



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (TWELFTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

SPECIAL SITTING

TUESDAY, JUNE 30, 2020 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. **COMMUNICATION FROM THE CHAIR ON CONVENING OF SPECIAL SITTING OF THE SENATE ON JUNE, 30 2020**

The Speaker conveyed the following communication from the Chair-

“Honourable Senators,

Allow me to take this opportunity to welcome you to this Special Sitting of the Senate.

On the request of the Senate Majority Leader via letter Ref. No. SEN/ML/2020/26/6, dated 26th June, 2020, and with the support of the requisite number of Senators, I appointed today, Tuesday, 30th June, 2020 as a day for a special sitting of the Senate vide Gazette Notice No. 4465, dated 26th June, 2020.

In the Gazette Notice, I indicated that the business to be transacted at this special sitting shall be –

- a) The National Drought Management Authority (Amendment) Bill (National Assembly Bills No. 26 of 2019);
- b) The Pandemic Response and Management Bill (Senate Bills No. 6 of 2020);
- c) The Kenya Medical Supplies Authority (Amendment) Bill (Senate Bills No. 38 of 2018);
- d) The Cancer Prevention and Control (Amendment) Bill (Senate Bills No. 9 of 2019);
- e) National Assembly Amendments to the Office of the County Attorney Bill (Senate Bills No. 3 of 2018);

- f) National Assembly Amendments to the Petition to County Assemblies (Procedure) Bill (Senate Bills No. 22 of 2018);
- g) National Assembly Amendments to the County Early Childhood Education Bill (Senate Bills No. 26 of 2018); and
- h) The Third Basis for Revenue Allocation among the County Governments.

Hon. Senators, from the onset, I wish to draw you to Standing Order No.116 on Disorderly Conduct. It says-

- (1) A Senator is disorderly if the Senator—
 - (a) creates disorder;
 - (b) knowingly raises a false point of order;
 - (c) unnecessarily interrupts proceedings or consults in a disruptive manner;
 - (d) fails to record abstention in a Division;
 - (e) makes allegations without, in the Speaker's opinion, adequate substantiation; or
 - (f) commits any other breach of these Stranding Orders that in the opinion of the Speaker, constitutes disorderly conduct.

I appeal to you that we should not get to where I am forced to apply this Standing Order so that we are able to proceed in an orderly manner.”

4. THE NATIONAL DROUGHT MANAGEMENT AUTHORITY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 26 OF 2019)

Order for Second Reading read;

Motion made and Question proposed;

THAT, the National Drought Management Authority (Amendment) Bill (National Assembly Bills No. 26 of 2019) be now read a Second Time.

(The Senate Majority Leader – 09.06.2020)

Debate interrupted on Tuesday, 23rd June, 2020 resumed on a Division;

The Speaker, directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minutes;

The names of the Tellers were annouced;

1. Sen. Irungu Kang'ata - AYES
2. Sen. Mutula Kilonzo Jr - NOES

After the expiry of the two minutes, the Speaker directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES - 41**NOES - 0****ABSTENTION - 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Khaniri George
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Masitsa Naomi Shiyonga – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
28. Sen. Murkomen Onesimus Kipchumba
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Olekina Ledama
35. Sen. Onger Samson Kegengo
36. Sen. Orengo James
37. Sen. Outa Fredrick Otieno

38. Sen. Poghisio Samuel Losuron
39. Sen. Sakaja Johnson Arthur
40. Sen. Wambua Enoch Kiio
41. Sen. Wetangula Moses Masika

Question agreed to.

Bill read a Second Time and committed to the Committee of the Whole today, by leave of the Senate.

5. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Chairperson of Committees – in the Chair)

THE PANDEMIC RESPONSE AND MANAGEMENT BILL (SENATE BILLS NO. 6 OF 2020)

Clause 3 - deletion of clause proposed

THAT, the Bill be amended by deleting clause 3.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minutes;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 3 – deleted.

Clauses 4 - 8

Motion made and Question proposed;

THAT, clauses 4 - 8 be part of the Bill.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES - 43

NOES - 0

ABSTENTION - 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew

18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 4-8 – agreed to.

Clause 9 - amendment proposed

THAT, clause 9 of the Bill be amended by inserting the following new paragraphs immediately after paragraph (j)—

- (k) assess the country's capacity to deal with the pandemic;
- (l) develop and publicize an appropriate national plan to manage the pandemic;
- (m) develop an appropriate post pandemic recovery framework for all sectors affected by the pandemic;
- (n) develop a community engagement strategy to manage the pandemic; and
- (o) provide up-to-date information to the public on the pandemic and the steps the Committee has taken to manage the pandemic and mitigate against its impact.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Further amendment proposed

THAT, clause 9 of the Bill be further amended by inserting the following new paragraph immediately after paragraph (j) –

(k) make recommendations it may consider necessary to the relevant ministry to mitigate the impact of future pandemics.

(Sen. Farhiya Ali Haji, MP)

Further amendment withdrawn by the Mover

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson

14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
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26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
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33. Sen. Mwinyihaji Mohamed Faki
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35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kii
43. Sen. Wetangula Moses Masika

Clause 9 (as amended) – agreed to.

Clauses 10 - 12

Motion made and Question proposed;

THAT, clauses 10 - 12 be part of the Bill.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
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8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi

32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clauses 10-12 – agreed to.

Clause 13 - amendment proposed

THAT, clause 13 of the Bill be amended in subclause (1) by—

- (a) deleting the word “bi-weekly status reports providing” appearing immediately after the words “submit to Parliament” and substituting therefor the words “once in every two weeks a status report providing information on”; and
- (b) inserting the following new subparagraph immediately after subparagraph (iii) in paragraph (a)—
 - (iv) resource mobilization and expenditure on the pandemic;and

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minutes;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghismo Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 13 (as amended) – agreed to.

Clauses 14 – 18

Motion made and Question proposed;

THAT, clauses 14 – 18 be part of the Bill.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul

16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’ a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’ o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clauses 14 - 18 – agreed to.

Clauses 19 - 24 - delition proposed

THAT, the Bill be amended by deleting clauses 19 - 24.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson (Sen. (Prof.) Margaret Kamar, MP) directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
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14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
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26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua

35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clauses 19 – 24 – deleted.

Clause 25 - amendment proposed

THAT, clause 25 of the Bill be amended—

- (a) by renumbering the existing clause as subclause (1);
- (b) in the new subclause (1) deleting the word “may” appearing immediately after the words “relating to finance” and substituting therefor the word “shall”; and
- (c) by inserting the following new subclause—
 - (2) The Cabinet Secretary for matters relating to finance may, for purposes of subsection (1) prescribe measures restricting the Kenya Revenue Authority from the enforcement of tax obligations during a pandemic.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson (Sen. (Prof.) Margaret Kamar, MP) directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghismo Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 25 (as amended) – agreed to.

Clause 26 - amendment proposed

THAT, Bill be amended by deleting clause 26 and substituting therefor the following new clause —

Loans and mortgages. 26. (1) Where a pandemic has a negative impact on the capacity of a borrower to meet his or her contractual obligations entered into prior to the declaration of a pandemic, the following measures shall apply during the pandemic up to two months after the end of the pandemic

- (a) the borrower may give notice of default in writing to the respective lending financial institution specifying the reason for default to be as a result of the pandemic;
 - (b) the borrower and the lending financial institution may enter into an agreement for the extension of the timelines for repayment;
 - (c) where the borrower and the lending financial institution fail to agree on the timeline for extension of the repayment, the lending financial institution shall determine a reasonable timeline for repayment;
 - (d) the borrower shall not be listed by a credit reference bureau on account of a default; and
 - (e) the statutory notice of realisation of a security given shall not be issued.
- (2) The Cabinet Secretary responsible for matters relating to finance shall—
- (a) in consultation with financial institutions, develop a criteria for debt review; and
 - (b) with the approval of Parliament, implement measures to cushion lenders and borrowers.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Further amendment proposed

THAT clause 26 of the Bill be amended by inserting the following new sub-clause immediately after sub-clause (2) –

(2A) Where, despite the implementation of the measures specified under subsection (1), a borrower is unable to meet the contractual obligations at the expiry of the two-month period owing to the impact of the pandemic on that borrower –

- (a) the borrower and the lending financial institution shall review and may extend the terms of the arrangement entered into under subsection (1)(a) for such further period as shall be necessary as to enable the borrower meet the contractual obligations; and

- (b) the provisions of subsection (1) shall continue to apply for the duration of the arrangement entered into under paragraph (a).

(Sen. Farhiya Ali Haji, MP on behalf of Sen. Beth Mugo, MP)

Further amendment withdrawn by the Mover

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi

19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’ a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’ o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 26 (as amended) – agreed to.

Clause 27 - amendment proposed

THAT, clause 27 of the Bill be amended—

- (a) by renumbering the existing clause as subclause (1);
- (b) in the new subclause (1) by inserting the words “entered into prior to the declaration of a pandemic” immediately after the words “of obligations”;
- (c) by inserting the following new subclauses immediately after the new subclause (1)—
 - (2) The Cabinet Secretary responsible for matters relating to finance shall—
 - (a) in consultation with the association representing the largest number of lending institutions, prescribe an eligibility criterion for a moratorium under subsection (1); and
 - (b) prescribe the criteria to be applied by a lending financial institution in determining the period for which the moratorium will apply with respect to its borrowers.

(3) A statutory agency shall not charge fees, interest or penalties for late payment or failure by a person to meet their obligations under a contract during the pandemic period.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar

21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 27 (as amended) – agreed to.

Clause 28 - amendment proposed

THAT, the Bill be amended by deleting clause 28 and substituting therefor the following new clause—

Contractual obligations. 28. Where a contract was entered into before the declaration of a pandemic and the pandemic affects the performance of a contractual obligation—

- (a) the defaulting party may give notice of default in writing to the other party citing the reason for the default to be as a result of the pandemic; and
- (b) the parties to a contract may enter into an arrangement to review the terms of the contract and to extend the timelines for the defaulting party to meet the contractual obligations.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett

28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 28 (as amended) – agreed to.

