENATE**  
**MOTIONS TRACKER – FOURTH SESSION, 2016**

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
1.	<p><b>THAT</b>, 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"> <li>1. Sen. David Ekwee Ethuro - Speaker of the Senate - Chairperson</li> <li>2. Sen.(Prof.) Kithure Kindiki - Senate Majority Leader</li> <li>3. Sen. Moses MasikaWetang'ula - Senate Minority Leader</li> <li>4. Sen. Beatrice Elachi – Senate Majority Whip</li> <li>5. Sen. Johnson NduyaMuthama – Senate Minority Whip</li> <li>6. Sen. Onesmus Kipchumba Murkomen</li> <li>7. Sen. Beth Mugo</li> <li>8. Sen. KiraituMurungi</li> <li>9. Sen. (Prof.) John Lonyangapuo</li> <li>10. Sen. James Orengo</li> <li>11. Sen. Janet Ong'era</li> <li>12. Sen. (Dr.) Agnes Zani</li> </ol>	Tuesday, 09.02.16	Senate Majority Leader	Senate Minority Leader	Does not affect counties	-	Tuesday, 09.02.16	Adopted without amendments on Tuesday, 09.02.16
2.	<p><b>THAT</b>, pursuant to Standing Order 16, the Senate approves the nomination of Senator Stephen Sang to replace Senator Kipchumba Murkomen as a member of the Chairpersons Panel and to further preside over the Senate in the absence of the Speaker and the Deputy Speaker pursuant to Article 107(1)(c) of the Constitution and Standing Order 18 of the Senate.</p>	Wednesday, 10.02.16	Senate Majority Leader	Deputy Senate Minority Leader	Does not affect counties	-	Thursday, 11.02.16	Adopted without amendments on Thursday, 11.02.16
3.	<p><b>THAT</b>, pursuant to Standing Order Nos. 177(3) &amp; 179(1), the Senate approves the nomination of Sen. Onesmus Kipchumba Murkomen, by the Rules and Business Committee, to be a member of the Standing</p>	Wednesday, 10.02.16	Senate Majority Leader	Deputy Senate Minority Leader	Does not affect counties	-	Thursday, 11.02.16	Adopted without amendments on

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	Committee on Energy to replace Sen. Charles Keter, former Senator for Kericho County.							Thursday, 11.02.16
4.	<p><b>THAT</b>, pursuant to Standing Order Nos. 177, 179 and 210, the Senate approves the following Senators nominated by the Rules and Business Committee to serve in the respective Sessional Committees as indicated below:-</p> <p><b><u>A. COUNTY PUBLIC ACCOUNTS AND INVESTMENTS COMMITTEE</u></b></p> <ol style="list-style-type: none"> <li>1. Sen. Wamatangi Kimani</li> <li>2. Sen. Stephen Ole Ntutu</li> <li>3. Sen. (Eng.) Karue Muriuki</li> <li>4. Sen. (Prof.) John Lonyangapuo</li> <li>5. Sen. Wangari Martha</li> <li>6. Sen. (Dr.) Khalwale Boni</li> <li>7. Sen. Omar Hassan</li> <li>8. Sen. Sitswila Wako Amos</li> <li>9. Sen. Nyong'ο Anyang'</li> <li>10. Sen. Mong'areOkong'ο Kennedy</li> <li>11. Sen. George Khaniri</li> </ol> <p><b><u>B. COMMITTEE ON DEVOLVED GOVERNMENT</u></b></p> <ol style="list-style-type: none"> <li>1. Sen. Murkomen Kipchumba</li> <li>2. Sen. Lesuuda Naisula</li> <li>3. Sen. Kerrow Billow</li> <li>4. Sen. Beatrice Elachi</li> <li>5. Sen. (Prof.) Wilfred Lesan</li> <li>6. Sen. Sitswila Wako Amos</li> <li>7. Sen. Janet Ong'era</li> <li>8. Sen. Omar Hassan</li> <li>9. Sen. Tiolo Ndiema Henry</li> </ol> <p><b><u>C. COMMITTEE ON IMPLEMENTATION</u></b></p> <ol style="list-style-type: none"> <li>1. Sen. Haji Mohammed Yusuf</li> <li>2. Sen. Bule A. Ali</li> <li>3. Sen. Chelule Liza</li> <li>4. Sen. Mbura Emma Gertrude</li> <li>5. Sen. (Dr.)Kariuki Godfrey Gitahi</li> <li>6. Sen. Ali Hassan Abdirahman</li> </ol>	Wednesday, 10.02.16	Senate Majority Leader	Deputy Senate Minority Leader	Does not affect counties	-	Thursday, 11.02.16	Adopted without amendments on Thursday, 11.02.16

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	7. Sen. James Orengo 8. Sen. Muthama Johnson 9. Sen. Nyongesa Kanainza Daisy  <b><u>D. COMMITTEE ON DELEGATED LEGISLATION</u></b> 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							
5.	<p><b>THAT</b>, 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 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.</p>	Wednesday, 10.02.16	Senate Majority Leader	Senate Minority Leader	Does not affect counties	-	Wednesday 10.02.16	Adopted without amendments on Wednesday, 10.02.16
6.	<p><b>THAT</b>, 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</p>	Wednesday, 10.02.16	Senate Majority Leader	Senate Minority Leader	Does not affect counties	-	Wednesday 10.02.16	<p>*Amended on the first paragraph by deleting the word '<b>fifteen</b>' and inserting thereof the word '<b>ten</b>'</p> <p>Adopted as amended on Wednesday,</p>

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	<p>adjournment.</p> <p><b><u>RESOLUTION</u></b></p> <p><b><i>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 ten minutes for each Senator speaking after which the Senate shall adjourn without question put;</i></b></p> <p><b><i>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.</i></b></p>							10.02.16
7.	<p><b>THAT</b>, 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>	Wednesday, 10.02.16	Senate Majority Leader	Sen. James Orengo	Does not affect counties	-	Wednesday 10.02.16	Adopted without amendments on Wednesday, 10.02.16
8.	<p><b>THAT</b>, this House adopts the Report of the Mediation Committee on the County Governments (Amendment) Bill (Senate Bill No.1 of 2014) laid on the Table of the House on Wednesday, 18th November, 2015.</p>	Tuesday, 16.02.16	Chairperson of Mediation Committee	Sen. Billow Kerow	Affects counties	Wednesday 24.02.16 Ayes: 24 Noes: 0 Abst: 0	Wednesday 17.02.16 Wednesday 24.02.16	Adopted without amendments on Wednesday, 24.02.16
9.	<p><b>THAT</b>, pursuant to Article 5 of the Protocol to the Treaty establishing the African Economic Community relating to the Pan-African Parliament, the Senate approves the nomination of Sen. Billow Kerow as a member of the Pan-African Parliament to replace Sen. Kipchumba Murkomen.</p>	Thursday, 18.02.16	Sen. Beatrice Elachi on behalf of the Senate Majority Leader	Sen. Stephen Sang	Does not affect counties	-	Thursday 18.02.16	Adopted without amendments on Thursday, 18.02.16

