



**REPUBLIC OF KENYA**

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**THE SENATE**

**PROGRAMME OF SENATE BUSINESS**

**WEEK COMMENCING TUESDAY, FEBRUARY 23, 2021**

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***\* 12<sup>TH</sup> PARLIAMENT \* 5<sup>TH</sup> SESSION***

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**REPUBLIC OF KENYA**

**THE SENATE**

**TWELFTH PARLIAMENT (FIFTH SESSION)**

**PROGRAMME OF SENATE BUSINESS**

**FOR THE WEEK COMMENCING TUESDAY, FEBRUARY 23, 2021**

**TUESDAY:**      Communication from the Chair, Messages, Petitions,  
23/02/2021      Papers, Notices of Motion, Statements, Motions and Bills

**A. \*THE COOPERATIVE SOCIETIES (AMENDMENT) BILL (SENATE BILLS NO. 11 OF 2020)**

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

*(Second Reading)*

*(Resumption of debate interrupted on Wednesday, 17<sup>th</sup> February, 2021)*

*(Division)*

**B. COMMITTEE OF THE WHOLE**

**\*THE MUNG BEANS BILL (SENATE BILLS NO. 9 OF 2020)**

(Sen. Enoch Wambua, MP)

**C. MOTION - ADOPTION OF REPORTS OF THE SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON AUDIT REPORTS FOR COUNTY EXECUTIVES**

**FOR FINANCIAL YEARS 2015/2016, 2016/2017, AND 2017/2018**  
**(VOLUMES I, II AND III)**

(Chairperson, Sessional Committee on County Public Accounts and Investments)

**THAT** this House adopts the Reports of the Sessional Committee on County Public Accounts and Investments on the consideration of the Audit Reports of the following County Executives for the Financial Years 2015/2016, 2016/2017, and 2017/2018, laid on the Table of the Senate on Thursday, 11<sup>th</sup> February, 2021 –

- (i) **Volume I -**
  - a) Baringo
  - b) Elgeyo Marakwet
  - c) Homa Bay
  - d) Kakamega
  - e) Kiambu
  
- (ii) **Volume II -**
  - a) Kisii
  - b) Mandera
  - c) Mombasa
  - d) Taita Taveta
  - e) Kilifi
  
- (iii) **Volume III -**
  - a) Garissa
  - b) Wajir
  - c) Narok
  - d) Kericho
  - e) Lamu

*(Resumption of debate interrupted on Thursday, 18<sup>th</sup> February, 2021)*

**D. MOTION - ADOPTION OF THE REPORT OF THE MEDIATION**  
**COMMITTEE ON THE EARLY CHILDHOOD EDUCATION BILL**  
**(SENATE BILLS NO. 26 OF 2018)**

(Chairperson, Mediation Committee)

**THAT** this House adopts the Report of the Mediation Committee on the consideration of the Early Childhood Education Bill (Senate Bills No. 26 of 2018), laid on the Table of the Senate on Thursday, 18<sup>th</sup> February, 2021, and pursuant to

Article 113 of the Constitution and Standing Order 161 (3) of the Senate Standing Orders, approves the mediated version of the Bill.

**E. MOTION - FAST TRACKING CULTURAL DEVELOPMENTS IN COUNTIES**

(Sen. (Arch.) Sylvia Kasanga, MP)

**THAT, WHEREAS** Kenya is a multi-ethnic and multi-racial country with rich and diverse cultural resources such as traditional medicine and foods, arts, craft, music, dances, dress among others;

**AWARE THAT**, the Constitution, in its preamble acknowledges the cultural diversity of the Kenyan people who are determined to live in peace and unity as one indivisible sovereign nation whilst, Article 11 of the Kenyan Constitution recognizes culture as the foundation of the nation;

**NOTING** that, while the Department of Culture under the Ministry of Sports, Culture and Heritage has been playing some of the key roles in promotion of cultural integration, formulation of policies and standards that will guide the development of culture, little information has been available to the Kenyan public;

**ACKNOWLEDGING** , that culture performs a significant role in the life of a child, the cultural background in which a child is brought up affects the totality of his or her life's activities;

**CONCERNED**, that our children are losing their sense of identity due to the negative influences due to inadequate cultural identity catalyzed by globalization which has led to catastrophic consequences to the next generation as experienced in our country where a majority of young people are showing symptoms of feeling suicidal, anxious, feeling of hopelessness, anger, violence, feeling isolated, and paranoia;

**NOW THEREFORE**, the Senate urges the Cabinet Secretary, Ministry of Sports, Culture and Heritage to –

- a) Formulate cultural development policies and initiatives to inculcate stronger community values, safeguard Kenya's heritage, recognize local heroes and promote socio-cultural opportunities in the counties; and
- b) Formulate strategies to create an enabling environment for protection and promotion of diversity of cultural expressions in all counties.