Clause 29 - amendment proposed

THAT, the Bill be amended by deleting clause 29.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson (Sen. (Prof.) Margaret Kamar, MP) directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 29 deleted.

Clause 30 - amendment proposed

THAT, the Bill be amended by deleting clause 30 and substituting therefor the following new clause—

Labour relations. 30. (1) The Cabinet Secretary responsible for matters relating to labour shall, with the approval of Parliament, develop measures to cushion employers and employees during the pandemic.

(2) The measures taken by an employer who is adversely affected by a pandemic, with respect to an employee, shall not contravene the existing employment and labour relations laws.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Further amendment proposed

THAT, the Bill be amended by deleting clause 30.

(Sen. Irungu Kang'ata, MP)

Further amendment dropped in the absence of the Mover

Further amendment proposed

THAT, clause 30 of the Bill be amended in sub-clause (1) by –

(a) deleting paragraph (b) and substituting therefor the following new paragraph –

(b) an employer may review the terms of employment including a deduction of the wage payable to such an employee in accordance with subsection (1A).

(b) inserting the following new sub-clause immediately after sub-clause (1) –

(1A) An employer shall not deduct the salary or wage payable to an employee under subsection (1)(b) unless the employer has issued to the employee a one month's notice of intention to deduct the salary or wages.

(Sen. Farhiya Ali Haji, MP on behalf of Sen. Beth Mugo, MP)

Amendment withdrawn by the Mover.

Further amendment proposed

THAT, clause 30 of the Bill be amended in subsection (1) by deleting paragraph (b).

(Sen. Farhiya Ali Haji, MP)

Further amendment withdrawn by the Mover.

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika

20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’ a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’ o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 30 (as amended) – agreed to.

Clause 31

Motion made and Question proposed;

THAT, clause 31 be part of the Bill.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo

38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghismo Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 31 – agreed to.

Clause 32 - amendment proposed

THAT, clause 32 of the Bill be amended in the introductory clause by deleting the word “may” appearing immediately after the words “government agencies” and substituting therefor the word “shall”.

(Sen. Farhiya Ali Haji, MP-09.06.2020)

Further amendment proposed

THAT, clause 32 of the Bill be amended in the introductory clause by deleting the word “may” appearing immediately after the words “government agencies” and substituting therefor the word “shall”.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Further amendment withdrawn by the Mover.

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson (Sen. (Prof.) Margaret Kamar, MP) directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 32 (as amended) – agreed to.

Clause 33 - amendment proposed

THAT, clause 33 of the Bill be amended—

- (a) by renumbering the existing clause as subclause (1);
- (b) in the new subclause (1) by—
 - (i) inserting the words “during a pandemic” immediately after the words “other law where” in the introductory clause;
 - (ii) inserting the words “subject to subsection (2)” immediately after the words “such business may” in paragraph (a);
 - (iii) deleting paragraph (b) and substituting therefore the following new paragraph—
 - (b) the Speakers of Parliament shall, with the approval of the respective House, make guidelines on the conduct of plenary and committee sittings remotely;
 - (iv) deleting paragraph (c) and substituting therefore the following new paragraph—
 - (c) the Speaker of each county assembly shall, with the approval of the respective county assembly, make guidelines on the conduct of plenary and committee sittings remotely;
- (c) by inserting the following clauses immediately after the new subclause (1)—
 - (2) The holding of a meeting under subsection (1)(a) shall be subject to the existing laws on the conduct of meetings and the validity of resolutions.
 - (3) The Cabinet Secretary for matters relating to information, communications and technology shall make regulations for the protection of data and information transmitted during meetings held remotely.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minutes;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron

41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 33 (as amended) – agreed to.

Clause 34

Motion made and Question proposed;

THAT, clause 34 be part of the Bill.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu

12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’ a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’ o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 34 – agreed to.

Clause 35 - amendment proposed

THAT, clause 35 of the Bill be amended in subclause (1) by deleting the word “person’s” appearing immediately after the words “discharge of the” in paragraph (a) and substituting therefor the word “officer’s”.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary

and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba

30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 35 (as amended) – agreed to.

Clause 36 - amendment proposed

THAT, clause 36 of the Bill be amended in paragraph (a) by deleting the words “from a public office” appearing immediately after the words “or other benefit” and substituting therefor the words “under this Act”.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma

2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 36 (as amended) – agreed to.

Clause 37 - amendment proposed

THAT, clause 37 of the Bill be amended by—

- (a) renumbering the existing provision as subclause (1); and
- (b) inserting the following new subclause immediately after the new subclause (1)—

(2) Despite any penalty that may be imposed under subsection (1), a person who is found guilty of an offence under subsection (1) is liable to pay three times the value of the misappropriated money or goods.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Further amendment proposed

THAT, clause 37 of the Bill be amended by deleting the words “exceeding ten million shillings” appearing immediately after the words “a fine not” and substituting therefor the words “less than three times the value of the goods or money misappropriated”.

(Sen. Farhiya Ali Haji, MP)

Further amendment withdrawn by the Mover

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES - 43

NOES - 0

ABSTENTION - 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui

5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 37 (as amended) – agreed to.

Clause 38

Motion made and Question proposed;

THAT, clause 38 be part of the Bill.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim

23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 38 – agreed to.

Clause 39 - amendment proposed

THAT, the Bill be amended by deleting clause 39 and substituting therefor the following new clause —

Regulations.

39. (1) The Cabinet Secretary may, in consultation with the National Committee and the Council of County Governors, make regulations—

- (a) prescribing anything that is required to be prescribed under this Act; and
- (b) generally, for the better carrying out of the provisions of this Act.

(2) Without prejudice to the generality of subsection (1), the Cabinet Secretary may, in consultation with the National Committee and the Council of County Governors, make regulations —

- (a) to provide for measures for prevention, mitigation, preparedness, response and recovery from the pandemic;
- (b) to provide for emergency registration of the relevant professionals;
- (c) in consultation with—
 - (i) the Cabinet Secretary responsible for matters relating to information and communication

- technology, make regulations to provide for collection and publication of data relating to the pandemic;
- (ii) the Cabinet Secretary responsible for the coordination of national government functions, make regulations to provide for use of listed premises as shelters to manage a pandemic;
- (iii) the Cabinet Secretary responsible for matters relating to labour, make regulations to provide for additional services to be categorized under essential services despite the provisions of the Labour Relations Act;
- (iv) the Cabinet Secretary responsible for matters relating to trade and industry, make regulations to provide for consumer protection measures despite the provisions of the Consumer Protection Act;
- (v) the Cabinet Secretary responsible for matters relating to social assistance, make regulations to provide for care and protection of vulnerable persons;
- (vi) the Cabinet Secretary responsible for matters relating to information and communication technology, make regulations to provide for conduct of public awareness and civic education on management of the pandemic; or
- (d) make regulations to provide for any relevant rules or standards required for the effective implementation of this Act.
- (3) For the purposes of Article 94(6) of the Constitution—
- (a) the power of the Cabinet Secretary to make regulations shall be limited to bringing into effect the provisions of this Act and the fulfilment of the objectives specified under subsection (1); and
- (b) the principles and standards set out under the Interpretation and General Provisions Act and the Statutory Instruments Act, 2013 in relation to subsidiary legislation shall apply to regulations made under this Act.
- (4) The Cabinet Secretary shall, within three days after the publication of a regulation under this Act, ensure that a copy of the regulation is transmitted to the Clerk of the National Assembly and the Senate for tabling before each House of Parliament.

Act No. 14
of 2007.

Act No. 46
of 2012.

Cap. 2.
No. 23 of
2013.

(5) Each House of Parliament shall consider and either approve or annul regulations made under this Act within seven days after the tabling of the regulations in the respective House.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi

19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling’ a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’ o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 39 (as amended) – agreed to.

Clause 40 - amendment proposed

THAT, the Bill be amended by deleting clause 40.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo

38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisiio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Clause 40 - deleted.

New Clause 7A - insertion of New Clause proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 7—

Declaration of 7A. The President shall, on the the end of a recommendation of the National Committee and by pandemic. notice in the *Gazette*, declare that a pandemic is no longer a threat to the social, economic or political stability of the country.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya)

Motion made and Question proposed-

THAT, the New Clause 7A be now read a Second Time.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-9.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Question – agreed to.

Motion made and question proposed;

That, the new clause 7A be part of the Bill.

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
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11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
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15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
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26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
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36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghisio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

New Clause 7A – agreed to.

New Clause 30A - insertion of New Clause proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 30—

Designation of vulnerable persons.	30A. (1) The Cabinet Secretary may, in consultation with the National Committee, the Council of County Governors and the Cabinet Secretary responsible for matters relating to social assistance, by notice in the <i>Gazette</i> , designate categories of vulnerable persons affected by a pandemic.
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(2) Despite subsection (1), vulnerable persons shall include—

- (a) orphans and at risk children;
- (b) persons with disabilities;
- (c) poor elderly persons;
- (d) persons who have lost their source of income owing to the pandemic;
- (e) poor widows and widowers;
- (f) persons disabled by acute chronic illnesses and who cannot meet their basic needs; and
- (g) micro, small and medium enterprises affected

by a pandemic.

(3) In this Part,—

“at risk child” means a child who—

- (a) is under the care of a person who suffers a disability or serious long-term ailment which renders the person unable to care for the child;
- (b) has been abandoned by a parent or parents and is not under the care of a guardian who provides the basic needs of the child; or
- (c) is under the care of parents or guardians who are unable to provide for the child’s basic needs;

No. 55 of 2012.

“medium enterprise” means a firm, trade, service, industry or a business activity—

- (a) whose annual turnover is at least five million shillings and does not exceed eight hundred million shillings; and
- (b) which employs between fifty and ninety-nine people.

No. 55 of 2012.