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10.	<b>THAT</b> , the Senate adopts the Report of the Mediation Committee on the National Drought Management Authority Bill (National Assembly Bill No. 42 of 2013) laid on the Table of the House on Thursday, 3rd December, 2015.	Thursday, 18.02.16	Vice Chairperson of the Mediation Committee	Sen. Daniel Karaba	Affects counties		Tuesday 01.03.2016 Ayes: 27 Noes: 0 Abst: 0	Wednesday 24.02.16	Adopted without amendments on Tuesday 01.03.2016
11.	<b>THAT</b> , this House adopts the Report of the Ad-hoc Select Committee on County Headquarters laid on the Table of the Senate on Thursday, 3rd December, 2015.	Thursday, 18.02.16	Chairperson of the Ad-hoc Committee	Sen.(Prof.) Kindiki	Affects counties		Tuesday 01.03.2016 Ayes: 27 Noes: 0 Abst:;0	Wednesday 24.02.16	Adopted without amendments on Tuesday 01.03.2016
12.	<b>THAT</b> , the Senate notes the Report of the ACP Parliamentary Assembly and the 29 <sup>th</sup> Session of the ACP-EU Joint Parliamentary Assembly held at the Grand Pacific Hotel, Suva, Fiji, from 10 <sup>th</sup> to 17 <sup>th</sup> June, 2015, laid on the Table of the House on Wednesday, 25 <sup>th</sup> November, 2015.	Thursday, 18.02.16	Sen. Kembi-Gitura						
13.	<b>THAT</b> , 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 the House on Wednesday, 29th July, 2015.	Wednesday, 24.02.16	Chairperson of the Standing Committee on National Security and Foreign Relations						
14.	<b>THAT</b> , this House adopts the Report of the Standing Committee on Finance, Commerce and Budget on the Budget Policy Statement, 2016 laid on the Table of the House on Thursday, 25th February, 2016.  <b><u>RESOLUTION</u></b> <b>THAT, this House adopts the Report of the Standing Committee on Finance, Commerce and Budget on the Medium Term Budget Policy Statement, 2016 laid on the Table of the Senate on Thursday, 25<sup>th</sup> February, 2016 subject to amending the recommendation of the committee on paragraph 109(F)(iii) on page 49 by deleting all the words after the word “recommends”</b>	Thursday, 25.02.16	Sen. Mutahi Kagwe	Sen.(Prof.) Lonyangapuo	Affects Counties		Wednesday 02.03.16	Wednesday 02.03.16	Amended by deleting the fullstop at the end thereof and inserting therein the following words – Subject to amending the recommendation of the committee

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	<p>on the fourth line and inserting the following words in place thereof-</p> <p>“that the official average rate of growth of revenue over the last four years of 13% should be used at the minimum to compute the equitable share for 2016/17.”</p>							<p>on paragraph 109(F)(iii) on page 49 by deleting all the words after the word “recommen ds” on the fourth line and inserting the following words in place thereof- “that the official average rate of growth of revenue over the last four years of 13% should be used at the minimum to compute the equitable share for 2016/17;”</p> <p>Adopted as Amended on Wednesday, 02.03.16</p>

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15.	<p><b>AWARE THAT</b> the Senate on 22nd October, 2015 resolved to establish a Select Committee (Ad-hoc Committee on prisons and Borstal Institutions) consisting of eleven (11) Senators to enquire into the rights of detained persons, persons held in custody and other imprisoned persons under the law, requiring Parliament to enact legislation to provide for the human treatment of such persons with due regard to the relevant international human rights instruments and report back to the House within three months of its establishment.</p> <p><b>REALISING THAT</b> the three months period lapsed today 25th February, 2016 and owing to the magnitude of the work involved, the Committee was not able to complete its work within the stipulated period;</p> <p><b>NOTING THE NEED</b> for more time to carry out a thorough inquiry into this matter;</p> <p><b>NOW THEREFORE</b>, the Senate resolves to renew the mandate of the Committee for a further period of forty five (45) days to enable the Committee complete its work and report to the House.</p>	Thursday, 25.02.16	Sen. Boni. Khalwale	Sen. Moses Kajwang'	Does not affect Counties	-	Wednesday 09.03.2016	Adopted without amendments on Wednesday 09.03.2016
16.	<p><b>THAT WHEREAS</b> the Prevention, Protection and Assistance to Internally Displaced Persons and Affected Communities Act makes provision for the prevention, protection and provision of assistance to internally displaced persons and affected communities and gives effect to the Great Lakes Protocol on the Protection and Assistance to Internally Displaced Persons, and the United Nations Guiding Principles on Internal Displacement;</p> <p><b>OBSERVING</b> that the Act establishes the National Consultative Coordination Committee on Internally Displaced persons whose mandate is to inter alia, ensure registration of internally displaced persons and maintain a data base of such persons and advise the Cabinet</p>	Thursday, 25.02.16	Sen. George Khaniri					

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	<p>Secretary for Devolution and National Planning on the exercise of his or her powers and functions under the Act;</p> <p><b>CONCERNED</b> that the Statement delivered to the Senate on 30th September, 2015 by the Chairperson of the Standing Committee on Labour and Social Welfare as a response to inquiries on the status of IDPs resettlement points to the fact that the distribution of the Internally Displaced Persons Fund, which was approximately kshs15 billion, was done in a discriminatory manner and the criterion for profiling the IDPs was skewed;</p> <p><b>NOW THEREFORE</b>, the Senate resolves to establish a Select Committee to investigate the operations of the Ministry of Devolution and National Planning and the National Consultative Coordination Committee on Internally Displaced Persons as far as resettlement process and criteria used to profile and pay IDPs is concerned and further determine whether the Kshs15 billion was used for the intended purpose and report back to the Senate within three months;</p> <p><b>AND FURTHER</b> that the Members of the Select Committee are-</p> <ol style="list-style-type: none"> <li>1. Sen. Boy Juma Boy</li> <li>2. Sen. Stephen Sang'</li> <li>3. Sen. Muriuki Karue</li> <li>4. Sen. Anyang' Nyong'o</li> <li>5. Sen. Peter Mositet</li> <li>6. Sen. George Khaniri</li> <li>7. Sen. Naisula Lesuuda</li> <li>8. Sen. Janet Ong'era</li> <li>9. Sen. Emma Mbura</li> </ol>							
17.	<p><b>AWARE</b> that Article 43 (1) (f) of the Constitution of Kenya provides that every person has the right to education and that Article 53 (1) (b) of the Constitution provides that every child has the right to free and compulsory basic education;</p> <p><b>COGNIZANT</b> that Article 54 (1) (b) of the Constitution</p>	Tuesday 02.03.2016	Sen. Peter Mositet					



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	<p>provides that a person with any disability is entitled to access educational institutions and facilities for persons with disabilities that are integrated into society to the extent compatible with the interests of the person;</p> <p><b>RECOGNIZING</b> that education in Kenya is a shared function of both the county and national governments;</p> <p><b>CONCERNED</b> that while significant gains have been made under the Free Education Programme introduced in the year 2003, access and participation of children with special needs is generally low across the country and their needs have not been specifically addressed;</p> <p><b>NOW THEREFORE</b> the Senate directs the Standing Committee on Education to inquire into the performance of the Ministry of Education, Science and Technology in the implementation of the policy statements and strategies made in the National Special Needs Education Policy Framework, 2009 and report back to the Senate within three months.</p>							
18.	<p><b>THAT</b>, pursuant to Standing Order 28(1), the Senate approves the Senate Calendar (Regular Sessions) for the year 2016 (<i>February to December, 2016</i>), laid on the Table of the Senate on Thursday, 3<sup>rd</sup> March, 2016.</p>	Thursday 03.03.2016	Sen. Mukiite	Sen. Kanainza	Does not affect Counties	-	Thursday, 03.03.16	Approved the Calendar without amendments on Thursday, 03.03.16.
19.	<p><b>THAT</b>, this House adopts the Report of the Sessional Committee on County Public Accounts and Investments on the Inquiry into the Financial Operations of Homabay County Executive for the Financial Year 2013/2014 laid on the Table of the House on Wednesday, 4<sup>th</sup> November, 2015.</p>	Thursday 03.03.2016	Chairperson of the Sessional Committee on County Public Accounts and Investments	Sen. Moses Kajwang'	Does Not Affect Counties	-	Thursday 28.04.16 Thursday 28.07.2016	Adopted without Amendments on 28.07.2016

