



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – (SIXTH SESSION)
THE SENATE
VOTES AND PROCEEDINGS
THURSDAY, MARCH 31, 2022 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. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair-

(i) **Temporary resumption of Virtual/Hybrid Sitting of the Senate**

“Honourable Senators,

As you are aware, on Tuesday, 29th March, 2022, I issued a Communication conveying the decision of the Senate Business Committee on the application of Part XXIXA of the Standing Orders regarding hybrid/virtual plenary sittings. The effect of the Communication was to suspend hybrid/virtual plenary sittings with effect from today, 31st March, 2022.

Honourable Senators,

Owing to the urgency and importance of the Business scheduled this afternoon, and notwithstanding the resolution of Senate Business Committee that I have alluded to, I have again consulted the Senate Business Committee, pursuant to Standing Order 251A (1)(a), to reverse the decision in respect of today's sitting. I, therefore, hereby direct that this afternoon's plenary sitting will be hybrid. This will enable Senators who are out of town and who did not get my communication in time to participate in today's plenary sitting.

I thank you. “

(ii) **Visiting delegation from the Machakos County Assembly and the ICT Authority**

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, of a visiting delegation from the County Assembly of Machakos and the ICT Authority. The delegation consists of officers from Records Management Department and ICT Department of the County Assembly of Machakos and ICT Department of ICT Authority, who are undertaking a fact-finding visit on the implementation of E-Parliament system.

Honourable Senators,

I request each Member of the delegation to stand when called out so that you may be acknowledged in the usual Senate tradition. They are-

1. Mr. Paul Keli - Records Management Officer, Machakos County
2. Mr. Benard Mutua - ICT Officer, Machakos County
3. Mr. Kenneth Magua - ICT Officer, ICT Authority

On behalf of the Senate and on my own behalf, I welcome the delegation to the Senate and wish them well for the remainder of the visit.

I thank you.”

4. **PAPERS**

The following Papers were laid on the Table of the House: -

- i.) Report of the Mediation Committee on the County Governments Grants Bill (Senate Bill Bills No. 35 of 2021).

(Sen. Charles Kibiru, Chairperson of the Mediation Committee on the County Governments Grants Bill (Senate Bills No. 35 of 2021))

- ii.) Business of the Senate for the week commencing Tuesday, 5th April, 2022

(Sen. Johnson Sakaja, MP on behalf of the Senate Majority Leader)

5. **NOTICE OF MOTION- ADOPTION OF REPORT OF THE MEDIATION COMMITTEE ON THE COUNTY GOVERNMENTS GRANTS BILL (SENATE BILLS NO. 35 OF 2021).**

(Sen. Charles Kibiru, Chairperson of the Mediation Committee on the County Governments Grants Bill (Senate Bills No. 35 of 2021))

THAT, the Senate adopts the Report of the Mediation Committee on the County Governments Grants Bill (Senate Bill Bills No. 35 of 2021) laid on the

Table of the Senate on Thursday, 31st March, 2022 and that, pursuant to Article 113 of the Constitution and Standing Order 161 (3) of the Standing Orders of the Senate, approves the mediated version of the Bill.

6. **STATEMENTS**

(a) Pursuant to Standing Order 48 (1)

- i) Request for Statement by the Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) from the Standing Committee on Labour and Social Welfare regarding the unfair dismissal from employment of Mr. Levince M. Mwanyalo;

Statement dropped in the absence of the Senator pursuant to Standing Order 59 (1).

- ii) Request for Statement by the Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) from the Standing Committee on Land, Environment and Natural Resources regarding the status of Nyangoro water project in Taita Taveta County;

Statement dropped in the absence of the Senator, pursuant to Standing Order 59 (1).

- iii) Request for Statement by the Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) from the Standing Committee on Labour and Social Welfare regarding non-payment of claims by insurance companies;

Statement dropped in the absence of the Senator, pursuant to Standing Order 59 (1).

- iv) The Senator for Vihiga County (Sen. George Khaniri, MGH, MP) sought a statement from the Standing Committee on Land, Environment and Natural Resources regarding the alleged use of obsolete technology by the Kenya Meteorological Department.

