



**REPUBLIC OF KENYA**  
**TWELFTH PARLIAMENT – (FOURTH SESSION)**  
**THE SENATE**  
**ORDER PAPER**

**WEDNESDAY, SEPTEMBER 23, 2020 AT 2.30 P.M.**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions (as listed in the Appendix)
5. Papers
6. Notices of Motion
7. Statements (as listed in the Appendix)
8. **\*\*THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILLS NO. 7 OF 2020)**  
(Chairperson, Standing Committee on Finance and Budget)

*(Third Reading)*

***(Resumption of debate interrupted on Thursday, 17<sup>th</sup> September, 2020)***  
***(Division)***

9. **MOTION – PROVISION OF CEMETERY, FUNERAL PARLOURS AND CREMATORIA IN ALL COUNTIES**  
(Sen. (Dr.) Alice Milgo, MP)

**THAT, AWARE THAT** under Article 61 of the Constitution of Kenya, land in Kenya is classified into three categories, public, Community and private land;

**FURTHER AWARE THAT**, public land is vested in both the County and National Governments and is managed on their behalf by the National Land Commission, and that Article 62 (2) clarifies the distribution of public land between the two levels of government.;

**COGNIZANT THAT**, the Fourth Schedule of the Constitution delegates cemeteries, funeral parlours and crematoria as a function of County Governments;

...../Motion

**CONCERNED THAT**, cemeteries in the Country are filling up, and counties are finding it increasingly difficult to identify land to allocate as “public” for use as a cemetery with the knowledge that any cemetery or burial-place that is crowded and therefore dangerous to health is defined as constituting a nuisance in the Public Health Act;

**NOW THEREFORE**, the Senate calls upon the county governments to ensure that funds are allocated in the County Annual Development Plans for FY 2020/2021, towards the planning and development of cemetery, funeral parlours and crematory facilities.

*(Resumption of debate interrupted on Thursday, 12<sup>th</sup> March, 2020)  
(Division)*

10. **MOTION – ADOPTION OF THE REPORT OF THE COMMITTEE OF POWERS AND PRIVILEGES ON THE INQUIRY INTO THE CONDUCT OF TWO SENATORS**

(Sen (Arch.) Sylvia Kasanga, MP – Member, Committee of Powers and Privileges)

**THAT**, the Senate adopts the Report of the Committee of Powers and Privileges on the Inquiry into the Conduct of Sen. Beatrice Kwamboka, MP, and Sen. Mary Seneta, MP, During the Election of the Chairperson and Vice-chairperson of the Standing Committee on Health, laid on the Table of the Senate on Tuesday, 8<sup>th</sup> September, 2020.

11. **MOTION – CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILLS NO. 19 OF 2018)**

(Chairperson, Standing Committee on Information and Technology)

**THAT**, the National Assembly amendments to the County Outdoor Advertising Control Bill (Senate Bills No. 19 of 2018), be now considered.

12. **\*\*\*THE SECTIONAL PROPERTIES BILL (NATIONAL ASSEMBLY BILLS NO. 23 OF 2019)**

(The Senate Majority Leader)

*(Second Reading)*

*(Resumption of debate interrupted on Tuesday, 8<sup>th</sup> September, 2020)*

13. **\*THE PROMPT PAYMENT BILL (SENATE BILLS NO. 3 OF 2020)**

(Sen. (CPA) Farhiya Haji, MP and Sen. Sakaja Johnson, MP)

*(Second Reading)*

*(Resumption of debate interrupted on Tuesday, 23<sup>rd</sup> June, 2020 –  
Afternoon Sitting)*

14. **\*THE COMMUNITY HEALTH SERVICES BILL (SENATE BILLS NO. 5 OF 2020)**

(Sen. (Dr.) Agnes Zani, MP)