“micro enterprise” has the meaning assigned to it under section 2 of the Micro and Small Enterprises Act;

“orphan” means a child with no parents, either biological or adoptive, and who is not under the care of a guardian who provides the basic needs of the child;

“person with a disability” means a person who—

- (a) suffers from severe mental or physical disability;
- (b) the disability renders the person incapable of catering for their basic needs; and
- (c) there is no known source of income or support for the person;

“poor elderly person” means a person who has attained the age of sixty-five years and cannot meet their basic needs;

“poor widow or widower” means a widow or widower who cannot meet her or his basic needs; and

“small enterprise” has the meaning assigned to it under section 2 of the Micro and Small Enterprises Act.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya)

Motion made and Question proposed-

THAT, the New Clause 30A be now read a Second Time.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-9.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES - 43

NOES - 0

ABSTENTION - 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kiburu Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina

17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’ a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’ o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Question – agreed to.

Motion made and question proposed;

That, the new clause 30A be part of the Bill.

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno

- 40. Sen. Poghisio Samuel Losuron
- 41. Sen. Sakaja Johnson Arthur
- 42. Sen. Wambua Enoch Kiio
- 43. Sen. Wetangula Moses Masika

New Clause 30A – agreed to.

New Clause 38A - insertion of New Clause proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 38—

<p>Establishment of a fund. No. 18 of 2012.</p>	<p>38A. The Cabinet Secretary responsible for matters relating to finance may, where he considers it necessary, establish a fund pursuant to section 24(4) of the Public Finance Management Act for the effective mitigation and management of the adverse effects of the pandemic.</p>
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(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya)

Motion made and Question proposed-

THAT, the New Clause 38A be now read a Second Time.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-9.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Murkomen Onesimus Kipchumba
30. Sen. Mutula Kilonzo Junior
31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

Question

– agreed to.

Motion made and question proposed;

That, the new clause 38A be part of the Bill.

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES - 43

NOES - 0

ABSTENTION - 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
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10. Sen. Kamar Margaret Jepkoech
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15. Sen. Kimani Wamatangi Paul
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17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru

22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’ a
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37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kii
43. Sen. Wetangula Moses Masika

New Clause 38A – agreed to.

Clause 2 – amendment proposed

THAT, clause 2 of the Bill be amended by deleting the definition of the term “Fund”.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Further amendment proposed

THAT, clause 2 of the Bill be amended by inserting the following new definitions immediately after the definition of the word “pandemic” –

“vulnerable household” means a family which does not have a place to reside or is living in a dwelling place subject to payment of a fee, the provider of the family is or has become unemployed or is on unpaid leave and the family has no other source of income.

No. 24 of
2013.

“vulnerable person” means –

- (a) a person specified under sections 20, 21, 22 and 23 of the Social

Assistance Act; or

- (b) such other person as the Cabinet Secretary shall designate by notice in the Gazette.

(Sen. Beth Mugo, MP)

Amendment dropped in the absence of the Mover.

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
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36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kii
43. Sen. Wetangula Moses Masika

Clause 2 (as amended) – agreed to.

The Title and Clause 1

Motion made and Question proposed;

THAT, the Title and Clause 1 be part of the Bill.

(Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya-09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 43**NOES - 0****ABSTENTION - 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Boy Issa Juma
3. Sen. Cherakey Samson Kiprotich
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal
8. Sen. Kabaka Boniface Mutinda
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10. Sen. Kamar Margaret Jepkoech
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12. Sen. Khaniri George
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a

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26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
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31. Sen. Mwangi Paul Githiomi
32. Sen. Mwaruma Johnes Mwashushe
33. Sen. Mwinyihaji Mohamed Faki
34. Sen. Nderitu John Kinyua
35. Sen. Ndwiga Peter Njeru
36. Sen. Olekina Ledama
37. Sen. Ongeru Samson Kegengo
38. Sen. Orengo James
39. Sen. Outa Fredrick Otieno
40. Sen. Poghio Samuel Losuron
41. Sen. Sakaja Johnson Arthur
42. Sen. Wambua Enoch Kiio
43. Sen. Wetangula Moses Masika

The Title and Clause 1 – agreed to.

Motion made:

THAT, the Bill be reported with amendments.

(Sen. (CPA) Farhiya Ali, MP)

Before the question was put and pursuant to Standing Order 79, the Chairperson ruled that the question did not affect counties;

Question put and agreed to.

6. HOUSE RESUMED – Speaker – in the Chair

7. THE PANDEMIC RESPONSE AND MANAGEMENT BILL (SENATE BILLS NO. 6 OF 2020)

Bill reported with amendments;

Motion made and Question proposed-

That, the House do agree with the Committee of the Whole in the said Report.

(Sen. (CPA) Farhiya Ali, MP on behalf of the Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

That, the Pandemic Response and Management Bill (Senate Bills No. 6 of 2020) be now read a Third time.

(Sen. Farhiya Ali on behalf of the Chairperson, Ad hoc Committee on COVID-19 Situation in Kenya)

There being no Senator wishing to contribute;

The House proceeded to a Division.

The Speakeer directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for four minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the four minutes, the Speaker directed that the doors be locked and the bars be drawn;

The Speaker put the Question and directed the Clerk to call out the names of the Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 27

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles Ekal
7. Sen. Kabaka Boniface Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Mwaura Isaack- voted on behalf of the Kiambu County delegation
11. Sen. Langat Christopher Andrew

12. Sen. Madzayo Stewart Mwachiru
13. Sen. Mahamud Mohamed Maalim
14. Sen. Masitsa Naomi Shiyonga – voted on behalf of the Kakamega County delegation
15. Sen. Mbogo George Ochilo Ayacko
16. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
17. Sen. Mutula Kilonzo Junior
18. Sen. Mwinyihaji Mohamed Faki
19. Sen. Nderitu John Kinyua
20. Sen. Ndwiga Peter Njeru
21. Sen. Olekina Ledama
22. Sen. Ongeru Samson Kegengo
23. Sen. Orengo James
24. Sen. Poghio Samuel Losuron
25. Sen. Haji Fariya Ali – voted on behalf of the Nairobi County delegation
26. Sen. Wambua Enoch Kiiro
27. Sen. Wetangula Moses Masika

Question - agreed to.

Bill read a Third Time and passed.

8. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Chairperson of Committees – in the Chair)

THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 38 OF 2018)

Clauses 2 and 3

Motion made and Question proposed;

THAT, Clauses 2 and 3 be part of the Bill.

(Chairperson, Standing Committee on Health- 09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe

32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

Clauses 2 and 3 – agreed to.

Clause 4 - amendment proposed

THAT, the Bill be amended by deleting clause 4 of the Bill and substituting therefor the following new clause—

Amendment of 4. Section 4 of the Principal Act is amended by deleting section 4 of No. subsection (2) and substituting therefor the following new 20 of 2013. subsection—

(2) The Cabinet Secretary may assist the Authority to determine the requirement of drugs and medical supplies in National Referral hospitals.

(2A) The County Government may assist the Authority to determine the requirement of drugs and medical supplies in the respective county health facilities.

(Chairperson, Standing Committee on Health- 09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghisio Samuel Losuron
40. Sen. Sakaja Johnson Arthur

41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

Clause 4 (as amended) – agreed to.

Clauses 5 – 7

Motion made and Question proposed;

THAT, Clauses 5 - 7 be part of the Bill.

(Chairperson, Standing Committee on Health- 09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu

13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghisio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

Clause 5-7 – agreed to.

New Clause 5A

- insertion of New Clause proposed

THAT, the Bill be amended by inserting the following new clauses immediately after clause 5 –

Insertion of 5A. The principal Act is amended by inserting the section 6A in No. following new section immediately after section 6—
20 of 2013 Headquarters 6A. The headquarters of the Authority shall be in the capital city, but the Authority may establish such branches as it may consider necessary.

(Chairperson, Standing Committee on Health)

Motion made and Question proposed-

THAT, the New Clause 5A be now read a Second time.

(Chairperson, Standing Committee on Health-9.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika

20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghisio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

Question – agreed to.

Motion made and question proposed;

THAT, the new clause 5A be part of the Bill.

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang’ Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang’ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County Delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghisio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

New Clause 5A – agreed to.

New Clause 5B - insertion of new clause proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 5A –

- | | |
|---|---|
| Amendment
of section 8
of No. 20 of
2013 | 5B. Section 8 of the principal Act is amended—
(a) in subsection (2) by deleting the words “or
medicine” appearing at the end of
paragraph (a) and substituting therefor the
words “medicine, business management,
finance, supply chain management, or any
other related field from a recognized
university”;
(b) in subsection (3) by deleting paragraph (b);
(c) in subsection (4) by inserting the words
“upon satisfactory performance”
immediately after the words “four years
and” |
|---|---|

(Chairperson, Standing Committee on Health)

Motion made and Question proposed-

THAT, the New Clause 5B be now read a Second Time.

(Chairperson, Standing Committee on Health-9.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghisio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

Question – agreed to.

Motion made and question proposed;

THAT, the new clause 5B be part of the Bill.

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar

- 21. Sen. Madzayo Stewart Mwachiru
- 22. Sen. Mahamud Mohamed Maalim
- 23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
- 24. Sen. Mbito Michael Maling’a
- 25. Sen. Mbogo George Ochilo Ayacko
- 26. Sen. Mogeni Erick Okong’o
- 27. Sen. Moi Gideon Kipsielei Towett
- 28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
- 29. Sen. Mutula Kilonzo Junior
- 30. Sen. Mwangi Paul Githiomi
- 31. Sen. Mwaruma Johnes Mwashushe
- 32. Sen. Mwinyihaji Mohamed Faki
- 33. Sen. Nderitu John Kinyua
- 34. Sen. Ndwiga Peter Njeru
- 35. Sen. Olekina Ledama
- 36. Sen. Ongeru Samson Kegengo
- 37. Sen. Orengo James
- 38. Sen. Outa Fredrick Otieno
- 39. Sen. Poghisio Samuel Losuron
- 40. Sen. Sakaja Johnson Arthur
- 41. Sen. Wambua Enoch Kiio
- 42. Sen. Wetangula Moses Masika

New Clause 5B – agreed to.