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20.	<b>THAT</b> , the Senate adopts the Report of the Standing Committee on Information and Technology on the County Oversight and Networking Engagement (CONE) to Migori, Bomet and Narok Counties laid on the Table of the Senate on 3 <sup>rd</sup> March, 2016.	Thursday 03.03.2016	Sen. Mutahi Kagwe	Sen. Wilfred Lesan	Does Not Affect Counties	-	Thursday 13.10.2016	Adopted without amendment on Thursday 13.10.2016
21.	<b>THAT</b> , this House adopts the Report of the Sessional Committee on Devolved Government on the proposed extension of the term of the Transition Authority laid on the Table of the House on Thursday, 3 <sup>rd</sup> March, 2016.	Thursday 03.03.2016	Sen.(Prof.) Wilfred Lesan					
22.	<b>THAT</b> , pursuant to Standing Orders Nos. 177(3) and 179(1), the Senate approves the following Senators nominated by the Rules and Business Committee to be members of the Sessional Committee on County Public Accounts and Investments:-  1. Sen. (Prof.) Anyang' Nyong'o 2. Sen. George Khaniri 3. Sen. Henry Ole Ndiema 4. Sen. Mshenga Mvita Kisasa	Wednesday 09.03.2016	Senate Minority Leader	Sen. Boni Khalwale	Does not affect Counties	-	Wednesday 09.03.2016	Motion withdrawn in favor of Motion No. 26
23.	<b>THAT</b> , the Senate adopts the Report of the Standing Committee on National Security and Foreign Relations on a Study Visit to Russia, laid on the Table of the Senate on Tuesday, 15 <sup>th</sup> March, 2016.	Tuesday 15.03.2016	Sen. Fatuma Dullo					
24.	<b>THAT</b> , the Senate adopts the Report of the Mediation Committee on the Mining Bill (National Assembly Bill No. 9 of 2014), laid on the Table of the Senate on Tuesday, 15 <sup>th</sup> March, 2016.	Tuesday 15.03.2016	Sen. Lenny Kivuti	Sen. Kipchumba Murkomen	Affects Counties	Division results; Ayes: 32 Noes: 0 Abst: 0	Tuesday 29.03.2016	Adopted without amendments on Tuesday 12.04.2016
25.	<b>AWARE</b> that pursuant to Article 124(1) of the Constitution and the Standing Orders of the Senate, at a Special Sitting of the Senate held on Monday, 15 <sup>th</sup> June, 2015, the Senate resolved, to establish a Select Committee on Constitutional and Legal Review to inquire into legal issues arising following the re-allocation by the National Assembly of monies intended for key constitutional organs and institutions, including, the	Wednesday 16.03.2016	Sen. (Prof.) John Lonyangapuo on behalf of the Senate Majority Leader	Sen. (Dr.) Boni Khalwale	Does not affect Counties	-	Wednesday 04.05.16	Adopted without amendments on Wednesday 04.05.16

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Judiciary, the Salaries and Remuneration Commission and the Senate.

**FURTHER AWARE** that on 23<sup>rd</sup> June, 2015, the Senate approved the names of Senators to serve in the said Select Committee whose terms of reference were as follows-

- i. *inquire into the design of the Legislature and in particular, the institutions set out in the Constitution with a view to protecting the interests of the counties and their governments and securing and safeguarding the system of devolved government established in the Constitution;*
- ii. *inquire into the role of the Senate as set out under the Constitution and make recommendations on the appropriate role to be played by the Senate in-*
  - a) *the budget making process and revenue allocation;*
  - b) *the legislative process;*
  - c) *oversight over the National Government; and*
  - d) *oversight over the County Governments;*
- iii. *examine and make recommendations on the appropriate role to be played by the Senate in the approval of nominees for appointment to State office;*
- iv. *examine and make recommendations on the appropriate inter linkage and interplay between-*
  - a) *the Senate and the National Government;*
  - b) *the Senate and the National Assembly;*
  - c) *the Senate and the County Governments; and*

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	<p>d) the Senate and other constitutional offices and Commissions.</p> <p>v. recommend to the Senate such constitutional and legislative interventions as may be necessary to secure and safeguard the system of devolved government in the Constitution, including measures necessary to ensure the effective discharge by the Senate, of its legislative and oversight role under the Constitution; and</p> <p>vi. examine and make recommendations on any other matter connected with or incidental to the foregoing.</p> <p><b>COGNIZANT OF THE FACT</b> that the Committee tabled its report on 23<sup>rd</sup> September, 2015 which report was adopted by the Senate on 21<sup>st</sup> October, 2015;</p> <p><b>NOTING</b> that one of the recommendations in the report was that-</p> <p>The Senate approves the appointment of a Select Committee to spearhead the processing of the General Suggestion for the Draft Constitution of Kenya (Amendment) Bill, 2015 through popular initiative in terms of Article 257 of the Constitution.</p> <p><b>NOW THEREFORE</b>, pursuant to the resolution of the Senate during the Sitting held on 21<sup>st</sup> October, 2015, the Senate approves the appointment of the following Senators to the Select Committee to spearhead the processing of the General Suggestion for the Draft Constitution of Kenya (Amendment) Bill, 2015 through popular initiative in terms of Article 257 of the Constitution-</p> <ol style="list-style-type: none"> <li>1. Sen. Murkomen Kipchumba</li> <li>2. Sen. (Prof.) Lonyangapuo John</li> <li>3. Sen. Chiaba Abu Mohamed</li> <li>4. Sen. Wangari Martha</li> <li>5. Sen. KiraituMurungi</li> <li>6. Sen. James Orengo</li> </ol>							

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	<p>7. Sen. (Dr.) Boni Khalwale 8. Sen. Hassan Omar 9. Sen. Halima Abdille</p> <p>And that the committee reports back to the Senate within six months.</p>							
26.	<p><b>THAT</b>, pursuant to Standing Order Nos. 177(3) &amp; 179(1), the Senate approves the following Senators nominated by the Rules and Business Committee, to be members of the Sessional Committee on County Public Accounts and Investments-</p> <p>1. Sen. (Prof.) Anyang' Nyong'o 2. Sen. George Khaniri 3. Sen. Henry Ole Ndiema 4. Sen. Kennedy Okong'oMong'are</p>	Thursday 17.03.2016	The Senate Majority Leader	Sen. Moses Wetangula	Does Not Affect Counties	-	Thursday 17.03.2016	Adopted without amendments on Thursday 17.03.2016
27.	<p><b>THAT</b>, the Senate notes the Report of the Commonwealth Women Parliamentarians Regional Capacity Building Workshop held in Dar es Salaam, Tanzania on 20<sup>th</sup> – 23<sup>rd</sup> January, 2016 laid on the Table of the House on Thursday, March 17, 2016.</p>	Thursday 17.03.2016	Sen. Joy Gwendoro	Sen. Martha Wangari	Does Not Affect Counties	-	Thursday 30.06.2016 Thursday 28.07.2016	Adopted without Amendments on Thursday 28.07.2016
28.	<p><b>THAT</b>, whereas Article 53 (1)(b) of the Constitution provides that every child in Kenya has the right to free and compulsory basic education; Recognizing the importance of education in the alleviation of the main challenges facing Kenya's sovereignty identified at independence, namely; poverty, illiteracy and disease; Appreciating the gains made following the implementation of the free primary education program in 2003 and cognizant of the principles set out in the Basic Education Act of 2013 whose objectives include promotion and regulation of free and compulsory basic education besides providing for accreditation, registration and management of basic education institutions; Also noting the substantial resources invested by the national and county governments, parents, sponsors and development partners in the provision of basic education;</p>	Tuesday 22.03.2016	Sen. (Prof.) Lonyangapuo					