*(Second Reading)*

*(Resumption of debate interrupted on Tuesday, 4<sup>th</sup> August, 2020)*

- 15. **\*\*\*THE EQUALIZATION FUND BILL (NATIONAL ASSEMBLY BILLS NO. 43 OF 2019)**  
(The Senate Majority Leader)  
*(Second Reading)*
- 16. **COMMITTEE OF THE WHOLE**  
**\*\*\*THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 10 OF 2019)**  
(Chairperson, Standing Committee on Tourism, Trade and Industrialization)
- 17. **COMMITTEE OF THE WHOLE**  
**\*THE ELECTIONS (AMENDMENT) BILL (SENATE BILLS NO. 18 OF 2019)**  
(Sen. (Eng.) Ephraim Maina, MP)
- 18. **COMMITTEE OF THE WHOLE**  
**\* THE KENYAN SIGN LANGUAGE BILL (SENATE BILLS NO. 15 OF 2019)**  
(Sen. (Dr.) Gertrude Musuruve, MP and Sen. (Prof.) Margaret Kamar, MP)
- 19. **\*THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 24 OF 2019)**  
(Sen. Johnes Mwaruma, MP)  
*(Second Reading)*
- 20. **\*THE LAW OF SUCCESSION (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2020)**  
(Sen. Abshiro Halake, MP)  
*(Second Reading)*
- 21. **\*THE COUNTY RESOURCE DEVELOPMENT BILL (SENATE BILLS NO. 2 OF 2020)**  
(Sen. Rose Nyamunga, MP)  
*(Second Reading)*
- 22. **\*\*\*THE LIVESTOCK AND LIVESTOCK PRODUCTS MARKETING BOARD BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2019)**  
(The Senate Majority Leader)  
*(Second Reading)*

---XXX---

...../Notice

**NOTICE**

The Senate resolved on 18<sup>th</sup> February, 2020 as follows:-

**THAT**, pursuant to Standing Order 106 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.

-----

**KEY**

**\*\*\*\*** - Denotes a Majority / Minority Party Bill

**\*\*\*** - Denotes a National Assembly Bill

**\*\*** - Denotes a Committee Bill

**\*** - Denotes any other Bill

**A. \*THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILLS NO. 19 OF 2018)**

(Sen. Samuel Poghio, MP)

***(Consideration of the National Assembly amendments)***

***Schedule of amendments to the Bill, as passed by the National Assembly on Thursday, June 25, 2020***

**CLAUSE 2**

Clause 2 of the Bill be amended by inserting the following definition in its proper alphabetical sequence—

“rate card” means a document containing prices and descriptions for various advertisement placement options available from a service sector, which sets out the minimum and maximum price of a service.

**CLAUSE 3**

Clause 3 of the Bill be amended—

- (a) by deleting the expression “(1)”;
- (b) in paragraph (c) by inserting the words “that has a licence from another county” immediately after the words “a moving vehicle” appearing in subparagraph (vi).

**CLAUSE 4**

Clause 4 of the Bill be amended in sub-clause (2) by deleting paragraph (b) and substituting therefor the following new paragraph--

“(b) the written consent of the owner of the site or any other person with an interest in the site entitled to give consent”.

**CLAUSE 10**

Clause 10 of the Bill be amended in sub-clause (2) by deleting paragraph (b) and substituting therefor the following new paragraph—

“(b) the written consent of the owner of the site or any other person with an interest in the site entitled to give consent”.

**CLAUSE 15**

Clause 15 of the Bill be amended by inserting the words “regulate and” immediately after the words “government entity shall”.

**CLAUSE 21**

Clause 21 of the Bill be amended in sub-clause (2) by deleting paragraph (b) and substituting therefor the following new paragraph—

“(b) a rate card that shall be reviewed every seven years stating the fees and charges to be paid in respect of any matter required for the purposes of this Act”.

**B. \*\*THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILLS NO. 7 OF 2020)**

(Chairperson, Standing Committee on Finance and Budget)

**NOTICE** is given that Sen. Charles Kibiru, Chairperson, Committee on Finance and Budget intends to move the following amendments to the County Allocation of Revenue Bill, Senate Bills No. 7 of 2020, at the Committee Stage-

**CLAUSE 7**

**THAT** clause 7 of the Bill be amended by inserting the following new subclauses immediately after subclause (3)-

(4) The Cabinet Secretary shall prepare a report for each quarter of the financial year in respect of the expenditure of funds transferred to the National Government pursuant to subsection (3).