(b) Pursuant to Standing Order 52 (1)

Sen. Johnson Sakaja, MP issued a statement on the business of the Senate for the week commencing Tuesday, 5th April, 2022 on behalf of the Senate Majority Leader.

7. **MOTION- ADOPTION OF THE REPORT OF THE MEDIATION COMMITTEE ON THE COUNTY GOVERNMENTS GRANTS BILL (SENATE BILLS NO. 35 OF 2021).**

Order read;

Motion Made and Question proposed;

THAT, the Senate adopts the Report of the Mediation Committee on the County Governments Grants Bill (Senate Bills No. 35 of 2021), laid on the Table of the Senate on Thursday, 31st March, 2022 and that, pursuant to Article 113 of the Constitution and Standing Order 161 (3) of the Standing Orders of the Senate, approves the mediated version of the Bill.

(Chairperson, Mediation Committee)

Debate arising;

There being no other Senator wishing to contribute;

Mover replied;

Pursuant to Standing Order 79 (1), the Speaker ruled that the Motion affects counties and that voting would be by delegations;

The House proceeded to a Division;

Thereupon, the Speaker, directed that roll call division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued 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 five minutes;

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

The names of the Tellers were announced as follows;

1. Sen. Ledama Olekina, MP – AYES
2. Sen. Naomi Waqo, MP - NOES

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 - 32

NOES - 0

ABSTENTION - 1

1. Sen. Adan Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma – voted virtually
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Haji, Abdul Mohammed – voted virtually
6. Sen. Hargura Godana
7. Sen. Imana Malachy Charles Ekal – voted virtually
8. Sen. Kajwang' Moses Otieno – voted virtually
9. Sen. Kamar Margaret Jepkoech – voted virtually
10. Sen. Khaniri George
11. Sen. Kibiru Charles Reubenson

12. Sen. Kirinyaga Ephraim Mwangi Maina – voted virtually
13. Sen. Lelegwe Ltumbesi
14. Sen. Madzayo Stewart Mwachiru
15. Sen. Mahamud Mohamed Maalim
16. Sen. Mbito Michael Maling'a – voted virtually
17. Sen. Mbogo George Ochilo Ayacko
18. Sen. Moi Gideon Kipsielei Towett – voted virtually
19. Sen. Seneta Mary Yiane – voted virtually on behalf of Kajiado County Delegation
20. Sen. Murkomen Onesimus Kipchumba
21. Sen. Muthama Agnes Kavindu
22. Sen. Mutula Kilonzo Junior – voted virtually
23. Sen. Mwaruma Johnes Mwashushe – voted virtually
24. Sen. Mwinyihaji Mohamed Faki – voted virtually
25. Sen. Ndwiga Peter Njeru
26. Sen. Olekina Ledama
27. Sen. Onger Samson Kegengo
28. Sen. Orengo James
29. Sen. Outa Frederick Otieno
30. Sen. Poghisio Samuel Losuron
31. Sen. Sakaja Johnson Arthur
32. Sen. Wambua Enoch Kiio

Question agreed to.

RESOLVED ACCORDINGLY

THAT, the Senate adopts the Report of the Mediation Committee on the County Governments Grants Bill (Senate Bill Bills No. 35 of 2021) laid on the Table of the Senate on Thursday, 31st March, 2022 and that pursuant to Article 113 of the Constitution and Standing Order 161 (3) of the Standing Orders of the Senate, approves the mediated version of the Bill.

8. **THE LANDLORD AND TENANT BILL (NATIONAL ASSEMBLY BILLS NO. 3 OF 2021)**

(The Senate Majority Leader)

(Second Reading)

***(Resumption of debate interrupted on Wednesday, 23rd February, 2022-
Morning Sitting)
(Division)***

Order deferred.

9. **THE PERSONS WITH DISABILITIES (AMENDMENT) BILL (SENATE BILLS NO. 29 OF 2020)**

(Sen. Aaron Cheruiyot, MP and Sen. (Dr) Isaac Mwaura, MP)

(Second Reading)

(Resumption of debate interrupted on Thursday, 10th March, 2022)

(Division)

Order deferred.