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	Further noting that pursuant to the Basic Education Act, the County Director of Education is vested with numerous responsibilities including facilitation of auditing of all basic educational institutions in the respective county thereby leaving fundamental gaps of governance especially in the management of the available resources; <b>NOW therefore</b> , the House recommends to the Cabinet Secretary for Education to facilitate the creation of the office of an auditor to specifically audit the basic education institutions' funds to enhance transparency and accountability and improve governance in the management of these institutions.							
29.	<b>THAT</b> , pursuant to the provisions of Standing Order 28 (4), the Senate resolves to alter its Calendar in respect of the First Part of the Fourth Session for the recess to commence on Friday, 1 <sup>st</sup> April and sittings to resume on Tuesday, 12 <sup>th</sup> April, 2016.	Thursday 24.03.2016	Sen. Kipchumba Murkomen	Sen. (Dr.) Boni. Khalwale	Does Not Affect Counties	-	Thursday 24.03.2016	Adopted without amendments on Thursday 24.03.2016
30.	<b>THAT</b> , the Senate adopts Report of the Senate Standing Committee on Finance, Commerce and Budget on the second basis for equitable sharing of Revenue among the county Governments laid on the Table of the Senate today, Wednesday, 30 <sup>th</sup> March, 2016.	Wednesday 30.03.2016	Sen. Kerow Billow	Sen. Ben Njoroge	Affects Counties	Division Results; Ayes; 24 Noes; 0 Abst; 0	Wednesday 13.04.16 Thursday 14.04.2016	Adopted without amendments on Wednesday 20.04.2016
31.	<b>THAT</b> , the Senate adopts the Report of the Mediation Committee on the Statute Law (Miscellaneous Amendment) (No.2) Bill (National Assembly Bill No.33 of 2014) laid on the Table of the Senate today, Wednesday, 30 <sup>th</sup> March, 2016.	Wednesday 30.03.2016	Sen. Wako Amos	Sen. Kipchumba Murkomen	Affects Counties	Division Results; Ayes; 30 Noes; 0 Abst; 0	Wednesday 20.04.2016	Adopted without amendments on Thursday 21.04.2016
32.	<b>THAT</b> , pursuant to Standing Order Nos. 177(3) & 179(1), the Senate approves the following Senators nominated by the Rules and Business Committee, to be members of the following committees:- <b>i) Standing Committee on Land and Natural Resources-</b> Sen. George Khaniri  <b>ii) Standing Committee on Roads and Transportation-</b>	Wednesday 30.03.2016	Sen. Kipchumba Murkomen	Sen. Moses Kajwang'	Does Not affect Counties	-	Wednesday 30.03.2016	Adopted without amendments on Wednesday 30.03.2016

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	<p>Sen. Aaron KipkiruiCheruiyot to replace former Sen. Charles Keter</p> <p><b>iii) Standing Committee on Information and Technology-</b> Sen. Aaron KipkiruiCheruiyot to replace Sen. (Prof.) Wilfred Lesan</p> <p><b>iv) Standing Committee on Finance, Commerce and Budget-</b> Sen. Aaron KipkiruiCheruiyot to replace Sen. James Mungai</p> <p><b>v) Joint Committee on Parliamentary Broadcasting and Library</b> Sen. George Khaniri</p> <p><b>vi) Joint Committee on National Cohesion and Equal Opportunity</b> Sen. James Mungai Kiarie to replace Sen. Stephen Sang’.</p>							
33.	<b>THAT, pursuant</b> to Standing Order 28 (3), the Senate does adjourn until Tuesday, 12 <sup>th</sup> April, 2016.	Wednesday 30.03.2016	Sen. Kipchumba Murkomen	Sen. Moses Kajwang’	Does Not Affect Counties	-	Wednesday 30.03.2016	The Senate proceeded for recess without question put, pursuant to Standing Order 28 (3).
34.	<b>THAT, pursuant</b> 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 Thursday, 31 <sup>st</sup> March, 2016.	Tuesday 12.04.2016	Senate Majority Leader	Sen. Abdirahman Hassan	Does Not Affect Counties	-	Wednesday 13.04.2016	The Thanks of the Senate were recorded for the exposition of public policy contained in

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
								the Address of the President delivered on Thursday, 31 <sup>st</sup> March, 2016.
35.	<b>THAT</b> , the Senate adopts the Report of the Mediation Committee on the Climate Change Bill, 2014 (National Assembly Bill No.1 of 2014) laid on the Table of the House, today 14 <sup>th</sup> April, 2016.	Thursday 14.04.2016	The Senate Majority Leader	Sen. Boni Khalwale	Affects Counties	Division Results; Ayes; 29 Noes; 0 Abst; 0	Thursday 21.04.2016 26.04.2016	Adopted without amendment s on Tuesday 26.04.2016
36.	<b>THAT</b> , the Senate adopts the Report Standing Committee on Education on the 19 <sup>th</sup> Conference of Commonwealth Education Ministers held in Bahamas from 22 <sup>nd</sup> to 26 <sup>th</sup> June, 2015 laid on the Table of the House, today 14 <sup>th</sup> April, 2016.	Thursday 14.04.2016	Sen. Daniel Karaba	Sen. (Prof.) Wilfred Lesan	Does Not Affect Counties	-	Thursday 06.10.2016	Adopted without amendment s on Thursday 06.10.2016
37.	<b>THAT</b> , the Senate adopts the Report Standing Committee on Education on the 38 <sup>th</sup> Session of the UNESCO General Conference in Paris, France held at UNESCO Headquarters from 3 <sup>rd</sup> to 18 <sup>th</sup> November, 2015 laid on the Table of the House, today 14 <sup>th</sup> April, 2016.	Thursday 14.04.2016	Sen. Daniel Karaba					
38.	<b>THAT</b> , the Senate adopts the Report of the Standing Committee on Roads and Transportation on a Stakeholders' Forum held on 3 <sup>rd</sup> February, 2016 at Safari Park Hotel, Nairobi laid on the Table of the House, today 14 <sup>th</sup> April, 2016.	Thursday 14.04.2016	Sen. Judith Sijeny	Sen. Catherine Mukiite	Does Not Affect	-	Wednesday 23.11.2016	Adopted without amendment s on Wednesday 23.11.2016
39.	<b>THAT</b> , the Senate notes the Report of the 3 <sup>rd</sup> Global Open Government Partnership (OGP) Summit held in Mexico City, from 25 <sup>th</sup> to 1 <sup>st</sup> November, 2015 laid on the Table of the House, today Tuesday, 19 <sup>th</sup> April, 2016.	Tuesday 19.04.2016	Sen. (Dr.) Agnes Zani	Sen. (Prof.) Wilfred Lesan	Does Not Affect Counties	-	Thursday 06.10.2016	Adopted without amendment s on Thursday 06.10.2016
40.	<b>THAT</b> , 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, today Tuesday,	Tuesday 19.04.2016	Sen. Yusuf Haji					