New Clause 5C - insertion of new clause proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 5B –

Insertion of 5C. The principal Act is amended by inserting the section 9A in No. following new section immediately after section 9—

20 of 2013 Corporation Secretary 9A. (1) There shall be a corporation secretary of the Authority who shall be competitively recruited and appointed by the Board.

(2) The terms and conditions of service of the corporation secretary shall be determined in the instrument of appointment by the Board upon the advice of the Salaries and Remuneration Commission.

(3) A person is qualified for appointment under subsection (1) if the person—

(a) holds a degree from a

- recognised university;
- (b) is registered as a Certified Public Secretary under the Certified Public Secretaries of Kenya Act;
 - (c) is a member of good standing of the Institute of Certified Public Secretaries of Kenya;
 - (d) has at least seven years' experience in a senior management administration; and
 - (e) satisfies the requirements of chapter six of the Constitution.
- (4) The Corporation Secretary shall be the secretary to the Board and shall —
- (a) provide guidance to the Board on their duties and responsibilities and on matters of governance;
 - (b) be the custodian of the seal of the organisation and account to the Board for its use;
 - (c) ensure timely preparation and circulation of Board and Committee papers and minutes;
 - (d) maintain and update the register of conflicts of interest;
 - (e) facilitate effective communication between the organisation and the shareholders; and
 - (f) ensure that the annual returns and statutory documents required to be filed under any other law are promptly filed with the relevant authorities.

(Chairperson, Standing Committee on Health)

Motion made and Question proposed-

THAT, the New Clause 5C be now read a Second Time.

(Chairperson, Standing Committee on Health - 9.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation

24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orenge James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

Question – agreed to.

Motion made and question proposed;

THAT, the new clause 5C be part of the Bill.

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma

2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghismo Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

New Clause 5C – agreed to.

New Clause 5D - insertion of new clause proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 5C –

Amendment of 5D. Section 13 of the principal Act is amended by section 13 of deleting subsection (2) and substituting therefor the No. 20 of 2013 following new subsection—

(2) The affixing of the common seal of the Authority shall be authenticated by the signature of the Chairperson and the chief executive officer and any document not required by law to be made under seal and all decisions of the Board may be authenticated by the signatures of both the chief executive officer and the corporation secretary.

(Chairperson, Standing Committee on Health)

Motion made and Question proposed-

THAT, the New Clause 5D be now read a Second Time.

(Chairperson, Standing Committee on Health-9.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim

3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang’ Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang’ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling’a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong’o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghisio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

Question – agreed to.

Motion made and question proposed;

THAT, the new clause 5D be part of the Bill.

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42

NOES - 0

ABSTENTION – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loitiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbiti Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko

26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

New Clause 5D – agreed to.

The Title and Clause 1

Motion made and Question proposed-

THAT, the Title and Clause 1 be part of the Bill.

(Chairperson, Standing Committee on Health - 09.06.2020)

Debate interrupted on Tuesday, 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of the two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 42**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Iman Falhada Dekow – voted on behalf of the Garissa County delegation
7. Sen. Hargura Godana
8. Sen. Imana Malachy Charles Ekal
9. Sen. Kabaka Boniface Mutinda
10. Sen. Kajwang' Moses Otieno
11. Sen. Kamar Margaret Jepkoech
12. Sen. Kang'ata Irungu
13. Sen. Kibiru Charles Reubenson
14. Sen. Kihika Susan Wakarura
15. Sen. Kimani Wamatangi Paul
16. Sen. Kirinyaga Ephraim Mwangi Maina
17. Sen. Langat Christopher Andrew
18. Sen. Lelegwe Ltumbesi
19. Sen. Linturi Franklin Mithika
20. Sen. Loiptip Anuar
21. Sen. Madzayo Stewart Mwachiru
22. Sen. Mahamud Mohamed Maalim
23. Sen. Inimah Getrude Musuruve – voted on behalf of the Kakamega County delegation
24. Sen. Mbito Michael Maling'a
25. Sen. Mbogo George Ochilo Ayacko
26. Sen. Mogeni Erick Okong'o
27. Sen. Moi Gideon Kipsielei Towett
28. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
29. Sen. Mutula Kilonzo Junior
30. Sen. Mwangi Paul Githiomi
31. Sen. Mwaruma Johnes Mwashushe
32. Sen. Mwinyihaji Mohamed Faki
33. Sen. Nderitu John Kinyua
34. Sen. Ndwiga Peter Njeru
35. Sen. Olekina Ledama
36. Sen. Ongeru Samson Kegengo
37. Sen. Orengo James
38. Sen. Outa Fredrick Otieno
39. Sen. Poghio Samuel Losuron
40. Sen. Sakaja Johnson Arthur
41. Sen. Wambua Enoch Kiio
42. Sen. Wetangula Moses Masika

The Title and Clause 1 – agreed to.

Motion made:

THAT, the Bill be reported with amendments.

(Sen. Mary Seneta, MP)

Before the question was put and pursuant to Standing Order 79, the Chairperson ruled that the question did not affect counties;

Question put and agreed to.

9. HOUSE RESUMED – Speaker – in the Chair

**10. THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL
(SENATE BILLS NO. 38 OF 2018)**

Bill reported with amendments;

Motion made and Question proposed-

THAT, the House do agree with the Committee of the Whole in the said Report.

(Sen. Mary Seneta, MP)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the Kenya Medical Supplies Authority (Amendment) Bill (Senate Bills No. 38 of 2018) be now read a Third time.

(Sen. Mary Seneta, MP)

There being no Senator wishing to contribute;

The House proceeded to a Division;

The Speaker directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for four minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the four minutes, the Speaker directed that the doors be locked and the bars be drawn;

The Speaker put the Question and directed the Clerk to call out the names of the Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 27**NOES - 0****ABSTENTION – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherakey Samson Kiprotich
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles Ekal
7. Sen. Kabaka Boniface Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Mwaura Isaack- voted on behalf of the Kiambu County delegation
11. Sen. Langat Christopher Andrew
12. Sen. Madzayo Stewart Mwachiru
13. Sen. Mahamud Mohamed Maalim
14. Sen. Masitsa Naomi Shiyonga – voted on behalf of the Kakamega County delegation
15. Sen. Mbogo George Ochilo Ayacko
16. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
17. Sen. Mutula Kilonzo Junior
18. Sen. Mwinyihaji Mohamed Faki
19. Sen. Nderitu John Kinyua
20. Sen. Ndwiga Peter Njeru
21. Sen. Olekina Ledama
22. Sen. Ongeru Samson Kegengo
23. Sen. Orengo James
24. Sen. Poghio Samuel Losuron
25. Sen. Haji Fariya Ali – voted on behalf of the Nairobi County delegation
26. Sen. Wambua Enoch Kii
27. Sen. Wetangula Moses Masika

Question - agreed to.

Bill read a Third Time and passed.

11. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Chairperson of Committees in the Chair)

THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL
(SENATE BILLS NO. 9 OF 2019)

Clause 3

- amendment proposed

THAT the Bill be amended by deleting clause 3 and substituting therefor the following new clause—

Amendment
of section 5
of No. 20 of
2013.

3. Section 5 of the principal Act is amended —

(a) by deleting paragraph (a) and inserting therefor the following new paragraphs—

(a) advise the Cabinet Secretary and county governments on matters relating to the prevention of disease, promotion of healthy living, control, treatment, referral and care of persons with cancer and to advise on the relative priorities to be given to the implementation of specific measures including detection, diagnosis and referral of children suspected to have cancer, genetic and hormonal therapies for cancer;

(aa) advice the Cabinet Secretary and Parliament on the resources required to finance and conduct cancer research;

(b) in paragraph (c) by inserting the word “screening” immediately after the words “secure provision of”;

(c) in paragraph (d) by deleting the words “in Kenya” appearing immediately after the words “services provided” and substituting therefor the words “by the national government”;

(d) by inserting the following new paragraph immediately after paragraph (d) –

(da) collaborate with counties for the purpose of establishing facilities, delivery of services, collection and analysis of data;

(db) collaborate with counties in all matters related to the promotion of healthy living, prevention,

diagnostic, treatment and control of cancer.

- (e) in paragraph (e) by deleting the words “of cancer” and substituting therefor the words “referral of cancer patients and promotion of health”;
- (f) in paragraph (f) by inserting the words “other government agencies” immediately after the words “collaborate with”;
- (g) by inserting the following new paragraph immediately after paragraph (f)—
 - (fa) collaborate with other national government agencies, universities, research institutions and international research institutions for cancer research;
- (h) by inserting the following new paragraph immediately after paragraph (k)—
 - (ka) develop programmes for early detection, diagnosis and referral of children suspected to have cancer;
 - (kb) provide the policy framework necessary to ensure public private partnership in childhood cancer care;

(Chairperson, Standing Committee on Health – 09.06.2020)

Debate interrupted on Tuesday 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 38

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich

5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Kimani Wamatangi Paul
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Linturi Frankline Mithika
17. Sen. Loiptip Anuar
18. Sen. Madzayo Stewart Mwachiru
19. Sen. Mahamud Mohamed Maalim
20. Sen. Masitsa Naomi Shiynga – voted on behalf of Kakamega County delegation
21. Sen. Mbito Michael Maling'a
22. Sen. Mbogo George Ochilo Ayacko
23. Sen. Mogeni Erick Okong'o
24. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
25. Sen. Mutula Kilonzo Junior
26. Sen. Mwangi Paul Githiomi
27. Sen. Mwaruma Johnes Mwashushe
28. Sen. Mwinyihaji Mohamed Faki
29. Sen. Nderitu John Kinyua
30. Sen. Ndwiga Peter Njeru
31. Sen. Olekina Ledama
32. Sen. Ongeru Samson Kegengo
33. Sen. Orengo James
34. Sen. Outa Fredrick Otieno
35. Sen. Poghio Samuel Losuron
36. Sen. Sakaja Johnson Arthur
37. Sen. Wambua Enoch Kiio
38. Sen. Wetang'ula Moses Masika

Clause 3 (as amended) agreed to.