**F. MOTION - PARKING CHARGES IN PUBLIC INSTITUTIONS OFFERING ESSENTIAL SERVICES**

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

**THAT, AWARE THAT**, many urban areas and towns in Kenya lack designated car parking areas as a result of imbalance between parking supply and demand mainly due to ineffective land use planning and miscalculations of space requirements, thereby leading to exorbitant parking fees;

**NOTING THAT**, most essential services offered in hospitals, educational institutions and other public utilities are offered in urban centers, shopping malls and other designated areas that charge parking fees to access;

**ACKNOWLEDGING**, that whether they are delivered by public or private providers, essential services such as health, banking, education and other utilities are considered to be public services because they are public goods that sustain the well-being of every citizen and help in the development of the society as a whole;

**CONCERNED**, that access to hospitals, educational institutions and other places offering essential services might be hindered due to exorbitant parking fees levied on motorists accessing these services;

**FURTHER CONCERNED**, that charging entry fees amount to double taxation as the motorists who would have paid the parking fees will still pay for the services they seek;

**NOW THEREFORE**, the Senate urges the Cabinet Secretary for Lands, Housing and Physical Planning together with the Council of Governors to come up with a policy framework to create an enabling environment for protection of motorists accessing essential services from paying exorbitant fees for parking.

**WEDNESDAY:**        **Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions, Bills and any other Business not concluded on Tuesday, 23<sup>rd</sup> February, 2021.**  
24/02/2021

**A. COMMITTEE OF THE WHOLE**  
**\*THE COOPERATIVE SOCIETIES (AMENDMENT) BILL (SENATE BILLS NO. 11 OF 2020)**

**B. MOTION - ADOPTION OF REPORT OF THE SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON AUDIT REPORTS FOR COUNTY EXECUTIVES FOR FINANCIAL YEAR 2014/2015 (1ST JULY, 2014 TO 30TH JUNE, 2015)**

(Chairperson, Sessional Committee on County Public Accounts and Investments)

**THAT** this House adopts the Report of the Sessional Committee on County Public Accounts and Investments on the consideration of the Audit Reports of the Bomet; Homa Bay; Isiolo; Kakamega; Kiambu; Laikipia; Kisumu; Mandera; Migori; Mombasa; Murang'a; Nandi; Nyeri; Samburu; Siaya; Tana River; Tharaka Nithi; Trans Nzoia; Turkana and Wajir County Executives for the Financial Year 2014/2015 (1st July, 2014 to 30th June, 2015), laid on the Table of the Senate on Thursday, 18th February, 2021.

**THURSDAY:**        **Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions, Bills and any other Business not concluded on Wednesday, 24<sup>th</sup> February, 2021.**  
25/02/2021

**A. MOTION- REPORT OF THE PARLIAMENT OF KENYA DELEGATION TO THE 141<sup>ST</sup> ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS, HELD IN BELGRADE, SERBIA FROM 13<sup>TH</sup> TO 17<sup>TH</sup> OCTOBER, 2019**  
(Sen. Susan Kihika, MP)

**THAT**, the Senate notes the report of the Parliament of Kenya Delegation to the 141<sup>st</sup> Assembly of the Inter-Parliamentary Union (IPU) and related meetings, held in Belgrade, Serbia, from 13<sup>th</sup> to 17<sup>th</sup> October, 2019 laid on the Table of the House on Wednesday, 4<sup>th</sup> March, 2020.