No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	19 <sup>th</sup> April, 2016.							
41.	<b>THAT</b> , pursuant to Standing Order 30 (3) (b), the Senate resolves to meet on Thursday, 21 <sup>st</sup> April, 2016 between 9.30 am and 12.30 pm.	Wednesday 20.04.2016	The Senate Majority Leader	Sen. Boni Khalwale	Does not Affect Counties	-	Wednesday 20.04.2016	Adopted without amendments on Wednesday 20.04.16
42.	<b>THAT</b> , the Senate adopts the Report of the Mediation Committee on the Political Parties (Amendment) Bill, (Senate Bill No. 3 of 2014) laid on the Table of the House on Tuesday, 26 <sup>th</sup> April, 2016.	Tuesday 26.04.2016	Chairperson of the Mediation Committee	Sen. Boni Khalwale	Affects Counties	Division Results; Ayes; 26 Noes; 1 Abst; 0	Wednesday 27.04.16 Thursday 28.04.16	Adopted without amendments on Thursday 28.04.16
43.	<b>THAT</b> , pursuant to Standing Order 18 and Article 107 (1) (c) of the Constitution, the House elects Senator Stewart Madzayo to preside over the sittings of the Senate for the remainder of the day.	03.05.2016	Senate Majority Leader		Does not affect Counties	-	Tuesday 03.05.16	Adopted without amendments on Tuesday 03.05.16
44.	<b>THAT</b> , pursuant to Standing Order 30 (3) (a), the Senate resolves to extend its sitting until the conclusion of business listed in the Order Paper Nos. 14, 10 and 11 in today's Order Paper.	04.05.2016	Senate Deputy Majority Leader		Does not affect Counties	-	Wednesday 04.05.16	Adopted without amendments on Wednesday 04.05.16
45.	<b>THAT</b> , pursuant to the provisions of Standing Order 28 (4), the Senate resolves to alter its Calendar in respect of the First Part of the Fourth Session for the recess scheduled to commence on 6 <sup>th</sup> May, 2016 and to end on 30 <sup>th</sup> May, 2016 instead of 16 <sup>th</sup> May, 2016	-	The Senate Majority Leader	Sen. Mutula Kilonzo Jnr.	Does not affect Counties	-	Thursday 05.05.16	Adopted without amendments on Thursday 05.05.16
46.	<b>THAT</b> , pursuant to Standing Order 28 (3), the Senate do adjourn until Tuesday 31 <sup>st</sup> May, 2016	-	The Senate Majority Leader	The Senate Minority Leader	Does not affect Counties	-	Thursday 05.05.16	Senate proceeded for recess
47.	<b>WHEREAS</b> Article 43(1)(f) and 53(1)(b) of the Constitution guarantees every citizen a right to education and every child a right to free and compulsory basic education, respectively;	Thursday, 02.06.2016	Sen. George Khaniri					

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	<p><b>NOTING</b> that the Teachers Service Commission is mandated to handle employment, deployment, remuneration and discipline of teachers in public schools in Kenya;</p> <p><b>CONCERNED</b> that there are great disparities in the distribution of teachers in public schools across the country leading to oversupply in some schools and undersupply in others and ultimately leading to major teacher shortage especially in rural and marginalized areas;</p> <p><b>APPRECIATING</b> efforts made by the national government to improve the teacher pupil ratio to international standards in all public schools through yearly employment of teachers;</p> <p><b>FURTHER CONCERNED</b> that the statistics on the number and distribution of teachers in public schools is not readily available;</p> <p><b>NOW THEREFORE,</b> the Senate directs the Ministry of Education, Science and Technology to conduct a countrywide audit on the distribution of teachers in all public schools indicating the requisite establishment per school and the corresponding number of teachers who are in-post and further that the Ministry submits a report to the House on the matter within ninety (90) days.</p>							
48.	<b>THAT,</b> the Senate notes the Report of the 133 <sup>rd</sup> and 134 <sup>th</sup> Assemblies of the Inter-Parliamentary Union and Related meetings held between 15 <sup>th</sup> and 21 <sup>st</sup> October, 2015 in Geneva, Switzerland and 17 <sup>th</sup> and 23 <sup>rd</sup> March, 2016 in Lusaka Zambia, respectively, laid on the Table of the House on Wednesday, 8 <sup>th</sup> June, 2016.	Wednesday, 08.06.2016	Sen. Catherine Mukiite	Sen. Daniel Karaba	Does Not Affect Counties	-	Wednesday 23.11.2016	Adopted without amendments on Wednesday 23.11.2016
49.	<b>THAT,</b> pursuant to Standing Order 247, the Senate approves the Report of the Rules and Business Committee on amendment of Standing Orders laid on the Table of the House on Tuesday, 7 <sup>th</sup> June, 2016.	Tuesday, 07.06.2016	Sen. Kipchumba Murkomen Moved in amended form	Sen. (Dr.) Machage	Does not affect Counties	-	Thursday 16.06.2016	Adopted without amendments on Thursday

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	<b><u>RESOLUTION</u></b> <b>THAT</b> , pursuant to Standing Order 247, the Senate approves the Report of the Rules and Business Committee on amendment to the Standing Orders laid on the Table of the House on Tuesday, 7 <sup>th</sup> June, 2016 subject to deleting the words '5 <sup>th</sup> March, 2014' appearing in paragraph 5 in page 7 of the report and substituting therefore the words '5 <sup>th</sup> April, 2013'.							16.06.16
50.	<b>THAT</b> , the thanks of the Senate be recorded for the address of the Chief Justice of the Republic of Kenya, the Hon. (Dr.) Willy Mutunga delivered on Wednesday, 15 <sup>th</sup> June, 2015.	Wednesday 15.06.2016	The Senate Majority Leader	Sen. Boni Khalwale	Does not affect Counties	-	Wednesday 15.06.2016 Thursday 16.06.2016	Adopted without amendment s on 16.06.16
51.	<b>THAT</b> , pursuant to Standing Order 8 (3), the Senate do adjourn until Tuesday, 28 <sup>th</sup> June, 2016.	Thursday, 16.06.2016	Sen. (Dr.) Agnes Zani	Sen. Janet Ongera	Does not affect Counties	-	Thursday 16.06.2016	Senate proceeded for recess
52.	<b>THAT</b> , the House does adjourn to discuss a matter of ethnic clashes along the Nandi/Kisumu Counties Borders.	Tuesday 28.06.2016	Sen. Anyang' Nyong'o	-	Does Not Affect Counties	-	Tuesday 28.06.2016	Senate discussed the Matter of ethnic clashes along the Nandi- Kisumu Counties Borders
53.	<b>THAT:</b> <b>ACKNOWLEDGING</b> that the sovereign power of the People of Kenya may be exercised directly or indirectly through their democratically elected representatives and that the People's sovereign power shall be exercised only in accordance with the Constitution; <b>RECOGNIZING</b> that through pronouncements, sections of the Kenyan society have raised issues on the credibility, impartiality, integrity and independence of the Independent Electoral and Boundaries Commission, the electoral processes and the electoral law; <b>APPRECIATING</b> the need to have the August 2017	Thursday 30.06.2016	Senate Majority Leader	Senate Minority Leader	Does Not Affect Counties	-	Tuesday 05.07.2016	Adopted without Amendment s on 05.07.2016

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
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general elections conducted by a body enjoying the broad confidence of most Kenyans;  
**NOW THEREFORE** in accordance with the provisions of Article 1(1) and (2) of the Constitution of Kenya and Rule 9 of the Houses of Parliament (Joint Sitings) Rules, the Senate **RESOLVES** that:-

1. The two Houses of Parliament establish a joint select committee consisting of fourteen (14) members, seven (7) each from the two Coalitions in Parliament.
  
2. The mandate of the said joint select committee shall be to:
  - (a) Inquire into the allegations against the Independent Electoral and Boundaries Commission (IEBC) Commissioners and the Secretariat;
  - (b) On the findings of (a) above may recommend legal mechanisms for the vacation from office of the current Commissioners of the Independent Electoral and Boundaries Commission and Secretariat in accordance with the Constitution;
  - (c) Recommend legal, policy and institutional reforms to strengthen the Independent Electoral and Boundaries Commission and improve the electoral system and processes so as to ensure the August, 2017 elections are free and fair and are administered in an impartial, efficient, simple, accurate, verifiable, secure, accountable and transparent manner; and
  - (d) On the basis of the findings and recommendations in (a), (b) & (c) prepare a

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
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report and a draft Bill or draft Bills.