Clause 4

Amendment proposed

THAT clause 4 of the Bill be amended—

- (a) by deleting paragraph (b) and substituting therefor the following new paragraph—
 - (b) deleting paragraph (j); and
- (b) by deleting paragraph (c) and substituting therefor the following new paragraph—
 - (c) inserting the following new paragraphs immediately after (i)—

- (ja) two County Directors of Health nominated by the Council of County Governors;
- (jb) one person representing the umbrella body of clinical pathologists in Kenya nominated by the Cabinet Secretary;

(Chairperson, Standing Committee on Health – 09.06.2020)

Debate interrupted on Tuesday 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 38

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Kimani Wamatangi Paul
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Linturi Frankline Mithika
17. Sen. Loiptip Anuar
18. Sen. Madzayo Stewart Mwachiru
19. Sen. Mahamud Mohamed Maalim

20. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
21. Sen. Mbito Michael Maling’ a
22. Sen. Mbogo George Ochilo Ayacko
23. Sen. Mogeni Erick Okong’ o
24. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
25. Sen. Mutula Kilonzo Junior
26. Sen. Mwangi Paul Githiomi
27. Sen. Mwaruma Johnes Mwashushe
28. Sen. Mwinyihaji Mohamed Faki
29. Sen. Nderitu John Kinyua
30. Sen. Ndwiga Peter Njeru
31. Sen. Olekina Ledama
32. Sen. Ongeru Samson Kegengo
33. Sen. Orengo James
34. Sen. Outa Fredrick Otieno
35. Sen. Poghisio Samuel Losuron
36. Sen. Sakaja Johnson Arthur
37. Sen. Wambua Enoch Kiio
38. Sen. Wetang’ula Moses Masika

Clause 4 (as amended) agreed to.

Clauses 5 and 6

Motion made and Question proposed-

THAT, Clauses 5 and 6 be part of the Bill.

(Sen. (Dr.) Abdullahi Ali, MP – 09.06.2020)

Debate interrupted on Tuesday 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 38

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Kimani Wamatangi Paul
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Linturi Frankline Mithika
17. Sen. Loiptip Anuar
18. Sen. Madzayo Stewart Mwachiru
19. Sen. Mahamud Mohamed Maalim
20. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
21. Sen. Mbito Michael Maling'a
22. Sen. Mbogo George Ochilo Ayacko
23. Sen. Mogeni Erick Okong'o
24. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
25. Sen. Mutula Kilonzo Junior
26. Sen. Mwangi Paul Githiomi
27. Sen. Mwaruma Johnes Mwashushe
28. Sen. Mwinyihaji Mohamed Faki
29. Sen. Nderitu John Kinyua
30. Sen. Ndwiga Peter Njeru
31. Sen. Olekina Ledama
32. Sen. Ongeru Samson Kegengo
33. Sen. Orengo James
34. Sen. Outa Fredrick Otieno
35. Sen. Poghisio Samuel Losuron
36. Sen. Sakaja Johnson Arthur
37. Sen. Wambua Enoch Kiio
38. Sen. Wetang'ula Moses Masika

Clause 5 and 6

- agreed to.

Clause 7 -

amendment proposed

THAT clause 7 of the Bill be amended—

(a) in the proposed new section 22A subsection (1) —

- (i) by inserting the word “diagnosis” immediately after the words “equipment for the prevention” appearing in paragraph (b);
- (ii) by inserting the following new paragraph immediately after paragraph (d)—

(da) put in place measures to improve the training and skills of health workers working in the community health unit, to ensure prompt detection and referral of persons suspected to have cancer;

- (iii) by deleting paragraph (g) (ii) and substituting therefor the following new sub-paragraph—

(ii) palliative care facilities and facilities for the accommodation for persons receiving cancer treatment;

- (iv) by deleting paragraph (h) and substituting therefor the following new paragraph —

(h) ensure that issues concerning cancer prevention, diagnosis and treatment are incorporated into the county development programmes and strategies and allocate the resources required for treatment and control of cancer;

(b) in the proposed new section 22C —

- (i) by inserting the word “diagnosis” immediately after the words “responsible for the prevention” appearing in subsection (1);
- (ii) by deleting subsection (2) (b) and substituting therefor the following new paragraph —
 - (b) provide cancer screening and diagnostic services supervised by a pathologist;

(Chairperson, Standing Committee on Health – 09.06.2020)

Debate interrupted on Tuesday 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 38**NOES – 0****ABSTENTIONS – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Kimani Wamatangi Paul
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County
15. Sen. Lelegwe Ltumbesi
16. Sen. Linturi Frankline Mithika
17. Sen. Loitiptip Anuar
18. Sen. Madzayo Stewart Mwachiru
19. Sen. Mahamud Mohamed Maalim
20. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
21. Sen. Mbito Michael Maling'a
22. Sen. Mbogo George Ochilo Ayacko
23. Sen. Mogeni Erick Okong'o
24. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
25. Sen. Mutula Kilonzo Junior
26. Sen. Mwangi Paul Githiomi
27. Sen. Mwaruma Johnes Mwashushe
28. Sen. Mwinyihaji Mohamed Faki
29. Sen. Nderitu John Kinyua
30. Sen. Ndwiga Peter Njeru
31. Sen. Olekina Ledama
32. Sen. Ongeru Samson Kegengo
33. Sen. Orengo James
34. Sen. Outa Fredrick Otieno
35. Sen. Poghisio Samuel Losuron
36. Sen. Sakaja Johnson Arthur
37. Sen. Wambua Enoch Kiio
38. Sen. Wetang'ula Moses Masika

Clause 7(as amended) - agreed to.

Clause 2, The Title and Clause 1

Motion made and Question proposed;

THAT, Clause 2, The Title and Clause 1 be part of the Bill.

(Sen. (Dr.) Abdullahi Ali, MP – 09.06.2020)

Debate interrupted on Tuesday 9th June, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 38

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Kimani Wamatangi Paul
14. Sen. Milgo Alice Chepkorir – voted onbehalf of Bomet County delegation

15. Sen. Lelegwe Ltumbesi
16. Sen. Linturi Frankline Mithika
17. Sen. Loitiptip Anuar
18. Sen. Madzayo Stewart Mwachiru
19. Sen. Mahamud Mohamed Maalim
20. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
21. Sen. Mbito Michael Maling’ a
22. Sen. Mbogo George Ochilo Ayacko
23. Sen. Mogeni Erick Okong’ o
24. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
25. Sen. Mutula Kilonzo Junior
26. Sen. Mwangi Paul Githiomi
27. Sen. Mwaruma Johnes Mwashushe
28. Sen. Mwinyihaji Mohamed Faki
29. Sen. Nderitu John Kinyua
30. Sen. Ndwiga Peter Njeru
31. Sen. Olekina Ledama
32. Sen. Ongeru Samson Kegengo
33. Sen. Orengo James
34. Sen. Outa Fredrick Otieno
35. Sen. Poghisio Samuel Losuron
36. Sen. Sakaja Johnson Arthur
37. Sen. Wambua Enoch Kiio
38. Sen. Wetang’ ula Moses Masika

Clause 2, Title and Clause 1 – agreed to.

Motion made:

THAT, the Bill be reported with amendments.

(Sen. (Dr.) Abdhullahi Ali, MP)

Before the question was put and pursuant to Standing Order 79, the Chairperson ruled that the question did not affect counties;

Question put and agreed to.

12. HOUSE RESUMED – Speaker – in the Chair

**13. THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL
(SENATE BILLS NO. 9 OF 2019)**

Bill reported with amendments;

Motion made and Question proposed;

THAT, the House do agree with the Committee of the Whole in the said report.

(Sen. (Dr.) Abdhullahi Ali, MP)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the Cancer Prevention and Control (Amendment) Bill (Senate Bills no. 9 of 2019) be now read a third time

(Sen. (Dr.) Abdhullahi Ali, MP)

There being no Senator wishing to contribute;

The House proceeded to a Division;

The Speaker directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for four minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the four minutes, the Speaker directed that the doors be locked and the bars be drawn;

The Speaker put the Question and directed the Clerk to call out the names of the Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich

5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
11. Sen. Langat Christopher Andrew
12. Sen. Madzayo Stewart Mwachiru
13. Sen. Mahamud Mohamed Maalim
14. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
15. Sen. Mbogo George Ochilo Ayacko
16. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
17. Sen. Mutula Kilonzo Junior
18. Sen. Mwinyihaji Mohamed Faki
19. Sen. Nderitu John Kinyua
20. Sen. Ndwiga Peter Njeru
21. Sen. Olekina Ledama
22. Sen. Onger Samson Kegengo
23. Sen. Orengo James
24. Sen. Poghio Samuel Losuron
25. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
26. Sen. Wambua Enoch Kiio
27. Sen. Wetang'ula Moses Masika

Question agreed to.

Bill read a Third Time and passed.

14. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Chairperson of Committees– in the Chair)

CONSIDERATION OF NATIONAL ASSEMBLY AMENDMENTS TO THE OFFICE OF THE COUNTY ATTORNEY BILL (SENATE BILLS NO. 3 OF 2018)

National Assembly amendment to Clause 2.

THAT Clause 2 of the Bill is amended by deleting the definition of the term “Cabinet Secretary” and substituting therefor the following new definition-

“Attorney-General” means the Attorney-General appointed under Article 156 of the Constitution;

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 2 of the Bill be approved.