10. **THE ELECTION CAMPAIGN FINANCING (AMENDMENT) BILL (SENATE BILLS NO. 51 OF 2021)**

(Sen. Ledama Olekina, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 23rd March, 2022)

(Division)

Order deferred.

11. **THE EMPLOYMENT (AMENDMENT) BILL (SENATE BILLS NO. 54 OF 2021)**

(Sen. Samson Cherarkey, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 30th March, 2022)

(Division)

Order deferred.

12. **MOTION - ADOPTION OF REPORTS OF THE SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON CONSIDERATION OF THE REPORTS BY THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF VARIOUS COUNTY EXECUTIVES FOR FINANCIAL YEAR 2018/2019**

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

THAT, the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on consideration of the Reports by the Auditor General on the Financial Statements of the following County Executives for the Financial Year 2018/2019- Embu; Homa-Bay; Kericho; Kilifi; Kirinyaga; Kisii; Kwale; Machakos; Mombasa; Nandi; Baringo; Bomet; Garissa; Kajiado; and West Pokot as contained in Volume 1 of the Report and the following County Executives- Isiolo; Kakamega; Kisumu; Laikipia; Mandera; Marsabit; Nakuru; Narok; Nyandarua; Samburu; Taita Taveta; Trans-Nzoia; Uasin- Gishu; Vihiga; and Wajir, as contained in Volume 2 of the Report , Laid on the Table of the Senate on Thursday 2nd December, 2021.

(Resumption of debate interrupted on Tuesday, 8th March, 2022)

(Division)

Order deferred.

13. **MOTION - ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE SPECIAL AUDIT REPORT ON UTILIZATION OF COVID-19 FUNDS BY TWENTY-EIGHT (28) COUNTY GOVERNMENTS**

(The Chairperson, Standing Committee on Health)

THAT, the Senate adopts the Report of the Standing Committee on Health on the special audit report on utilization of COVID-19 funds by twenty-eight (28) county governments, laid on the Table of the Senate on Wednesday, 9th February, 2022.

*(Resumption of debate interrupted on Wednesday, 23rd March, 2022)
(Division)*

Order deferred

14. **COMMITTEE OF THE WHOLE**
THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL (SENATE BILLS NO. 37 OF 2021)

(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations)

*(Resumption of debate interrupted on Wednesday, 22nd December, 2021 –
Morning Sitting)*

(Division)

Order deferred.

15. **COMMITTEE OF THE WHOLE**
THE LAW OF SUCCESSION (AMENDMENT) BILL, (SENATE BILLS NO. 15 OF 2021)

(Sen. Abshiro Halake, MP)

*(Resumption of debate interrupted on Wednesday, 2nd March, 2022 –
Morning Sitting)*

(Division)

Order deferred.

16. **COMMITTEE OF THE WHOLE**
THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILLS NO. 21 OF 2021)

(Sen. Abshiro Halake, MP)

*(Resumption of debate interrupted on Wednesday, 2nd March, 2022 –
Morning Sitting)*

(Division)

Order deferred.

17. **COMMITTEE OF THE WHOLE**
THE LIFESTYLE AUDIT BILL (SENATE BILLS NO. 36 OF 2021)

(Sen. (CPA). Farhiya Haji, MP)

(Resumption of debate interrupted on Tuesday, 1st March, 2022)

(Division)

Order deferred.

18. **COMMITTEE OF THE WHOLE**
THE SPECIAL NEEDS EDUCATION BILL (SENATE BILLS NO. 44 OF 2021)

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

*(Resumption of debate interrupted on Wednesday, 2nd March, 2022 –
Morning Sitting)*

(Division)

Order deferred.

19. **THE COTTON INDUSTRY DEVELOPMENT BILL (SENATE BILLS NO.55 OF 2021)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Cotton Industry Development Bill (Senate Bills No. 55 of 2021) be now read a Second Time.

(The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

Debate arising;

20. **MOTION – EXTENSION OF TIME PURSUANT TO STANDING ORDER 31 (3) (a)**

Motion made and Question proposed;

THAT, pursuant to Standing Order 31 (3)(a), the Senate resolves to extend its sitting until the conclusion of business listed in Order No. 21 in today's Order Paper.