(5) In preparing a report under subsection (4), the Cabinet Secretary shall ensure that the report-

(a) contains information on the financial and non-financial performance of the entity assigned to carry out the transferred functions on behalf of the National Government;

(b) is in a form determined by the Accounting Standards Board; and

(c) contains such further information as the Senate or the National Assembly may, pursuant to section 34 of the Public Finance Management Act, require.

(6) The Cabinet Secretary shall submit the report prepared under subsection (5) to the Senate, the National Assembly, the Controller of Budget, the Auditor-General and the respective county assembly.

**CLAUSE 10**

**THAT** clause 10 of the Bill be amended by deleting the words “any serious or persistent” appearing immediately after the words “any other law”.

**CLAUSE 11**

**THAT** clause 11 of the Bill be deleted and substituted therefor with the following new clause-

Applicable  
revenue-  
sharing  
formula.

**11.** For the avoidance of doubt the allocation of the equitable share of revenue to the county governments under section 4 of this Act is in accordance with the third determination of the basis of the division of revenue among counties approved by Parliament pursuant to Article 217 of the Constitution.

**NEW CLAUSE 12**

**THAT** the following new clause be inserted immediately after clause 11-

Disbursement  
Schedule.  
  
No. 18 of  
2012

**12.** (1) The schedule prepared under section 17(7) of the Public Finance Management Act shall reflect that the disbursement of monies allocated to counties in financial year 2020/2021 is effective from 1<sup>st</sup> July, 2020.

(2) Notwithstanding the provisions of subsection (1), the National Treasury shall transfer to the counties the total disbursement due in the first quarter of financial year 2020/ 2021 within seven days of the approval of the schedule by the Senate.

**FIRST SCHEDULE**

**THAT** the Bill be amended by deleting the First Schedule and substituting therefor the following new schedule-



<b>FIRST SCHEDULE (s. 4(1))</b>					
<b>Allocation of Each County Governments' Equitable Share of Revenue Raised Nationally in the Financial Year 2020/21</b>					
<b>No</b>	<b>County</b>	<b>2019/2020</b>		<b>2020/21</b>	
		<b>Allocation Ratio</b>	<b>Equitable Share</b>	<b>Allocation Ratio</b>	<b>Equitable Share</b>
		<b>Column A</b>	<b>Column B</b>	<b>Column C</b>	<b>Column D</b>
1	Baringo	1.61	5,095,650,000	1.61	5,095,650,000
2	Bomet	1.74	5,507,100,000	1.74	5,507,100,000
3	Bungoma	2.81	8,893,650,000	2.81	8,893,650,000
4	Busia	1.90	6,013,500,000	1.90	6,013,500,000
5	Elgeyo Marakwet	1.22	3,861,300,000	1.22	3,861,300,000
6	Embu	1.36	4,304,400,000	1.36	4,304,400,000
7	Garissa	2.22	7,026,300,000	2.22	7,026,300,000
8	Homa bay	2.13	6,741,450,000	2.13	6,741,450,000
9	Isiolo	1.34	4,241,100,000	1.34	4,241,100,000
10	Kajiado	2.03	6,424,950,000	2.03	6,424,950,000
11	Kakamega	3.29	10,412,850,000	3.29	10,412,850,000
12	Kericho	1.70	5,380,500,000	1.70	5,380,500,000
13	Kiambu	2.98	9,431,700,000	2.98	9,431,700,000
14	Kilifi	3.30	10,444,500,000	3.30	10,444,500,000
15	Kirinyaga	1.34	4,241,100,000	1.34	4,241,100,000
16	Kisii	2.46	7,785,900,000	2.46	7,785,900,000
17	Kisumu	2.16	6,836,400,000	2.16	6,836,400,000
18	Kitui	2.79	8,830,350,000	2.79	8,830,350,000
19	Kwale	2.46	7,785,900,000	2.46	7,785,900,000
20	Laikipia	1.32	4,177,800,000	1.32	4,177,800,000
21	Lamu	0.82	2,595,300,000	0.82	2,595,300,000
22	Machakos	2.45	7,754,250,000	2.45	7,754,250,000
23	Makueni	2.34	7,406,100,000	2.34	7,406,100,000
24	Mandera	3.23	10,222,950,000	3.23	10,222,950,000
25	Marsabit	2.14	6,773,100,000	2.14	6,773,100,000
26	Meru	2.54	8,039,100,000	2.54	8,039,100,000
27	Migori	2.14	6,773,100,000	2.14	6,773,100,000
28	Mombasa	2.23	7,057,950,000	2.23	7,057,950,000
29	Murang'a	1.99	6,298,350,000	1.99	6,298,350,000
30	Nairobi	5.03	15,919,950,000	5.03	15,919,950,000
31	Nakuru	3.31	10,476,150,000	3.31	10,476,150,000
32	Nandi	1.69	5,348,850,000	1.69	5,348,850,000
33	Narok	2.54	8,039,100,000	2.54	8,039,100,000
34	Nyamira	1.52	4,810,800,000	1.52	4,810,800,000
35	Nyandarua	1.54	4,874,100,000	1.54	4,874,100,000
36	Nyeri	1.71	5,412,150,000	1.71	5,412,150,000
37	Samburu	1.46	4,620,900,000	1.46	4,620,900,000
38	Siaya	1.83	5,791,950,000	1.83	5,791,950,000
39	Taita taveta	1.34	4,241,100,000	1.34	4,241,100,000
40	Tana River	1.85	5,855,250,000	1.85	5,855,250,000
41	Tharaka Nithi	1.24	3,924,600,000	1.24	3,924,600,000
42	Trans Nzoia	1.82	5,760,300,000	1.82	5,760,300,000
43	Turkana	3.33	10,539,450,000	3.33	10,539,450,000
44	Uasin Gishu	2.00	6,330,000,000	2.00	6,330,000,000
45	Vihiga	1.47	4,652,550,000	1.47	4,652,550,000
46	Wajir	2.70	8,545,500,000	2.70	8,545,500,000
47	West Pokot	1.58	5,000,700,000	1.58	5,000,700,000
	<b>Total</b>	<b>100</b>	<b>316,500,000,000</b>	<b>100</b>	<b>316,500,000,000</b>