**THE SENATE FURTHER RESOLVES THAT:-**

3. The joint select committee shall report to Parliament within 30 days;
4. The leaders of the two coalitions agree to issue statements separately to support the final report and Draft Bill or Bills;
5. The Majority and Minority leaders in parliament will signify the approval of the final report and draft Bill or Bills by affixing their signatures thereon prior to presentation to Parliament;
6. The joint select committee shall have two Co-chairs each appointed by the respective Coalitions;
7. The Coalitions shall provide joint rapporteurs to the Joint Select Committee, but the official record will be the parliamentary hansard;
8. The joint select committee and each coalition may engage experts, professionals and such other technical resource persons as they may deem necessary;
9. The parliamentary Clerk's office shall provide secretarial services in accordance with the Standing Orders;
10. The Committee shall receive views from experts, members of the public, the business community, civil society, religious groups, political parties, county governments and any other persons on matters relating to the Independent Electoral and Boundaries Commission and the electoral process;

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	<p>11. Each member of the joint select committee shall have one vote. Decisions in the select committee shall be made by two-thirds majority vote;</p> <p>12. The Committee shall formulate its own rules of procedure; and</p> <p>13. The Joint Select Committee shall comprise the following members drawn from the two Coalitions in Parliament:</p> <ol style="list-style-type: none"> <li>1. Sen. Kiraitu Murungi (Co-chair)</li> <li>2. Sen. James Orengo (Co-chair)</li> <li>3. Sen. Kipchumba Murkomen</li> <li>4. Sen. Beatrice Elachi</li> <li>5. Sen. Johnson Muthama</li> <li>6. Sen. Mutula Kilonzo Jnr</li> <li>7. Sen. (Dr.) Boni Khalwale</li> <li>8. Hon. (Dr.) Naomi Shaban</li> <li>9. Hon. Jimmy Angwenyi</li> <li>10. Hon. Moses Kuria</li> <li>11. Hon. (Eng.) Mohamud Mohamed Maalim</li> <li>12. Hon. Junet Mohammed</li> <li>13. Hon. Mishi Mboko</li> <li>14. Hon. David Egesi Simiyu</li> </ol>							

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
54.	<p><b>THAT</b>, pursuant to Standing Order Nos. 176A, 177 and 179, the Senate approves the following Senators nominated by the Senate Business Committee to serve in the Procedure and Rules Committee-</p> <p>1. Sen. David Ekwee Ethuro -Speaker of the Senate – Chairperson  2. Sen. Kembi - Gitura - Deputy Speaker  3. Sen. Elizabeth Ongoro -Member, Chairperson's Panel  4. Sen. Peter Mositet -Member, Chairperson's Panel  5. Sen. (Dr.) Wilfred Machage -Member, Chairperson's Panel  6. Sen. Stephen Sang' -Member, Chairperson's Panel  7. Sen. Martha Wangari  8. Sen. Naisula Lesuuda  9. Sen. Judith Sijeny</p>	Wednesday 06.07.2016	Senate Majority Leader	Sen. Boni Khalwale	Does Not Affect Counties	-	Wednesday, 06.07.2016	Adopted without amendments on 06.07.16
55.	<p><b>THAT</b>, pursuant to Standing Order 30(3)(b), the Senate resolves to meet on Thursday, 14<sup>th</sup> July, 2016 from 9.30am to 12.30pm.</p>	Wednesday 14.07.2016	Sen. Kipchumba Murkomen	Sen. Elizabeth Ongoro	Does Not Affect Counties	-	Wednesday 14.07.2016	The Senate resolved to meet on Thursday, 14 <sup>th</sup> July, 2016 from 9.30am to 12.30pm
56.	<p><b>THAT, CONCERNED</b> about the numerous reports of the arbitrary arrests of innocent people by the police;</p> <p><b>FURTHER CONCERNED</b> that a large number of those arrested are allegedly locked up in police cells without being recorded either in the Occurrence Book or elsewhere;</p> <p><b>DEEPLY CONCERNED</b> that some of the arrested people disappear without a trace and that many who are subsequently traced are found dead away from where</p>	Thursday 14.07.2016	Sen. (Eng.) Muriuki Karue	Sen. Daniel Karaba	Does Not Affect Counties		Thursday 17.11.2016	

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	<p>they were known to have been locked up;</p> <p><b>ALARMED</b> by the recent incident where three young men were locked up for hours at Syokimau Police Post without any record indicating they had been at the police post, only for them to be found days later, in another area far from the police post, having been brutally killed;</p> <p><b>APPRECIATING</b> that the Closed Circuit Television (CCTV) system installed by the Government in Nairobi has helped a lot in criminal investigations;</p> <p><b>NOW THEREFORE</b> the Senate calls upon the National Government to-</p> <p>a)install CCTV cameras in all police stations and police posts in order to record each and every person going in and out of the station;</p> <p>b) have the CCTV system designed in such a way that it is capable of capturing the Occurrence Book entries every twelve hours; and</p> <p>c)ensure the CCTV system is connected to a central depository in order to minimize chances of subsequent tampering.</p>							
57.	<p><b>THAT</b>, the Senate adopts the Report of the Mediation Committee on the Community Land Bill (National Assembly Bill No. 45 of 2015).</p> <p><b>RESOLUTION</b></p> <p><b>THAT</b>, the Motion be amended by deleting the full stop at the end and inserting the following words-</p> <p><i>“laid on the Table of the Senate on Wednesday, 27th July, 2016 and pursuant to Article 113 of the Constitution and standing order 155 (3) of the Senate Standing Orders, approves the mediated version of the Bill.”</i></p>	Wednesday 27.07.2016	Sen. Lenny Kivuti	Sen. Chris Obure	Affects County	Division Results; Ayes; 27 Noes; 1 Abst; 0	Thursday 28.07.2016	Adopted with Amendment s on Thursday 18.08.2016



No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
58.	<p><b>THAT</b>, the Senate adopts the Report of the Mediation Committee on the Land Laws (Amendment) Bill (National Assembly Bill No. 55 of 2015) laid on the Table of the Senate on Wednesday, 27th July, 2016 and pursuant to Article 113 of the Constitution and standing order 155 (3) of the Senate Standing Orders, approves the mediated version of the Bill.</p> <p><b>RESOLUTION</b></p> <p><b>THAT</b>, the Senate adopts the Report of the Mediation Committee on the Land Laws (Amendment) Bill (National Assembly Bill No. 55 of 2015) laid on the Table of the Senate on Wednesday, 27th July, 2016 and pursuant to Article 113 of the Constitution and standing order 155 (3) of the Senate Standing Orders, approves the mediated version of the Bill.</p>	Wednesday 27.07.2016	Sen. Lenny Kivuti	Sen. Hargura Godana	Affects Counties	Division Results; Ayes; 28 Noes; 0 Abst; 0	Thursday 28.07.2016	Adopted with Amendments on Thursday 18.08.2016
59.	<p><b>THAT</b>, the Senate adopts the Report of the Mediation Committee on the Water Bill (National Assembly Bill No. 7 of 2014) laid on the Table of the Senate on Wednesday, 27th July, 2016 and pursuant to Article 113 of the Constitution and standing order 155 (3) of the Senate Standing Orders, approves the mediated version of the Bill.</p> <p><b>RESOLUTION</b></p> <p><b>THAT</b>, the Senate adopts the Report of the Mediation Committee on the Water Bill (National Assembly Bill No. 7 of 2014) laid on the Table of the Senate on Wednesday, 27th July, 2016 and pursuant to Article 113 of the Constitution and standing order 155 (3) of the Senate Standing Orders, approves the mediated version of the Bill.</p>	Wednesday 27.07.2016	Sen. Lenny Kivuti	Sen. Judith Sijeny	Affects Counties	Division Results; Ayes; 28 Noes; 0 Abst; 0	Thursday 28.07.2016	Adopted with Amendments on Thursday 18.08.2016
60.	<p><b>THAT</b>, pursuant to Standing Order 28 (3), the Senate does adjourn until Tuesday, 13th September, 2016.</p>	Thursday 28.07.2016	Sen. Judith Sijeny on behalf of the Senate Majority Leader	Sen. Lenny Kivuti	Does Not Affect Counties	-	Thursday 28.07.2016	Senate Proceeded on recess
61.	<p><b>THAT, AWARE</b> that the Senate resolved to establish a select Committee comprising eleven (11) Senators to inquire into the policy and legislation on the treatment of</p>	Thursday 28.07.2016	Sen. FatumaDullo Moved by	Sen. (Dr.) Boni Khalwale	Does Not Affect Counties	-	Wednesday 05.10.2016	Adopted without amendment