(The Deputy Senate Majority Whip)

And there being no Senator wishing to contribute;

Before the Question was put and pursuant to Standing Order No. 79 (1), the temporary Speaker (Sen. Rose Nyamunga, MP) informed the House that the Motion did not affect counties.

Question put and agreed to.

RESOLVED ACCORDINGLY: -

THAT, pursuant to Standing Order 31 (3)(a), the Senate resolves to extend its sitting until the conclusion of business listed in Order No. 21 in today's Order Paper.

21. **THE COTTON INDUSTRY DEVELOPMENT BILL (SENATE BILLS NO.55 OF 2021)**

Debate on the Bill resumed;

And there being no other Senator wishing to contribute;

Mover replied;

Raising a point of order, the Mover requested for the deferment of the putting of the Question to a later date, pursuant to Standing Order 61 (3).

And the Temporary Speaker (Sen. Rose Nyamunga, MP) acceding to the request, deferred the putting of the Question to the next Sitting.

22. **SUSENSION OF PROCEEDINGS**

Raising a Point of Order, Sen. Ledama Olekina, MP sought the suspension of the proceedings to facilitate consultation on the Division of Revenue Bill (National Assembly Bills No. 8 of 2022).

And the Temporary Speaker (Sen. Lelegwe Ltumbesi, MP) acceding to the request, following contributions by Senators in support, suspended the proceedings of the Senate for thirty minutes.

23. **HOUSE RESUMED** - at thirty minutes past seven o'clock

24. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

Acting Chairperson of Committees (Sen. (Dr) Lelegwe Ltumbesi, MP) – In the Chair

The Division of Revenue Bill (National Assembly Bills No. 8 of 2022)

Clauses 3 – 5

Motion made and Question proposed-

THAT, Clauses 3 – 5 be part of the Bill

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued 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 ten minutes;

Upon the expiry of the ten minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Kibiru, Charles Reubenson, MP– AYES
2. Sen. (CPA) Haji, Farhiya Ali, MP - NOES

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) 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

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma – voted virtually
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Haji, Abdul Mohamed – voted virtually
7. Sen. Hargura, Godana – voted virtually
8. Sen. Kajwang', Moses Otieno
9. Sen. Kamar, Margaret Jepkoech - voted virtually
10. Sen. Kang'ata Irungu - voted virtually
11. Sen. Khaniri, George – voted virtually
12. Sen. Kibiru, Charles Reubenson
13. Sen. Kimani, Wamatangi Paul - voted virtually
14. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
15. Sen. Lelegwe, Ltumbesi
16. Sen. Loiptip, Anuar - voted virtually
17. Sen. Madzayo, Stewart Mwachiru
18. Sen. Mahamud, Mohamed Maalim
19. Sen. Mbiti, Michael Maling'a – voted virtually
20. Sen. Mbogo, George Ochillo Ayacko
21. Sen. Moi, Gideon Kipsielei Towett – voted virtually
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Muthama, Agnes Kavindu
24. Sen. Mutula, Kilonzo Junior - voted virtually
25. Sen. Mwaruma, Johnes Mwashushe - voted virtually
26. Sen. Mwinyihaji, Mohamed Faki - voted virtually
27. Sen. Ndwiga, Peter Njeru
28. Sen. Olekina, Ledama
29. Sen. Ongeru, Samson Kegengo

- 30. Sen. Orengo, James
- 31. Sen. Outa, Frederick Otieno
- 32. Sen. Poghio, Samuel Losuron
- 33. Sen. Sakaja, Johnson Arthur - voted virtually
- 34. Sen. Wambua, Enoch Kiio

Clauses 3 – 5 - agreed to

The Schedule

Motion made and Question proposed;

THAT, the Schedule be part of the Bill;

amendment proposed

THAT, the Bill be amended by deleting the schedule and substituting therefor the following new schedule-

SCHEDULE

(s.4)