**CLAUSE 1**

**THAT** clause 1 of the Bill be deleted and substituted with the following new clause-

Short title and commencement.

1. This Act may be cited as the County Allocation of Revenue Act, 2020 and shall be deemed to have come into force on 1<sup>st</sup> July, 2020.

**C. \*\*\*THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 10 OF 2019)**

(Chairperson, Standing Committee on Tourism, Trade and Industrialization)

**NOTICE** is given that the Chairperson, Standing Committee on Tourism, Trade and Industrialization intends to move the following amendments to the Street Vendors (Protection of Livelihood) Bill (Senate Bills No. 10 of 2019), at the Committee Stage-

**CLAUSE 2**

**THAT** clause 2 of the Bill be amended-

- (a) by deleting the definition of the word “informal trader”;
- (b) by deleting the definition of the word “market”;
- (c) by inserting the following new definitions in the proper alphabetical sequence-

“market” means an area designated by the county government under the respective county legislation for the sale and purchase of goods and services;

“street vendor” means a person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public in a street, lane, sidewalk, footpath, pavement, public park or any other public place or private area, from a temporary built-up structure, and includes a hawker, peddler and all synonymous terms of the word.

**CLAUSE 4**

**THAT** clause 4 of the Bill be amended in subclause (2) by deleting the words “within major infrastructure areas in the country” appearing immediately after the words “street vending zones” in paragraph (e).

**CLAUSE 8**

**THAT** clause 8 of the Bill be amended-

- (a) by inserting the following new subclause immediately after subclause (1)-

(1A) For purposes of subsection (1), the county executive committee member shall take into consideration the commercial viability of an area proposed to be designated as a street vending zone.

(b) in subclause (6) by inserting the words “and is liable, on conviction, to a term of imprisonment not exceeding three months or to a fine not exceeding ten thousand shillings, or to both” immediately after the words “commits an offence”.

**CLAUSE 22**

**THAT** clause 22 of the Bill be amended in subclause (1) by inserting the word “as may be determined by the county executive member” immediately after the words “adjacent areas”.