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	<p>prisoners and detained persons in correctional facilities in Kenya on 22nd October, 2015;</p> <p><b>APPRECIATING</b>, that the mandate of the Select Committee lapsed and the Senate extended the same for forty five days on 7th April, 2016;</p> <p><b>REGRETING</b>, that due to heavy workload and sheer magnitude of the assignment, the Committee is yet to table its report in the House and requires more time to conduct a further and thorough inquiry into the subject matter of its mandate ;</p> <p><b>NOW THEREFORE</b>, the Senate resolves to renew the mandate of the committee by a further period of thirty (30) days to enable it conclude its work and table its report in the House.</p>		Sen.(Dr.) Agnes Zani					s on 05.10.16
62.	<p><b>THAT</b>, pursuant to section 17 of the Public Finance Management Act (No. 18 of 2012), the Senate approves the County Governments Cash Disbursement Schedule for the Financial Year 2016/2017 for the period July, 2016 to June, 2017 laid on the Table of the Senate on Friday, 5th August, 2016.</p>	Friday 05.08.2016	Sen. (Dr.) Machege on behalf of the Chairperson, Standing Committee on Finance, Commerce and Budget	Sen. Dan Mwazo	Affects Counties	Division Results; Ayes;28 Noes; 0 Abst; 0	Friday 05.08.2016	Adopted without Amendments on Thursday 18.08.2016
63.	<p><b>THAT</b>, the Senate adopts, the Report of the Mediation Committee on the Natural Resources (Classes of Transactions Subject to Ratification) Bill (National Assembly Bill No. 54 of 2015), laid on the Table of the House on Thursday, 18th August, 2016.</p>	Thursday 18.08.2016	Senate Majority Leader	Senate Minority Leader	Affects Counties	Division Results; Ayes; 25 Noes; 0 Abst; 0	Wednesday 24.08.2016	Adopted without Amendments on Wednesday 24.08.2016
64.	<p><b>THAT</b>, the Senate adopts, the Report of the Mediation Committee on the Forest Conservation and Management Bill (National Assembly Bill No. 49 of 2015), laid on the Table of the House on Thursday, 18th August, 2016.</p>	Thursday 18.08.2016	Senate Majority Leader	Senate Minority Leader	Affects Counties	Division Results; Ayes; 25 Noes; 0 Abst; 0	Wednesday 24.08.2016	Adopted without Amendments on Wednesday 24.08.2016
65.	<p><b>THAT</b>, the Senate adopts the Report of the Joint Parliamentary Select Committee on Matters Relating to the Independent Electoral and Boundaries Commission laid on the Table of the Senate on Thursday, 18th August, 2016.</p>	Thursday 18.08.2016	Sen. James Oreng'o	Sen. Kiraitu Muriungi	Does Not Affect Counties	-	Wednesday 24.08.2016	Adopted without Amendments on Wednesday 24.08.2016

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS	
66.	<b>THAT</b> , the Senate adopts the Report of the Mediation Committee on the Petroleum (Exploration, Development and Production) Bill (National Assembly Bill No. 44 of 2015) laid on the Table of the Senate on Wednesday, 24th August, 2016 and pursuant to Article 113 of the Constitution and Standing Order 155 (3) of the Senate, approves the mediated version of the Bill.	Wednesday 24.08.2016	Sen. Moi	Gideon	Sen. Kipchumba Murkomen	Affects Counties	Division Results; Ayes; 25 Noes; 0 Abst; 0	Wednesday 24.08.2016	Adopted without Amendments on Wednesday 24.08.2016
67.	<b>THAT</b> , the Senate adopts the Report of the Mediation Committee on the Energy Bill (National Assembly Bill No. 50 of 2015) laid on the Table of the Senate on Wednesday, 24th August, 2016 and pursuant to Article 113 of the Constitution and Standing Order 155 (3) of the Senate, approves the mediated version of the Bill.	Wednesday 24.08.2016	Sen. Moi	Gideon	Sen. Kipchumba Murkomen	Affects Counties	Division Results; Ayes; 25 Noes; 0 Abst; 0	Wednesday 24.08.2016	Adopted without Amendments on Wednesday 24.08.2016
68.	<b>THAT</b> , pursuant to Standing Order 28 (4), the Senate resolves to alter its Calendar in respect of Part III of the Fourth Session for the sittings scheduled to resume on 13th September, 2016 instead commences on 20th September, 2016.	Wednesday 24.08.2016	Deputy Senate Majority Leader		Senate Majority Leader	Does Not Affect Counties	-	Wednesday 24.08.2016	Adopted without Amendments on Wednesday 24.08.2016
69.	<b>THAT, WHEREAS</b> , pursuant to Article 181 of the Constitution and section 33 of the County Governments Act, 2012, on 2nd September, 2016, the County Assembly of Nyeri approved a Motion “to remove from office, by impeachment,” the Governor of Nyeri County;  <b>AND FURTHER, WHEREAS</b> by letter dated 2nd September, 2016 (Ref. No. CAN/SEN/PMNT/COR/2/ (3) received in the Office of the Speaker of the Senate on 5th September, 2016, the Speaker of the County Assembly of Nyeri informed the Speaker of the Senate of the approval of the Motion by the County Assembly and further forwarded to the Speaker of the Senate documents in evidence of the proceedings of the Assembly;  <b>AND WHEREAS</b> , pursuant to section 33(3)(b) of the County Governments Act, 2012 and standing order 68(1)(b) of the Senate, the Senate by resolution, may appoint a special committee comprising eleven of its Members to investigate the matter;  <b>NOW THEREFORE</b> , pursuant to section 33(3)(b) of the County Governments Act, 2012 and standing order	Wednesday 07.09.2016	The Senate Majority Leader		The Senate Minority Leader	Affects Counties	Division Results Ayes; 7 Noes; 18 Abst; 0	Wednesday 07.09.2016	Motion Negatived

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	<p>68(1)(b), the Senate resolves to establish a special committee comprising the following Senators -</p> <ol style="list-style-type: none"> <li>1. Sen. Lenny Kivuti</li> <li>2. Sen. Peter Mositet</li> <li>3. Sen. Kimani Wamatangi</li> <li>4. Sen. Billow Kerrow</li> <li>5. Sen. Isaac Melly</li> <li>6. Sen. Joy Gwendu</li> <li>7. Sen. George Munyasa Khaniri</li> <li>8. Sen. Stewart MwachiruMadzayo</li> <li>9. Sen. Judith Achieng' Sijeny</li> <li>10. Sen. Moses Kajwang'</li> <li>11. Sen. Janet Ong'era</li> </ol> <p>to investigate the proposed removal from office of the Governor of Nyeri County and to report to the Senate within ten (10) days of its appointment on whether it finds the particulars of the allegations to have been substantiated.</p>							
70.	<b>THAT</b> , pursuant to Standing Order 28(4), the Senate resolves to alter its Calendar in respect of Part III of the Fourth Session for the sittings scheduled to resume on 20th September, 2016 instead commences on 4th October, 2016.	Thursday 08.09.2016	The Senate Majority Leader	The Senate Minority Leader	Does Not Affect Counties	-	Thursday 08.09.2016	Adopted without amendment on Thursday 08.09.2016
71.	<b>THAT</b> , pursuant to Article 107 (1) (c) of the Constitution and Standing Order No. 18 of the Senate, the Senate resolves to elect Senator Mutula Kilonzo Junior and Senator Naisula Lesuuda to preside over the Senate, today, Thursday, 8th September, 2016.	Thursday 08.09.2016	The Senate Majority Leader	Sen. Janet Ong'era	Does Not Affect Counties	-	Thursday 08.09.2016	Adopted without amendment on Thursday 08.09.2016
72.	<b>THAT, WHEREAS</b> , pursuant to Article 181 of the Constitution and section 33 of the County Governments Act, 2012, on 2 <sup>nd</sup> September, 2016, the County Assembly of Nyeri approved a Motion <i>"to remove from office, by impeachment,</i> "the Hon. James Nderitu Gachagua, the Governor of Nyeri County;  <b>AND FURTHER, WHEREAS</b> by letter dated 2 <sup>nd</sup>	Wednesday 14.09.2016	The Senate Majority Leader	The Senate Minority Leader	Affects Counties	1. Gross Violation of the Constitution of Kenya, 2010, the County Governments Act, 2012, the	Wednesday 14.09.2016	Motion negated on Wednesday 14.09.2016