ALLOCATION OF REVENUE RAISED NATIONALLY AMONG THE NATIONAL AND COUNTY GOVERNMENTS FOR THE FINANCIAL YEAR 2022/23		
Type/level of allocation	Amount in Kshs.	Percentage (%) of 2017/18 audited and approved revenue of Kshs. 1,413,694 Million
A. Total Sharable Revenue	2,141,584,412,556	
B. National Government	1,639,515,938,345	
C. Equalization Fund	7,068,474,211	0.50%
D. County equitable share	495,000,000,000	35%

(The Chairperson, Standing Committee on Finance and Budget)

Proposed amendment withdrawn by the mover;

Thereupon, the Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued 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 ten minutes;

Upon the expiry of the ten minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Kibiru, Charles Reubenson, MP- AYES
2. Sen. (CPA) Haji, Farhiya Ali, MP - NOES

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) 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

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma – voted virtually
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Haji, Abdul Mohamed – voted virtually
7. Sen. Hargura, Godana – voted virtually
8. Sen. Kajwang', Moses Otieno
9. Sen. Kamar, Margaret Jepkoech - voted virtually
10. Sen. Kang'ata Irungu - voted virtually
11. Sen. Khaniri, George – voted virtually
12. Sen. Kibiru, Charles Reubenson
13. Sen. Kimani, Wamatangi Paul - voted virtually
14. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
15. Sen. Lelegwe, Ltumbesi
16. Sen. Loiptip, Anuar - voted virtually
17. Sen. Madzayo, Stewart Mwachiru
18. Sen. Mahamud, Mohamed Maalim
19. Sen. Mbitu, Michael Maling'a – voted virtually
20. Sen. Mbogo, George Ochillo Ayacko
21. Sen. Moi, Gideon Kipsielei Towett – voted virtually
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Muthama, Agnes Kavindu
24. Sen. Mutula, Kilonzo Junior - voted virtually
25. Sen. Mwaruma, Johnes Mwashushe - voted virtually
26. Sen. Mwinyihaji, Mohamed Faki - voted virtually
27. Sen. Ndwiga, Peter Njeru
28. Sen. Olekina, Ledama
29. Sen. Ongeru, Samson Kegengo
30. Sen. Orengo, James
31. Sen. Outa, Frederick Otieno
32. Sen. Poghio, Samuel Losuron
33. Sen. Sakaja, Johnson Arthur - voted virtually
34. Sen. Wambua, Enoch Kiio

The Schedule - 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.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued 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 ten minutes;

Upon the expiry of the ten minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Kibiru, Charles Reubenson, MP- AYES
2. Sen. (CPA) Haji, Farhiya Ali, MP - NOES

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) 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

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma – voted virtually
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Haji, Abdul Mohamed – voted virtually
7. Sen. Hargura, Godana – voted virtually
8. Sen. Kajwang', Moses Otieno
9. Sen. Kamar, Margaret Jepkoech - voted virtually
10. Sen. Kang'ata Irungu - voted virtually
11. Sen. Khaniri, George – voted virtually
12. Sen. Kibiru, Charles Reubenson
13. Sen. Kimani, Wamatangi Paul - voted virtually
14. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually

15. Sen. Lelegwe, Ltumbesi
16. Sen. Loiptip, Anuar - voted virtually
17. Sen. Madzayo, Stewart Mwachiru
18. Sen. Mahamud, Mohamed Maalim
19. Sen. Mbiti, Michael Maling'a – voted virtually
20. Sen. Mbogo, George Ochillo Ayacko
21. Sen. Moi, Gideon Kipsielei Towett – voted virtually
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Muthama, Agnes Kavindu
24. Sen. Mutula, Kilonzo Junior - voted virtually
25. Sen. Mwaruma, Johnes Mwashushe - voted virtually
26. Sen. Mwinyihaji, Mohamed Faki - voted virtually
27. Sen. Ndwiga, Peter Njeru
28. Sen. Olekina, Ledama
29. Sen. Ongeru, Samson Kegengo
30. Sen. Orengo, James
31. Sen. Outa, Frederick Otieno
32. Sen. Poghisio, Samuel Losuron
33. Sen. Sakaja, Johnson Arthur - voted virtually
34. Sen. Wambua, Enoch Kiio

Clause 2, The Title and Clause 1 - agreed to

Motion made;

THAT, the Committee of the Whole do report to the Senate its consideration of the Division of Revenue Bill (National Assembly Bills No. 8 of 2022) and its approval thereof without amendments.