**CLAUSE 23**

**THAT** clause 23 of the Bill be amended-

(a) in subclause (2) by inserting the following new paragraphs immediately after paragraph (a)-

- (aa) the name and contact details of the street vendor;
- (ab) the nature and brief description of the goods;
- (ac) the approximate value of the goods;
- (ad) the reasons for confiscation of the goods;
- (ae) the full name, designation and contact details of the officer;

(b) by inserting the following new subclauses immediately after subclause (2)-

(2a) Notwithstanding subsection (1), an authorized officer may confiscate goods where-

- (i) a person carries out street vending activities without a licence;
- (ii) breaches a condition of a licence issued under this Act or county legislation;
- (iii) carries out vending activities in a no-vending zone; or
- (iv) carries out vending activities in a manner contrary to any conditions imposed for vending in a restricted vending zone.

(2b) An authorized officer who contravenes the provisions of this section commits an offence and is liable, on conviction, to a term of imprisonment not exceeding one year or to a fine not exceeding two hundred thousand shillings, or to both.

**CLAUSE 24**

**THAT** clause 24 of the Bill be deleted and substituted therefor with the following new clause-

Protection from harassment 24. (1) An officer of the national or respective county government shall not harass a street vendor in the course of conducting their vending activity.

(2) A person who contravenes the provisions of subsection (1) commits an offence and is liable, on conviction, to a term of imprisonment not exceeding one year or to a fine not exceeding two hundred thousand shillings, or to both.

**CLAUSE 28**

**THAT** clause 28 of the Bill be amended in subsection (2) by deleting paragraph (c).

**NEW CLAUSE 28A**

**THAT** the Bill be amended by inserting the following new clause immediately after clause 28-

General penalty. **28A.** A person who contravenes the provisions of this Act is liable, on conviction, to a fine not exceeding one hundred thousand shillings or to a term of imprisonment not exceeding one year, or to both.

**D. \*THE ELECTIONS (AMENDMENT) BILL (SENATE BILLS NO. 18 OF 2019)**

(Sen. (Eng.) Ephraim Maina, MP)

**NOTICE** is given that the Chairperson of the Standing Committee on Justice, Legal Affairs and Human Rights, intends to move the following amendments to the Elections (Amendment) Bill (Senate Bills No. 18 of 2019), at the Committee Stage—

**CLAUSE 2**

**THAT** the Bill be amended by deleting clause 2 and substituting therefor the following new clause—

Amendment 2. Section 2 of the Elections Act, in this Act of section 2 referred to as “the principal Act”, is amended by of No. 24 of inserting the following new definitions in their proper 2011. alphabetical sequence—

“popular name” a name by which a candidate is known to the public, but which does not appear in the candidate’s national identity card or passport; and

“party primary” means the process by which a political party elects or selects a candidate for a forthcoming general election or by-election.

**CLAUSE 3**

**THAT** clause 3 of the Bill be amended in the proposed new section 32A by—

- (a) deleting the expression “32(1)(a)” appearing immediately after the words “symbol under section” in subclause (2)(b) and substituting therefor the expression “32(1) and (1A)”; and
- (b) inserting the words “in relation to that nomination or election” immediately after the words “or the Commission” in subclause (4)(b)(iii).

**CLAUSE 4**

**THAT** clause 4 of the Bill be amended by inserting the following new paragraph immediately before paragraph (a)—

- (aa) in subsection 1 by inserting the following new paragraph immediately after paragraph (c)—
  - (ca) prescribe the criteria for the use of a popular name during a party primary or an election.

**E. \*THE KENYAN SIGN LANGUAGE BILL (SENATE BILLS NO. 15 OF 2019)**

(Sen. (Dr.) Gertrude Musuruve, MP and Sen. (Prof.) Margaret Kamar, MP)

**NOTICE** is given that the Chairperson, Standing Committee on Education, intends to move the following amendments to the Kenya Sign Language Bill (Senate Bills No. 15 of 2019), at the Committee Stage—

**CLAUSE 4**

**THAT** clause 4 of the Bill be amended in subclause (1) by deleting the word “Kenya” appearing immediately after the word “The” and substituting therefor the word “Kenyan”.

**PART II**

**THAT** the Heading to Part II of the Bill be amended by deleting the word “KENYA” and substituting therefor the word “KENYAN”.