**B. MOTION – REPORT OF THE THIRD ORDINARY SESSION OF THE 5<sup>TH</sup> PARLIAMENT OF THE PAN – AFRICAN PARLIAMENT HELD FROM 7<sup>TH</sup> TO 18<sup>TH</sup> OCTOBER, 2019, IN MIDRAND, SOUTH AFRICA.**

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

**THAT**, the Senate notes the Report of the Third Ordinary Session of the 5<sup>th</sup> Parliament of the Pan-African Parliament held from 7<sup>th</sup> to 18<sup>th</sup> October, 2019 in Midrand, South Africa, laid on the Table of the House on Tuesday, 10<sup>th</sup> March, 2020.

**C. Any Other Business**

**TUESDAY:**                      **Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions, Bills and any other Business not concluded on Thursday, 25<sup>th</sup> February, 2021.**  
02/03/2021

**A. PROVISION OF MONTHLY STIPEND AND OTHER SUPPORT SERVICES TO CANCER PATIENTS IN IDENTIFIED COUNTY HOSPITALS**

(Sen. (Dr.) Gertrude Musuruve Inimah, MP)

**THAT AWARE THAT**, in Kenya, cancer is estimated to be the third leading cause of death after infectious and cardio-vascular diseases, with the annual incidence of cancer closing in on 37,000 new cases with an annual mortality of 28,000;

**FURTHER AWARE THAT**, the economic impact of cancer is significant, and is increasing with staggering consequences occasioned by increased medical costs, lost income, and the financial, physical and emotional burden placed on families and caregivers during treatment time;

**ACKNOWLEDGING THAT**, while Kenya is among the state parties that signed and ratified the Abuja Declaration that affirmed that state parties shall set aside at least 15% of their annual budget to improve the health sector, and that Article 43(1)(a) of the Constitution of Kenya states that everyone has a right to the highest attainable standards of health;

**NOTING THAT**, the Ministry of Health has put in place the National Cancer Control Strategy (2016-2020) aimed at implementing a coordinated and responsive cancer control framework that leads to the reduction in incidence,

morbidity and mortality through effective partnerships for collaborations for prevention, diagnostics, treatment, palliation and financing of cancer control activities to improve wellbeing of Kenyans;

**CONCERNED THAT**, gaps in the existing legislative framework such as discriminatory practices in the form of coverage limits and bureaucracies by the National Hospital Insurance Fund (NHIF) and private insurance firms that result in delayed diagnosis, incomplete cancer treatments and inadequate follow-ups that contribute to poor outcomes for cancer patients;

**NOW THEREFORE**, the Senate calls upon the Ministry of Health in partnership with the Council of Governors to-

- (i) Incorporate county cancer support services in their annual development plan;
- (ii) Partner with stakeholders to create support including counseling services; and
- (iii) Provide cancer patients with free prescriptions, wigs for those who have lost their hair, improvised breasts where applicable, and a subsidy for prostheses.

## **B. MOTION - RECOGNIZING AND APPRECIATING THE ELDERLY BY COUNTY GOVERNMENTS**

(Sen. Rose Nyamunga, MP)

**THAT, AWARE** that in 2006, the National Government initiated the Older Persons Cash Transfer (OPCT) Programme, popularly known as Pesa ya Wazee, which is an unconditional cash transfer programme to destitute elderly persons above the age of 65 years to cater for their subsistence needs;

**NOTING THAT** the beneficiaries receive a monthly stipend of Kshs. 2,000, delivered every two months through appointed payment agents, and also entitled to medical insurance through the National Health Insurance Fund (NHIF);

**CONCERNED HOWEVER THAT** the programme's credibility is marred by issues of delayed payments to beneficiaries, difficulties in processing of payments through the stipulated agents and payments to unregistered persons;

**NOW THEREFORE**, the Senate recommends that the County Governments complement the efforts of the National Government and assist in resolving these challenges by-



- (i) Developing legislation and policies to protect the elderly including ensuring all elderly persons in their counties are registered in the OPCT programme; and
- (ii) Organise value addition mechanisms such as financial training to help the beneficiaries of the programme to efficiently utilize this allowance.

### C. Any Other Business

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### KEY

- \*\*\*\*** - Denotes a Majority /Minority Party Bill
- \*\*\*** - Denotes a National Assembly Bill
- \*\*** - Denotes a Committee Bill
- \*** - Denotes any other Bill