(The Senate Majority Leader)

25. **HOUSE RESUMED** – the Speaker in the Chair

The Division of Revenue Bill (National Assembly Bills No. 8 of 2022)

Bill reported without amendments;

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;

Motion made and Question proposed;

THAT, the Division of Revenue Bill (National Assembly Bills No. 8 of 2022) 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 a Roll Call Division 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 directed that the division bell be rung for thirty seconds;

Upon the expiry of the thirty seconds, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Kibiru, Charles Reubenson, MP- AYES
2. Sen. Olekina, Ledama – NOES

Thereupon, 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 - 33

NOES - 0

ABSTENTIONS - 0

AYES

- 1.Sen. Adan, Dullo Fatuma
- 2.Sen. Ali, Abdullahi Ibrahim
- 3.Sen. Boy, Issa Juma – voted virtually
- 4.Sen. Cherarkey, Samson Kiprotich
- 5.Sen. Cheruiyot, Aaron Kipkirui
- 6.Sen. Haji, Abdul Mohamed – voted virtually
- 7.Sen. Hargura, Godana
- 8.Sen. Kajwang', Moses Otieno
- 9.Sen. Kamar, Margaret Jepkoech - voted virtually
10. Sen. Kang'ata Irungu - voted virtually

11. Sen. Khaniri, George – voted virtually
12. Sen. Kibiru, Charles Reubenson
13. Sen. Kihika, Susan Wakarura - voted virtually
14. Sen. Kimani, Wamatangi Paul - voted virtually
15. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
16. Sen. Lelegwe, Ltumbesi
17. Sen. Madzayo, Stewart Mwachiru
18. Sen. Mahamud, Mohamed Maalim
19. Sen. Mbito, Michael Maling’a – voted virtually
20. Sen. Mbogo, George Ochillo Ayacko
21. Sen. Seneta Mary Yiane on behalf of Kajiado County Delegation -
voted virtually
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Muthama, Agnes Kavindu
24. Sen. Mutula, Kilonzo Junior - voted virtually
25. Sen. Mwaruma, Johnes Mwashushe - voted virtually
26. Sen. Ndwiga, Peter Njeru
27. Sen. Olekina, Ledama
28. Sen. Ongeri, Samson Kegengo
29. Sen. Orengo, James
30. Sen. Outa, Frederick Otieno
31. Sen. Poghisio, Samuel Losuron
32. Sen. Sakaja, Johnson Arthur - voted virtually
33. Sen. Wambua, Enoch Kiio

Question – agreed to.

Bill read a Third Time and passed.

26. **COMMITTEE OF THE WHOLE**
THE ELECTIONS (AMENDMENT) (NO. 3) BILL (SENATE BILLS NO. 48 OF 2021)

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

Order deferred.

27. **COMMITTEE OF THE WHOLE**
THE IRRIGATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2021)

(The Senate Majority Leader)

Order deferred.

28. **COMMITTEE OF THE WHOLE**
THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 7 OF 2021)

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

Order deferred.

29. **COMMITTEE OF THE WHOLE**
THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL
(SENATE BILLS NO. 53 OF 2021)
(Sen. Naomi Shiyonga, MP)

Order deferred.

30. **COMMITTEE OF THE WHOLE**
THE COUNTY RESOURCE DEVELOPMENT BILL (SENATE BILLS NO. 45 OF
2021)
(Sen. Rose Nyamunga, MP)

Order deferred.

31. **COMMITTEE OF THE WHOLE**
THE COMMUNITY GROUPS REGISTRATION BILL (NATIONAL ASSEMBLY
BILLS NO. 20 OF 2021)
(The Senate Majority Leader)

Order deferred.

And having concluded the business appearing as Order No. 21, as earlier resolved, the Speaker adjourned the Senate at forty-seven minutes past eight O'clock without Question put, pursuant to the Standing Orders.

32. **SENATE ROSE** – at forty-seven minutes past eight O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, April 05, 2022 at 02.30 p.m.*