**CLAUSE 5**

**THAT** clause 5 of the Bill be amended—

- (a) in paragraph (a) by deleting the word “Kenya” appearing immediately after the words “and promotion of” and substituting therefor the word “Kenyan”;
- (b) by deleting paragraph (b) and substituting therefor the following new paragraph—
- (b) the Kenyan Sign language is used in the provision of government services and information to the public;
- (c) in paragraph (d) by deleting the word “Kenya” appearing immediately after the words “appropriate means including” and substituting therefor the word “Kenyan”.

**CLAUSE 6**

**THAT** clause 6 of the Bill be amended—

- (a) in subclause (1) by –

deleting the introductory clause and substituting therefor the following new clause—

(1) A person whose first or preferred language is the Kenyan Sign language may use the Kenyan Signed English language where the person is—

(ii) deleting the words “Kenya Sign” appearing immediately after the words “officer to use” in paragraph (d) and substituting therefor the words “Kenyan Signed”;

(b) in subclause (2) by deleting the word “Kenya” appearing immediately after the words “subsection (1) to use” and substituting therefor the word “Kenyan”;

(c) by deleting subclause (3) and substituting therefor the following new subclause—

(3) The presiding officer shall make a determination as to the accuracy of any interpretation from the Kenyan sign language into spoken or written language or from spoken or written language into the Kenyan signed English language.

(d) in subclause (4) by deleting the word “Kenya” appearing immediately after the words “be followed where” and substituting therefor the word “Kenyan”;

(e) in subclause (5) by deleting the word “Kenya” appearing immediately after the words “right to use” and substituting therefor the word “Kenyan”.

**INSERTION OF A NEW HEADING**

**THAT** the Bill be amended by inserting the following new heading immediately after clause 6—

**PART III—USE OF THE KENYAN SIGN LANGUAGE IN AN EDUCATIONAL SETTING**

**CLAUSE 7**

**THAT** clause 7 of the Bill be amended—

(a) in paragraph (b) by deleting the word “Kenya” appearing immediately after the words “including ensuring that” and substituting therefor the word “Kenyan”;



(b) by deleting paragraph (e) and substituting therefor the following new paragraph—

(e) ensure that all digital learning material and resources for learners who are deaf or hard of hearing contain inscriptions in standard English;

(c) in paragraph (g) by deleting the word “Kenya” appearing immediately after the words “curriculum courses on” and substituting therefor the word “Kenyan”;

(d) in paragraph (i) by deleting the word “Kenya” appearing immediately after the words “the provision of” in the introductory clause and substituting therefor the word “Kenyan”;

(e) by inserting the following new paragraphs immediately after paragraph (i)—

(j) provide a Kenyan Sign language interpreter in a formal or informal education setting where no teacher who is proficient in Kenyan sign language or Kenyan Signed English exists;

(k) ensure that there are an adequate number of educational interpreters available for deaf or hard of hearing students attending training in a mainstream education setting;

(l) ensure that Kenyan signed English is used during English lessons with respect to learners who are deaf;

(m) effect the use of Kenyan Signed English for teaching of other subjects while Kenyan Signed language is used to support explanation and understanding of difficult concepts; and

(n) ensure that the teacher to pupil ratio in institutions serving learners who are deaf meets the prescribed criteria.

**CLAUSE 9**

**THAT** clause of the Bill be amended—

(a) in subclause (1) by deleting the word “Kenya” appearing immediately after the words “and procedures for” and substituting therefor the word “Kenyan”;

(b) in subclause (2) by—

- i) deleting the word “Kenya” appearing immediately after the words “the provision of” in paragraph (a) and substituting therefor the word “Kenyan”;
- ii) deleting the word “Kenya” appearing immediately after the words “for registration of” in paragraph (b) and substituting therefor the word “Kenyan”;
- iii) deleting the word “Kenya” appearing immediately after the words “a register of” in paragraph (c) and substituting therefor the word “Kenyan”; and
- iv) deleting the word “Kenya” appearing immediately after the words “registered as a” in paragraph (d) and substituting therefor the word “Kenyan”.

**CLAUSE 10**

**THAT** clause 10 of the Bill be amended in subclause (1) by deleting the word “Kenya” appearing immediately after the words “wishes to provide” and substituting therefor the word “Kenyan”.