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

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata – NOES

After the expiry of the two minutes, the Speaker directed that the doors be locked and the bars be drawn;

The Speaker put the Question and directed the Clerk to call out the names of the Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 37

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Kang'ata Irungu
11. Sen. Kibiru Charles Reubenson
12. Sen. Kihika Susan Wakarura
13. Sen. Kirinyaga Ephraim Maina
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Loiptip Anuar

17. Sen. Madzayo Stewart Mwachiru
18. Sen. Mahamud Mohamed Maalim
19. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
20. Sen. Mbito Michael Maling'a
21. Sen. Mbogo George Ochilo Ayacko
22. Sen. Mogeni Erick Okong'o
23. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
24. Sen. Mutula Kilonzo Junior
25. Sen. Mwangi Paul Githiomi
26. Sen. Mwaruma Johnes Mwashushe
27. Sen. Mwinyihaji Mohamed Faki
28. Sen. Nderitu John Kinyua
29. Sen. Ndwiga Peter Njeru
30. Sen. Olekina Ledama
31. Sen. Ongeru Samson Kegengo
32. Sen. Orengo James
33. Sen. Outa Fredrick Otieno
34. Sen. Poghisio Samuel Losuron
35. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
36. Sen. Wambua Enoch Kiio
37. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 2 - agreed to.

National Assembly amendment to Clause 5.

THAT Clause 5 of the Bill is amended in sub-clause (2) by deleting paragraph (b).

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 5 of the Bill be approved.

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

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 37

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Kang'ata Irungu
11. Sen. Kibiru Charles Reubenson
12. Sen. Kihika Susan Wakarura
13. Sen. Kirinyaga Ephraim Maina
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Loitiptip Anuar
17. Sen. Madzayo Stewart Mwachiru
18. Sen. Mahamud Mohamed Maalim
19. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
20. Sen. Mbito Michael Maling'a
21. Sen. Mbogo George Ochilo Ayacko
22. Sen. Mogeni Erick Okong'o
23. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
24. Sen. Mutula Kilonzo Junior
25. Sen. Mwangi Paul Githiomi
26. Sen. Mwaruma Johnes Mwashushe
27. Sen. Mwinyihaji Mohamed Faki
28. Sen. Nderitu John Kinyua
29. Sen. Ndwiga Peter Njeru
30. Sen. Olekina Ledama
31. Sen. Ongeru Samson Kegengo
32. Sen. Orengo James
33. Sen. Outa Fredrick Otieno
34. Sen. Poghisio Samuel Losuron
35. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation

- 36. Sen. Wambua Enoch Kiio
- 37. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 5 - agreed to.

National Assembly amendment to Clause 6.

THAT Clause 6 of the Bill is amended-

- (a) by renumbering the existing provision as sub-clause (1);
- (b) by inserting the following new sub-clause immediately after the renumbered sub-clause (1)-

(2) The County Attorney shall have the status and rank of a member of the county executive committee.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 6 of the Bill be approved.

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

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

- 1. Sen. Mutula Kilonzo Jr - AYES
- 2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 37

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Kang'ata Irungu
11. Sen. Kibiru Charles Reubenson
12. Sen. Kihika Susan Wakarura
13. Sen. Kirinyaga Ephraim Maina
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Loiptip Anuar
17. Sen. Madzayo Stewart Mwachiru
18. Sen. Mahamud Mohamed Maalim
19. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
20. Sen. Mbito Michael Maling'a
21. Sen. Mbogo George Ochilo Ayacko
22. Sen. Mogeni Erick Okong'o
23. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
24. Sen. Mutula Kilonzo Junior
25. Sen. Mwangi Paul Githiomi
26. Sen. Mwaruma Johnes Mwashushe
27. Sen. Mwinyihaji Mohamed Faki
28. Sen. Nderitu John Kinyua
29. Sen. Ndwiga Peter Njeru
30. Sen. Olekina Ledama
31. Sen. Ongeru Samson Kegengo
32. Sen. Orengo James
33. Sen. Outa Fredrick Otieno
34. Sen. Poghio Samuel Losuron
35. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
36. Sen. Wambua Enoch Kiio
37. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 6 - agreed to.

National Assembly amendment to Clause 20.

THAT Clause 20 of the Bill is amended by deleting sub-clause (2) and substituting therefor the following new sub-clause-

(2) The Attorney-General may, from time to time by notice in the *Gazette*, amend the Second Schedule.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 20 of the Bill be approved.

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

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Committee proceeded to a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 37

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Kang'ata Irungu
11. Sen. Kibiru Charles Reubenson
12. Sen. Kihika Susan Wakarura
13. Sen. Kirinyaga Ephraim Maina
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Loiptip Anuar

17. Sen. Madzayo Stewart Mwachiru
18. Sen. Mahamud Mohamed Maalim
19. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
20. Sen. Mbito Michael Maling’ a
21. Sen. Mbogo George Ochilo Ayacko
22. Sen. Mogeni Erick Okong’ o
23. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
24. Sen. Mutula Kilonzo Junior
25. Sen. Mwangi Paul Githiomi
26. Sen. Mwaruma Johnes Mwashushe
27. Sen. Mwinyihaji Mohamed Faki
28. Sen. Nderitu John Kinyua
29. Sen. Ndwiga Peter Njeru
30. Sen. Olekina Ledama
31. Sen. Ongeru Samson Kegengo
32. Sen. Orengo James
33. Sen. Outa Fredrick Otieno
34. Sen. Poghisio Samuel Losuron
35. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
36. Sen. Wambua Enoch Kiio
37. Sen. Wetang’ ula Moses Masika

National Assembly amendment to Clause 20 - agreed to.

National Assembly amendment to Clause 29.

THAT Clause 29 of the Bill is amended by deleting the expression “Cabinet Secretary” and substituting therefor the expression “Attorney-General”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 29 of the Bill be approved.

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

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 37**NOES – 0****ABSTENTIONS – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Kang'ata Irungu
11. Sen. Kibiru Charles Reubenson
12. Sen. Kihika Susan Wakarura
13. Sen. Kirinyaga Ephraim Maina
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Lelegwe Ltumbesi
16. Sen. Loiptip Anuar
17. Sen. Madzayo Stewart Mwachiru
18. Sen. Mahamud Mohamed Maalim
19. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County delegation
20. Sen. Mbito Michael Maling'a
21. Sen. Mbogo George Ochilo Ayacko
22. Sen. Mogeni Erick Okong'o
23. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
24. Sen. Mutula Kilonzo Junior
25. Sen. Mwangi Paul Githiomi
26. Sen. Mwaruma Johnes Mwashushe
27. Sen. Mwinyihaji Mohamed Faki
28. Sen. Nderitu John Kinyua
29. Sen. Ndwiga Peter Njeru
30. Sen. Olekina Ledama
31. Sen. Ongeru Samson Kegengo
32. Sen. Orengo James
33. Sen. Outa Fredrick Otieno
34. Sen. Poghio Samuel Losuron
35. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
36. Sen. Wambua Enoch Kiio
37. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 29 - agreed to.

Motion made and Question proposed:

THAT, the Committee of the Whole do report on its consideration of the National Assembly amendments to the Office of the County Attorney Bill (Senate Bills No. 3 of 2018) and its approval thereof.

(The Senate Majority Leader)

Before the question was put and pursuant to Standing Order 79, the Chairperson ruled that the Question did not affect counties;

Question put and agreed to.

15. HOUSE RESUMED – The Speaker in the Chair

16. CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE OFFICE OF THE COUNTY ATTORNEY BILL (SENATE BILLS NO. 3 OF 2018)

Approval of the National Assembly amendments reported.

Motion made and Question Proposed;

THAT, the House do agree with the Committee in the said report.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Speaker ruled that the Question did not affect counties;

Question put and agreed to.

17. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Chairperson of Committees – in the Chair)

CONSIDERATION OF NATIONAL ASSEMBLY AMENDMENTS TO THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILLS NO. 22 OF 2018)

National Assembly amendment to Clause 5.

THAT, Clause 5 of the Bill be amended-

- (a) by deleting sub-clause (3) and substituting therefor the following new sub-clause-
 - (3) The relevant county assembly committee may, when considering the petition-
 - (a) invite the petitioner to clarify or submit such further information as the committee may consider necessary, and;
 - (b) make a site visit if it is deemed necessary to do so.
- (b) by deleting sub-clause (4) and substituting therefore the following new sub-clause-
 - (4) The relevant county assembly committee shall respond to the petitioner by way of a report addressed to the petitioner and tabled in the county assembly and no debate on or in relation to the report shall be allowed except on the recommendation of the chairperson of the committee and with the approval of the speaker.
- (c) in sub-clause (5) by inserting the words “relevant committee or the” immediately after the words “decision of the” when they first appear.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 5 of the Bill be approved.

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

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 33

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Kang'ata Irungu
11. Sen. Kibiru Charles Reubenson
12. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
13. Sen. Loiptip Anuar
14. Sen. Madzayo Stewart Mwachiru
15. Sen. Mahamud Mohamed Maalim
16. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
17. Sen. Mbito Michael Maling'a
18. Sen. Mbogo George Ochilo Ayacko
19. Sen. Mogeni Erick Okong'o
20. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
21. Sen. Mutula Kilonzo Junior
22. Sen. Mwaruma Johnes Mwashushe
23. Sen. Mwinyihaji Mohamed Faki
24. Sen. Nderitu John Kinyua
25. Sen. Ndwiga Peter Njeru
26. Sen. Olekina Ledama
27. Sen. Ongeru Samson Kegengo
28. Sen. Orengo James
29. Sen. Outa Fredrick Otieno
30. Sen. Poghio Samuel Losuron
31. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
32. Sen. Wambua Enoch Kii
33. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 5 - agreed to.

Motion made:

THAT, the Committee of the Whole do report on its consideration of the National Assembly amendments to the Petition to County Assemblies (Procedure) Bill (Senate Bills No. 22 of 2018) and its approval thereof.

(The Senate Majority Leader)

Before the question was put and pursuant to Standing Order 79, the Chairperson ruled that the Question did not affect counties;

Question put and agreed to.

18. HOUSE RESUMED – The Speaker in the Chair

19. CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILLS NO. 22 OF 2018)

Approval of National Assembly amendments reported.

Motion made and Question Proposed;

THAT, the House do agree with the Committee in the said report.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Speaker ruled that the Question did not affect counties;

Question put and agreed to.

20. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Chairperson of Committees – in the Chair)

CONSIDERATION OF NATIONAL ASSEMBLY AMENDMENTS TO THE EARLY CHILDHOOD EDUCATION BILL (SENATE BILLS NO. 26 OF 2018)

National Assembly amendment to Clause 2.

THAT, clause 2 of the Bill be amended by—

- (a) in the definition of the term “Education Appeals Tribunal” by deleting the expression “section 92 and substituting therefor the expression “section 93”;
- (b) deleting the definition of the term “pupil”; and
- (c) inserting the following new definition in their proper alphabetical sequence—
 - “children with special needs” means children in need of special needs education;
 - “learner” has the meaning assigned to it in the Teachers Service Commission Act;
 - “special needs education” has the meaning assigned to it in the Basic Education Act;
 - “village administrator” means the office of a village administrator established in section 52 of the County Governments Act.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 2 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling’a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong’o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 2 - agreed to.

National Assembly amendment to Clause 8.

THAT, clause 8 of the Bill be deleted and substituted with the following new clause—

Duty of 8. (1) Where a learner admitted in an education centre fails to head attend the education centre, the head teacher shall, in teacher. collaboration with the village administrator, cause an investigation of the circumstances of the learner’s absence

from school.

(2) Where the head teacher finds that there are no reasonable grounds for the learner's failure to attend school, the head teacher shall—

(a) issue a written notice to the parent of the learner requiring that parent to comply with the provisions of this Act; and

(b) submit a report on the learner to the County Education Board.

(3) A parent who without reasonable cause and after a written notice from the head teacher, fails to comply with a notice under subsection (2) commits an offence and shall be liable, on conviction, to a fine not exceeding ten thousand shillings or imprisonment for a term not exceeding one year, or to both.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 8 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim

3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 8 - agreed to.

National Assembly amendment to Clause 9

THAT, clause 9 of the Bill be deleted and substituted with the following new clause–

- | | |
|------------------------------|---|
| Children with special needs. | 9. (1) The county executive committee member shall put in place such infrastructure as may be necessary to ensure that children with special needs have access to, and are provided with early childhood education. |
| | (2) In performing the functions under subsection (1), the county executive committee member shall– |
| | a) ensure that screening tools for early identification of |

- children with special needs and disabilities are developed and distributed for use;
- b) ensure early identification, assessment and interventions of children with special needs and disabilities;
 - c) ensure training of personnel working with children with special needs and disabilities on use of screening tools for early interventions;
 - d) facilitate development of programmes for training and professional development for all pre-primary education providers and personnel in special needs education;
 - e) ensure that children with special needs and disabilities have equal access to recreational sporting facilities within and outside pre-primary school programmes to nurture talents;
 - f) ensure that teachers and other staff in integrated pre-primary schools plan and implement an integrated individualized education programme for the purpose of monitoring the progress of an individual child with special needs and disabilities;
 - g) liaise with other professionals and stakeholders to provide psychosocial support to children with special needs and disabilities;
 - h) facilitate provision of teacher aids to pre-primary schools to support teachers handling children with special needs and disabilities; and
 - i) ensure that children with special needs and disabilities are provided with any other necessary support.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 9 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 9 - agreed to.

National Assembly amendment to Clause 15.

THAT, clause 15 of the Bill be amended—
 (a) in sub-clause (1), by deleting the expression “or is likely to meet”; and
 in sub-clause (3), by deleting paragraph (b).

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 15 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru

17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling’ a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong’ o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 15 - agreed to.

National Assembly amendment to Clause 16.

THAT, clause 16 of the Bill be deleted and substituted with the following new clause–

Review of 16. (1) As soon as practicable after provisionally registering an education centre under section 15, the County Education Board shall inform the County Executive Committee member of the provisional registration.

(2) The County Executive Committee member shall cause the county early childhood quality assurance committee to review any education centre that is provisionally registered under section 15 either–

(a) between six and twelve months after the provisional registration of the education centre or proposed education centre; or

(b) a period earlier than that specified in paragraph (a) if in the opinion of the County Executive Committee member, a shorter time is necessary.

(3) The County Executive Committee member shall cause a further review of an education centre to be conducted upon the request of the County Education Board.

(4) The County Executive Committee member shall submit the findings of a review under this section to the County Education Board and to the head teacher of the education centre for implementation.

- (5) The findings submitted under subsection (4) shall include—
- (a) information on whether the education centre meets the criteria for registration as an education centre; and
 - (b) information on the areas where improvement is required, if it does not meet the criteria.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 16 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation

14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 16 - agreed to.

National Assembly amendment to Clause 20.

THAT, clause 20 of the Bill be amended—

(a) by deleting sub-clause (1) and substituting therefor the following new sub-clause—

“(1) The board of management shall not change the location of the centre nor acquire additional premises for the purpose of running the education centre unless it has applied to, and obtained the approval, of the County Education Board.”

(b) in sub-clause (3) by deleting the words “head teacher” and substituting therefor the expression “board of management”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 20 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary

and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James

31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 20 - agreed to.

National Assembly amendment to Clause 23.

THAT, clause 23 of the Bill be amended—

(a) in sub-clause (1) by deleting paragraph (c) and substituting therefor the following new paragraph—

“(c) the head teacher of the education centre has breached or is breaching his or her statutory duties in relation to the education centre under this Act or any other written law;”

(b) in sub-clause (2) by deleting the word “pupil” appearing in paragraph (b) and substituting therefor the word “learner”.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 23 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minutes;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES - 34

NOES - 0

ABSTENTIONS - 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling’a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong’o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 23 - agreed to.
National Assembly amendment to Clause 24.

THAT, clause 24 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word “pupils” appearing in the opening sentence and substituting therefor the word “learners”; and
- (b) in sub-clause (3) by deleting the word “pupils” appearing in paragraph (a) and substituting therefor the word “learners”.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 24 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior

24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 24 - agreed to.

National Assembly amendment to Clause 25.

THAT, clause 25 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word “are” appearing in paragraph (b) after the word “centre” and substituting therefor the word “is”;
- (b) in sub-clause (2)—
 - (i) by deleting the words “head teacher” appearing in paragraph (b) and substituting therefor the expression “board of management”; and
 - (ii) by deleting the words “head teacher” appearing in paragraph (c) and substituting therefor the expression “board of management”;

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 25 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 25 - agreed to.

National Assembly amendment to Clause 27.

THAT, clause 27 of the Bill be amended by deleting sub-clause (2) and substituting therefor the following new sub-clause—

“(2) A public education centre shall not be converted to a private education centre or to any other private status without consultation with the County Education Board and approval by the County Executive Committee member.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 27 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 0

NOES – 34

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation

14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 27 - Negatived

National Assembly amendment to Clause 28.

THAT, clause 28 of the Bill be amended by deleting sub-clause (4) and substituting therefor the following new sub-clause—

“(4) Notwithstanding the generality of subsection (2), the role of the sponsor under subsection (1) shall be to—

- (a) participate and make proposals for the review of syllabus, curriculum, books and other teaching aids; and
- (b) offer financial, infrastructural and spiritual support to the education centre.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 28 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary

and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 0

NOES – 34

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James

31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 28 - Negatived.

National Assembly amendment to Clause 29.

THAT, clause 29 of the Bill be amended by inserting the following new sub-clause immediately after sub-clause (2)—

“(3) In the performance of its functions under subsection (2)(b) and (c), the board of management shall first seek the approval of the County Education Board.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 29 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation

6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitytip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kii
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 29 - agreed to.

National Assembly amendment to Clause 30.

THAT, clause 30 of the Bill be amended in sub-clause (1) by deleting paragraph (a) and substituting therefor the following new paragraph—

“(a) one person elected by the parents from each level within the education centre to represent parents of learners in the education centre;

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 30 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua

27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 30 - agreed to.

National Assembly amendment to Clause 33.

THAT, clause 33 of the Bill be deleted.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 33 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 0

NOES – 34

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich

5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling’a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong’o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 33 - Negatived.

National Assembly amendment to Clause 35.

THAT, clause 35 of the Bill be amended by deleting the word “pupil” wherever it appears and substituting therefor the word “learner”.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 35 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama

29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghiso Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 35 - agreed to.

National Assembly amendment to Clause 36.

THAT, clause 36 of the Bill be amended in sub-clause (1) by—
(a) deleting paragraph (a); and
(b) deleting paragraph (c).

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 36 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 0

NOES – 34

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma

4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling’a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong’o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 36 - Negatived.

National Assembly amendment to Clause 37.

THAT, clause 37 of the Bill be amended by inserting the following new sub-clause immediately after sub-clause (2) –

“(3) In the performance of the functions under this section, the County Education Board shall establish a County Early Childhood Education Committee, as a committee of the County Education Board, to oversee the implementation of early childhood education in each county.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 37 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 0

NOES – 34

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o

22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 37 - Negatived.

National Assembly amendment to Clause 41.

THAT, clause 41 of the Bill be amended by inserting the following new sub-clause immediately after sub-clause (3) –

“(4) A child shall not be denied admission in an early childhood education centre for lack of proof of age.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 41 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34**NOES – 0****ABSTENTIONS – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 41 - agreed to.

National Assembly amendment to Clause 43.

THAT, clause 43 of the Bill be deleted and substituted with the following new clause—

Prohibition 43. A learner admitted in an education centre shall not be
 from holding held back in any class or expelled from the centre without
 back and the approval of the County Education Board.

expulsion.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 43 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim

18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 43 - agreed to.

National Assembly amendment to Clause 44.

THAT, clause 44 of the Bill be deleted and substituted with the following new clause—

Standards of education in a private education centre.	44. A private education centre shall comply with and follow the curriculum approved by the Kenya Institute of Curriculum Development.
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Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 44 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES

2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 0**NOES – 34****ABSTENTIONS – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghismo Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 46.