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	<p>September, 2016 (Ref. No. CAN/SEN/PMNT/COR/2/ (3) received in the Office of the Speaker of the Senate on 5<sup>th</sup> September, 2016, the Speaker of the County Assembly of Nyeri informed the Speaker of the Senate of the approval of the Motion by the County Assembly and further forwarded to the Speaker of the Senate documents in evidence of the proceedings of the Assembly;</p> <p><b>AND WHEREAS</b> pursuant to Article 181 of the Constitution, section 33 of the County Governments Act, 2012 and standing order No. 68, the Senate heard the County Assembly on the grounds of removal from office by impeachment of the Governor;</p> <p><b>AND FURTHER, WHEREAS</b> pursuant to Article 181 of the Constitution, section 33 of the County Governments Act, 2012 and standing order No. 68, the Senate also heard the Governor of Nyeri County on the grounds of removal from office by impeachment of the Governor;</p> <p><b>NOW THEREFORE,</b> pursuant to Article 181 of the Constitution, section 33 of the County Governments Act, 2012 and standing order No. 68, the Senate resolves to remove from office by impeachment, the Hon. James Nderitu Gachagua, the Governor of Nyeri County on the following charges; namely:-</p> <ol style="list-style-type: none"> <li>1. Gross Violation of the Constitution of Kenya, 2010, the County Governments Act, 2012, the Public Finance Management Act, 2012 and the Public Procurement and Disposal Act, 2005;</li> <li>2. Failure to comply with the Law; and</li> <li>3. Abuse of Office/Gross Misconduct.</li> </ol>					<p>Public Finance management Act, 2012 and the Public Procurement and Disposal Act 2005</p> <p>Division Results; Ayes; 1 Noes; 31 Abst; 1</p> <p>2. Failure to Comply with the Law</p> <p>Division Results; Ayes; 0 Noes; 32 Abst; 1</p> <p>3. Abuse of Office/Gross Misconduct</p> <p>Division Results; Ayes; 0 Noes; 32 Abst; 1</p>		

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73.	<b>THAT</b> , pursuant to Standing Order 18 and Article 107(1)(c) of the Constitution, the House elects Senator Christopher Obure to preside over sittings of the Senate for the remainder of the day.	Wednesday 05.10.2016	Sen. (Dr.) Agnes Zani	Sen. Daniel Karaba	Does Not Affect Counties	-	Wednesday 05.10.2016	Adopted on Wednesday 05.10.16 without amendment s
74.	<b>THAT</b> , pursuant to Standing Order 28(4), the Senate resolves to alter its Calendar in respect of Part III of the Fourth Session so that the recess scheduled to commence on Friday, 14 <sup>th</sup> October, 2016 be deferred to start on Thursday, 20 <sup>th</sup> October, 2016 and accordingly, for the Senate to adjourn on Wednesday, 19 <sup>th</sup> October, until Tuesday, 1 <sup>st</sup> November, 2016 when the sittings will resume.	Wednesday 12.10.2016	Deputy Senate Majority Leader	Sen. Mutula Kilonzo Jr	Does Not Affect Counties	-	Wednesday 12.10.2016	Adopted without amendment on Wednesday 12.10.2016
75.	<b>THAT</b> , the Senate adopts the Report of the Sessional Committee on Devolved Government on the Appeals for Transfer of Functions by various County Government laid on the Table of the Senate on Tuesday, 18 <sup>th</sup> October, 2016.	Tuesday 18.10.2016	Sen. Wilfred Lesan	Sen. Kipchumba Murkomen	Affects Counties	Division Results Ayes; 24 Noes; 0 Abst; 0	Tuesday 18.10.2016	Adopted without Amendment s on Tuesday 19.10.2016.
76.	<b>THAT, pursuant</b> to Standing Order 28 (3), the Senate does adjourn until Tuesday, 1 <sup>st</sup> November, 2016.	Wednesday 19.10.2016	Senate Minority Leader	Sen. Daniel Karaba	Does Not Affect Counties.	-	Wednesday 19.10.2016	Senate adjourned until Tuesday 1 <sup>st</sup> November, 2016.
77.	<b>THAT</b> , the amendments by the National Assembly to the Statute Law (Miscellaneous Amendments) Bill (Senate Bill No. 6 of 2014) be now considered.	Thursday 24.11.2016	Sen. Stephen Sang	Sen. Boni Khalwale	Does Not Affect Counties	-	Thursday 24.11.2016	Negated on Thursday 24.11.2016.
78.	<b>THAT</b> , pursuant to standing order 31 and notwithstanding the provisions of standing order 30(1), the Senate resolves to adjourn today, Thursday, 24 <sup>th</sup> November, 2016 and resume sittings on Wednesday, 30 <sup>th</sup> November, 2016 to allow the East African Legislative Assembly to hold its sittings in the Senate Chamber on	Thursday 24.11.2016	Senate Majority Leader					

No	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	AFFECTS/ DOES NOT AFFECT COUNTIES	DIVISION	DATES DEBATED AND CONCLUDED	REMARKS
	Tuesday, 29 <sup>th</sup> November, 2016.							
79.	<b>THAT</b> , the Senate adopts the Report of the Sessional Committee on the County Public Accounts and Investments on the disorderly conduct of Honourable Mwangi Wa Iria, the Governor of Murang'a County, laid on the Table of the House on Tuesday 29th November, 2016.	Tuesday 29.11.2016	Sen. (Prof.) Anyang' Nyong'o					
80.	<b>THAT</b> , the Senate adopts the Report of the Standing Committee on Finance, Commerce and Budget on the 2017 Budget Policy Statement laid on the Table of the Senate on Wednesday, 30 <sup>th</sup> November, 2016.	Wednesday 30.11.2016	Sen. Billow Kerrow	Sen. Mutula Kilonzo Jr	Affects Counties	Awaiting Division	Thursday 01.12.2016	
81.	<b>THAT</b> , the Senate adopts the Report of the Senate Business Committee on its inquiry into a complaint made by Governor (Dr.) Evans Kidero regarding the conduct of Senator Mike Gideon Mbuvi Kioko Sonko, laid on the Table of the House on Thursday 1 <sup>st</sup> December, 2016.	Thursday 01.12.2016	Sen. (Prof.) John Lonyangapuo	Sen. Beatrice Elachi	Does Not Affect Counties	-	Thursday 01.12.2016	Adopted without Amendment s on Thursday 01.12.2016.
82.	<b>THAT</b> , pursuant to Standing Order 28 (3), the Senate do adjourn until Tuesday, 14 <sup>th</sup> February, 2017.	Thursday 01.12.2016	Sen. Beatrice Elachi	Sen. Johnson Muthama	Does Not Affect Counties	-	Thursday 01.12.2016	Senate Proceeded on recess.