**CLAUSE 11**

**THAT** clause 11 of the Bill be amended in subclause (1) by deleting the word “Kenya” appearing immediately after the words “as the registrar” and substituting therefor the words “of Kenyan”.

**CLAUSE 16**

**THAT** clause 16 of the Bill be amended in subclause (1) by—

- (a) deleting the word “Kenya” appearing immediately after the words “use of basic” in paragraph (a) and substituting therefor the word “Kenyan”;
- (b) deleting the word “Kenya” appearing immediately after the words “the promotion of” in paragraph (b) and substituting therefor the word “Kenyan”; and
- (c) deleting the word “Kenya” appearing immediately after the words “use of the” in paragraph (c) and substituting therefor the word “Kenyan”.

**CLAUSE 17**

**THAT** clause 17 of the Bill be amended—

- (a) by deleting subclause (1)”;
- (b) by deleting subclause (2) and substituting therefor the following new subclause—
  - (2) The National and county governments shall put in place measures to promote —
- (a) the provision, by institutions of basic education and training, of Kenyan Sign language as a discipline of study; and
- (b) the conduct, by institutions of higher learning of continuous research in the use and development of Kenyan Sign language.
- (c) by deleting subclause (3).

**CLAUSE 18**

**THAT** clause 18 of the Bill be amended in subclause (1) by deleting the words “Kenya Sign Language Action Plan six months” appearing immediately after the words “Governors develop a” and substituting therefor the words “Kenyan Sign Language Action Plan within one year”.

**NEW CLAUSE 7A**

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

Role of the Teachers Service Commission.

**7A.** The Teachers Service Commission established under Article 237 of the Constitution shall put in place measures to ensure that —

- (a) teachers assigned to teach deaf or hard of hearing children are trained to assist learners to acquire sufficient competence in the use of the English and Kiswahili language;
- (b) the teacher to learners’ ratio in institutions serving learners who are deaf is as recommended by the Ministry responsible for matters relating to education;
- (c) teachers of deaf or hard of hearing learners are competent in both Kenyan Sign Language and Kenyan signed English at an advanced level; and
- (d) there is in place an adequate number of educational interpreters for deaf and hard of hearing learners attending mainstream and inclusive education settings.

**CLAUSE 2**

**THAT** clause 2 of the Bill be amended by—

- (a) deleting the definition of the expression “Kenya Sign Language” and substituting therefor the following new definition—  
 “Kenyan Sign Language” means the sign language used by the deaf community as a medium of communication;
- (b) deleting the definition of the word “public university” and substituting therefor the following new definition—  
 “public university” has the meaning assigned to it under section 2 of the Universities Act;
- (c) deleting the definition of the word “recognized schools” and substituting therefor the following new definition—  
 “recognised school” means a school registered under the Basic Education Act, the Technical and Vocational Education and Training Act or the Universities Act;
- (d) inserting the following new definitions in their proper alphabetical sequence —  
 “deaf” means a person with any type or degree of hearing loss;  
 “hard of hearing” means a person who has a permanent or fluctuating hearing loss that is less severe than the hearing loss of a person who is deaf and that generally permits the use of the auditory channel as the primary means of developing speech and language skills;  
 “registrar” means the person appointed as the registrar of Kenyan Sign Language Interpreters under section 11;  
 “sign language interpreter” means a person who is registered under section 10 to offer sign language interpretation services; and  
 “university” has the meaning assigned to it under section 2 of the Universities Act.

**APPENDIX****1. PETITION**

Report of the Standing Committee on Education on a Petition to the Senate by Dr. Eric Mugambi Kinyua, concerning the review of the Basic Education Curriculum Framework by the Ministry of Education.

*(Chairperson, Standing Committee on Education)*

**2. STATEMENTS****a) Pursuant to Standing Order 47 (1)**

The Senator for Trans- Nzoia County (Sen. (Dr.) Michael Mbito, MP) to make a statement on the boosting of domestic tourism.

