



13<sup>TH</sup> PARLIAMENT | 4<sup>TH</sup> SESSION  
THE SENATE

IN THE MATTER OF CONSIDERATION OF THE CONSTITUTION OF KENYA  
(AMENDMENT) BILL, 2025 (SENATE BILLS NO. 13 OF 2025)

**PUBLIC VIEWS FORM**

*(Pursuant to Articles 118 and 256 of the Constitution and standing order 145 (5)  
of the Senate Standing Orders)*

**Section A — Personal Information**

1. Full Name: \_\_\_\_\_
2. Gender: \_\_\_\_\_
3. Age: \_\_\_\_\_
4. County: \_\_\_\_\_
5. Identification No. (National ID/Passport/Kenyan Driving Licence): \_\_\_\_\_

**Section B — Views on the proposed Amendments to the Constitution**

What are your views on the proposed Amendments? *(Tick appropriate and give reasons)*

1. **Proposed amendment to Article 94 of the Constitution to clarify that legislation, representation and oversight is a role of both Houses of Parliament.**

<input type="checkbox"/> I support	Reason:
<input type="checkbox"/> I do not support	Reason:
<input type="checkbox"/> Other	Specify:

2. **Proposed amendment to Article 95 to clarify that determination of revenue sharing, appropriation of funds, and oversight over national revenue is a function of both Houses of Parliament.**

<input type="checkbox"/> I support	Reason:
<input type="checkbox"/> I do not support	Reason:
<input type="checkbox"/> Other	Specify:

3. **Proposed amendment of Article 96 to codify the Senate's representation role for special groups, provide for the Senate's role in lawmaking, deliberation and resolution of issues of public interest and clarify that the oversight role of the Senate extends to both national revenue allocated to counties and own source revenue raised locally by counties.**

<input type="checkbox"/> I support	Reason:
<input type="checkbox"/> I do not support	Reason:
<input type="checkbox"/> Other	Specify:

4. **Proposed amendment of Article 108 to provide for the leadership and order of precedence in the Senate. Currently, the Constitution provides only for the leadership and order of precedence in the National Assembly.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

5. **Proposed amendment of Article 109 to provide for the origination of any Bill in either House of Parliament, save for a Bill on raising national revenue which may originate only in the National Assembly. Currently, the Senate may only originate and consider Bills concerning county governments.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

6. **Proposed repeal of Article 110 of the Constitution. Currently, the Article 110 of the Constitution defines what a “bill concerning county governments is”, which has been the subject of multiple interpretations.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

7. **Proposed amendment of Article 111 to clarify that allocation Bills (County Allocation of Revenue Bill or County Governments Additional Allocations Bill) may originate in the Senate and that appropriation Bills (Appropriation or Supplementary Appropriation Bill) may originate from the National Assembly. Currently, Article 111 provides for the procedure of consideration of special Bills concerning county governments.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

8. **Proposed amendment to Article 113 to align the mediation process with the proposed new framework under Article 109 and to exempt allocation and appropriation Bills from the mediation process.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

9. **Proposed amendment to repeal Article 114 which defines “money Bills”. Currently, the definition has been the subject of multiple varying interpretations.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

**10. Proposed amendment to Article 115 to align with the proposed amendments to Article 109 and ensure consistency.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

**11. Proposed amendment to Article 116 to provide clarity on the coming into force of laws where the President neither assents to a Bill nor returns it back to Parliament.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

**12. Proposed amendment of various Articles to assign the responsibility for approval for appointment and removal from office of various State officers namely the Director of Public Prosecutions, Chairperson of the Commission on Revenue Allocation, the Controller of Budget, the Auditor General, and Chairpersons and members of constitutional commissions to both Houses of Parliament. Currently, most approvals of members to State offices are done by the National Assembly.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

**13. Proposed amendment to introduce a new Article 199A to establish a county assembly fund for each county assembly.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

**14. Proposed amendment to Article 221 to streamline the budget process by providing for the consideration and approval of budget estimates by both Houses of Parliament. Currently, this role is limited to the National Assembly.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

**15. Proposed amendment to Article 222 to provide that where there are delays in the passage of the Appropriation Act, withdrawals from the Consolidated Fund shall be approved by both Houses of Parliament. Currently, this approval is only sought from the National Assembly.**

<input type="checkbox"/> I support	<i>Reason:</i>
<input type="checkbox"/> I do not support	<i>Reason:</i>
<input type="checkbox"/> Other	<i>Specify:</i>

16. Proposed amendment to Article 223 to provide that the approval of both Houses of Parliament will be sought where money is spent for a purpose that was not appropriated. Currently, this approval is only sought from the National Assembly.

<input type="checkbox"/> I support	Reason:
<input type="checkbox"/> I do not support	Reason:
<input type="checkbox"/> Other	Specify:

17. Proposed amendment to Article 224 to clarify that the basis for the preparation of budgets by county governments is the County Allocation of Revenue Bill and not the Division of Revenue Bill and to introduce a mechanism allowing Parliament to authorise temporary withdrawals from the Consolidated Fund to support counties if there is delay in passage of the Division of Revenue Bill or the County Allocation of Revenue Bill.

<input type="checkbox"/> I support	Reason:
<input type="checkbox"/> I do not support	Reason:
<input type="checkbox"/> Other	Specify:

18. Proposed amendment to Articles 250 and 251 to provide clarity that a petition for the removal of a member of a constitutional commission or holder of an independent office will be lodged and considered by both Houses of Parliament. Currently, this mandate is vested in the National Assembly.

<input type="checkbox"/> I support	Reason:
<input type="checkbox"/> I do not support	Reason:
<input type="checkbox"/> Other	Specify:

19. Any other comments on the Bill.

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SIGNED \_\_\_\_\_ DATE: \_\_\_\_\_, 2025

**Note:**

Filled Templates may be submitted to the Clerk of the Senate, P. O. Box 41842-00100, Nairobi, hand-delivered to the Office of the Clerk of the Senate, Main Parliament Buildings, Nairobi or emailed to [maoni@parliament.go.ke](mailto:maoni@parliament.go.ke) and copied to [senatejlahrc@parliament.go.ke](mailto:senatejlahrc@parliament.go.ke).

**Appreciation:** The Senate appreciates your participation in this process.

*“For the Welfare of Society and the just Government of the People”*