THAT, clause 46 of the Bill be amended—

(a) in sub-clause (1) by deleting the word “pupil” and substituting therefor the word “learner”; and

(b) by deleting sub-clause (3) and substituting therefor the following new sub-clause—

“(3) A head teacher or a member of the board of management of a public education centre who imposes a charge or causes any parent or guardian to pay tuition fees commits an offence and shall be liable on conviction to a fine not exceeding one hundred thousand shillings or imprisonment for a term not exceeding six months, or to both.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 46 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma

4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkori – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling’a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong’o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 46 - agreed to.

National Assembly amendment to Clause 47.

THAT, clause 47 of the Bill be amended in paragraph (c) by deleting the expression “need for the”.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 47 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru

28. Sen. Olekina Ledama
29. Sen. Onger Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 47 - agreed to.

National Assembly amendment to Clause 56.

THAT, clause 56 of the Bill be amended in sub-clause (1) by deleting paragraph (b) and substituting therefor the following new paragraph—
“(b) reject the application and give written reasons for the rejection.”

THAT, the National Assembly amendment to Clause 56 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation

6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 56 - agreed to.

National Assembly amendment to Clause 63.

THAT, clause 63 of the Bill be amended—

(a) in sub-clause (1) by—

- (i) deleting the word “fifteen” appearing in paragraph (a) and substituting therefor the word “ten”; and
- (ii) deleting the expression “Education Standards and Quality Assurance Council” appearing in paragraph (d) and substituting therefor the words “quality assurance body established under the Basic Education Act”;
- (iii) inserting the following new paragraph immediately after paragraph (e)–

“(f) one person representing persons with disabilities nominated by the National Council for Persons with Disabilities.”

(b) in sub-clause (5) by—

- (i) inserting the expression “make proposals for” immediately after the expression “and where appropriate” appearing in paragraph (c); and
- (ii) deleting paragraph (d).

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 63 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang’ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation

14. Sen. Milgo Alice Chepkori – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 63 - agreed to.

National Assembly amendment to Clause 64.

THAT, clause 64 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word “pupils” appearing in paragraph (b) and substituting therefor the word “learners”; and
- (b) in sub-clause (4) by deleting the word “pupils” and substituting therefor the word “learners”.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 64 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES - 34

NOES - 0

ABSTENTIONS - 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkori – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kii

34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 64 - agreed to.

National Assembly amendment to Clause 66.

THAT, clause 66 of the Bill be amended in sub-clause (2) by deleting paragraph (b) and substituting therefor the following new paragraph—

“(b) if the service provider makes an application within the required period, the centre continues to be registered under subsection (1) until that application is determined.”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 66 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana

7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbitu Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 66 - agreed to.

National Assembly amendment to Clause 68.

THAT, clause 68 of the Bill be amended in sub-clause (3)—

- (a) in paragraph (c) by inserting the word “one” immediately after the expression “registration certificates of”; and
- (b) by deleting paragraph (h).

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 66 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 0

NOES – 34

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkori – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama

29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghiso Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 68 - Negatived

National Assembly amendment to Clause 69.

THAT, clause 69 of the Bill be deleted and substituted therefor the following new clause—

- | | |
|---------------------|---|
| General
penalty. | 69. A person who contravenes any provision of this Act for which no penalty is specifically provided commits an offence and is liable, on conviction, to a fine not exceeding two hundred thousand shillings or imprisonment for a term not exceeding one year, or to both. |
|---------------------|---|

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 69 of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang’ Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang’ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loitiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling’a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong’o
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 69 - agreed to.

National Assembly amendment to the Second Schedule.

- THAT, the Second Schedule to the Bill be amended in paragraph 1 by—
- (a) deleting the word “two” appearing in sub-paragraph (1) and substituting therefor the word “three”; and
 - (b) deleting the word “vice-chairman” appearing in sub-paragraph (4) and substituting therefor the word “vice-chairperson”.

Motion made and Question proposed;

THAT, the National Assembly amendment to Second Schedule of the Bill be approved.

(Chairperson, Standing Committee on Education)

Debate interrupted on Tuesday, 25th February, 2020 resumed on a Division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for two minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County delegation
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County delegation
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okong'o

22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County delegation
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghisio Samuel Losuron
32. Sen. Sakaja Johnson Arthur
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

National Assembly amendment to the Second Schedule- agreed to.

Motion made:

THAT, the Committee of the Whole do report on its consideration of the National Assembly amendments to the Early Childhood Education Bill (Senate Bills No. 26 of 2018) and its **approval** of amendments to clauses 2,8,9,15,16,20,23,24,25,29,30,35,41,43,46,47,56,63,64,66,69 and the Second Schedule **and its rejection** of amendment to clauses 27,28,33,36,37,44 and 68.

(Chairperson, Standing Committee on Education)

Before the question was put and pursuant to Standing Order 79, the Chairperson ruled that the Question did not affect counties;

Question put and agreed to.

21. HOUSE RESUMED – The Speaker in the Chair

22. CONSIDERATION TO THE NATIONAL ASSEMBLY AMENDMENTS TO THE EARLY CHILDHOOD EDUCATION BILL (SENATE BILLS NO. 26 OF 2018)

Consideration of the National Assembly amendments to the Bill reported;

Motion made and Question Proposed;

THAT, the House do agree with the Committee in the said report.

(Chairperson, Standing Committee on Education)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Speaker ruled that the Question did not affect counties;

Question put and agreed to.

23. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Chairperson of Committees – in the Chair)

THE NATIONAL DROUGHT MANAGEMENT AUTHORITY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 26 OF 2019)

Clauses 2, 3, 4, The Title and Clause 1

Motion made and Question proposed;

THAT, Clauses 2, 3, 4, The Title and Clause 1 be part of the Bill.

(The Senate Majority Leader)

The Committee proceeded to a division;

The Chairperson directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Divison bell be rung for two minute;

The names of the Tellers were annouced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the two minutes, the Chairperson directed that the doors be locked and the bars be drawn;

After the expiry of two minutes, the Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 34

NOES – 0

ABSTENTIONS – 0

1. Sen. Adan Dullo Fatuma

2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Iman Falhada Dekow – voted on behalf of Garissa County
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles
8. Sen. Kabaka Mutinda
9. Sen. Kajwang' Moses Otieno
10. Sen. Kamar Margaret Jepkoech
11. Sen. Kang'ata Irungu
12. Sen. Kibiru Charles Reubenson
13. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
14. Sen. Milgo Alice Chepkorir – voted on behalf of Bomet County delegation
15. Sen. Loiptip Anuar
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Mahamud Mohamed Maalim
18. Sen. Inimah Getrude Musuruve – voted on behalf of Kakamega County
19. Sen. Mbito Michael Maling'a
20. Sen. Mbogo George Ochilo Ayacko
21. Sen. Mogeni Erick Okongo
22. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County
23. Sen. Mutula Kilonzo Junior
24. Sen. Mwaruma Johnes Mwashushe
25. Sen. Mwinyihaji Mohamed Faki
26. Sen. Nderitu John Kinyua
27. Sen. Ndwiga Peter Njeru
28. Sen. Olekina Ledama
29. Sen. Ongeru Samson Kegengo
30. Sen. Orengo James
31. Sen. Poghio Samuel Losuron
32. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
33. Sen. Wambua Enoch Kiio
34. Sen. Wetang'ula Moses Masika

Clauses 2, 3, 4, the Title and Clause 1 – agreed to.

Motion made:

THAT, the Bill be reported without amendments.

(The Senate Majority Leader)

Before the question was put and pursuant to Standing Order 79, the Chairperson ruled that the question did not affect counties;

Question put and agreed to.

24. HOUSE RESUMED – Speaker – in the Chair

**25. THE NATIONAL DROUGHT MANAGEMENT AUTHORITY (AMENDMENT)
BILL (NATIONAL ASSEMBLY BILLS NO. 26 OF 2019)**

Bill reported without amendments;

Motion made and Question proposed;

THAT, the House do agree with the Committee of the Whole in the said report.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the National Drought Management Authority (Amendment) Bill (National Assembly Bills No. 26 of 2019) be now read a third time

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The House proceeded to a Division;

The Speaker directed that roll call be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for four minute;

The names of the Tellers were announced;

1. Sen. Mutula Kilonzo Jr - AYES
2. Sen. Irungu Kang'ata - NOES

After the expiry of the four minutes, the Speaker directed that the doors be locked and the bars be drawn;

The Speaker put the Question and directed the Clerk to call out the names of the Senators in alphabetical order;

The results of the Division were as follows:-

AYES – 27**NOES – 0****ABSTENTIONS – 0**

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Hargura Godana
6. Sen. Imana Malachy Charles
7. Sen. Kabaka Mutinda
8. Sen. Kajwang' Moses Otieno
9. Sen. Kamar Margaret Jepkoech
10. Sen. Langat Christopher Andrew
11. Sen. Mwaura Isaack – voted on behalf of Kiambu County delegation
12. Sen. Madzayo Stewart Mwachiru
13. Sen. Mahamud Mohamed Maalim
14. Sen. Masitsa Naomi Shiyonga – voted on behalf of Kakamega County
15. Sen. Mbogo George Ochilo Ayacko
16. Sen. Seneta Mary Yiane – voted on behalf of Kajiado County
17. Sen. Mutula Kilonzo Junior
18. Sen. Mwinyihaji Mohamed Faki
19. Sen. Nderitu John Kinyua
20. Sen. Ndwiga Peter Njeru
21. Sen. Olekina Ledama
22. Sen. Ongeru Samson Kegengo
23. Sen. Orengo James
24. Sen. Poghisio Samuel Losuron
25. Sen. Haji Farhiya Ali – voted on behalf of Nairobi City County delegation
26. Sen. Wambua Enoch Kiio
27. Sen. Wetang'ula Moses Masika

Question agreed to.

Bill read a Third Time and passed.

And there being no other Business, the Speaker adjourned the Senate at fifty-two minutes past five O'clock, pursuant to Standing Order 31(2), without Question put.

26. SENATE ROSE – at fifty-two Minutes past five O'clock.

MEMORANDUM

*The Speaker will take the Chair on
Tuesday, July 07, 2020 at 2.30 p.m.*

(035)

TUESDAY, JUNE 30, 2020

(481)

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