**b) Pursuant to Standing Order 48 (1)**

- i) The Senator for Bungoma County (Sen. Moses Wetang'ula, MP) to seek a Statement from the Standing Committee on Agriculture, Livestock and Fisheries regarding the plans to lease out State owned sugar companies.
- ii) Nominated Senator (Sen. Beatrice Kwamboka, MP) to seek a statement from *the* Standing Committee on Land, Environment and Natural Resources concerning pollution of the environment by industrial emissions.
- iii) The Senator for Kakamega County (Sen. Cleophas Malalah, MP) to seek a statement from the Standing Committee on Finance and Budget concerning the proposed increase of Excise Duty on beer made from sorghum, millet and cassava.
- iv) The Senator for Trans – Nzoia County (Sen. (Dr.) Michael Mbito, MP) to seek a statement from the Standing Committee on Health concerning payment of allowances to Office Administrative Personnel working in the health sector in county governments.
- v) The Senator for Kericho County (Sen. Aaron Cheruiyot, MP) to seek a statement from the Standing Committee on Labour and Social Welfare regarding the operations of the Anti-Doping Agency of Kenya (ADAK) and the alleged rampant doping test failure by Kenyan athletes.
- vi) Nominated Senator (Sen. Beatrice Kwamboka, MP) to seek a statement from the Standing Committee on Education concerning the status of graduations in various learning institutions that are due in the year 2020.
- vii) Nominated Senator (Sen. Falhada Iman, MP) to seek a statement from the Standing Committee on National Security, Defence and Foreign Relations regarding alleged use of excessive force by the police when engaging with civilians.

- viii) The Senator for Homa Bay County (Sen. Moses Kajwang', MP) to seek a Statement from the Standing Committee on Health regarding alleged industrial strike by health workers in Homa Bay County in the midst of the COVID-19 Pandemic, as well as the general state of health services in the county.
- ix) Nominated Senator (Sen. (Canon) Naomi Waqo, MP) to seek a Statement from the Standing Committee on Energy regarding the frequent cases of electricity surge and outage in Marsabit County.
- x) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a Statement from the Standing Committee on Energy regarding the mass electricity blackout in Nandi County due to several faulty transformers.
- xi) Nominated Senator (Sen. Isaac Mwaura, MP) to seek a statement from the Standing Committee on Health on the operationalization status of the Counsellors and Psychologists Act, 2014.
- xii) Nominated Senator (Sen. Judith Pareno, MP) to seek a statement from the Standing Committee on National Security, Defence and Foreign Relations on an ongoing boundary dispute between Kajiado and Makueni Counties at Merrueshi area of Kenyawa Poka Ward, a place commonly known as Oloirien.
- xiii) The Senator for Lamu County (Sen. Anuar Loitiptip, MP) to seek a statement from the Standing Committee on Land, Environment and Natural Resources regarding the alleged displacement of squatters from Hidabwo area in Lamu County.
- xiv) Nominated Senator (Sen. (Dr.) Getrude Musuruve Inimah, MP) to seek a statement from the Standing Committee on Labour and Social Welfare regarding equal opportunities for persons with disabilities.
- xv) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a statement from the Standing Committee on National Security, Defence and Foreign Relations regarding provision of the new Kenya Police uniform to police officers.
- xvi) The Senator for Lamu County (Sen. Anuar Loitiptip, MP) to seek a statement from the Standing Committee on Land, Environment and Natural Resources regarding alleged encroachment of Lake Kenyatta riparian land in Lamu County.
- xvii) Nominated Senator (Sen. (Dr.) Getrude Musuruve Inimah, MP) to seek a statement from the Standing Committee on Tourism, Trade and Industrialization regarding compliance, by the Kenya Wildlife Service (KWS), with the requirement for accessibility of the Nairobi Animal Orphanage by persons with disabilities.

...../Appendix

**c) Pursuant to Standing Order 51 (1) (a)**

The Chairperson, Ad-hoc Committee on the COVID-19 Situation in Kenya to make a statement on visits undertaken by the Ad-hoc Committee to various Counties and on the progress made in carrying out its mandate.

**d) Pursuant to Standing Order 51 (1) (b)**

- i) The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries to make a statement relating to the activities of the Committee.
- ii) The Chairperson, Standing Committee on Devolution and Intergovernmental Relations to make a statement relating to the activities of the Committee.
- iii) The Chairperson, Standing Committee on Energy to make a statement relating to the activities of the Committee.

-----