



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FIFTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, SEPTEMBER, 17, 2026

1. The Senate assembled at thirty Minutes past Two O'clock.
2. The proceedings were opened with Prayer said by the Speaker.

3. **QUORUM OF THE SENATE**

The Speaker having counted the Honourable Senators present at the commencement of the Sitting and confirming that there was no Quorum, directed that the Bell be rung for ten minutes, pursuant to Standing Order 40;

And there being a Quorum before the expiry of the ten minutes;

The Speaker invited the Clerk to call the Orders of the day.

4. **MESSAGES**

The Speaker conveyed the following Messages from the National Assembly-

i) Passage, by the National Assembly, of the Public Finance Management (Amendment) (No. 3) Bill (National Assembly Bill No. 44 of 2024)

“Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46 (3) and (4), I have received the following Message from the Speaker of the National Assembly regarding the approval by the National Assembly of the County Library Services Bill (Senate Bill No. 40 of 2024).

The Message, dated Thursday, 10th September, 2026, was received in the Office of the Clerk of the Senate, Monday, 14th September, 2026.

Pursuant to Standing Order 46 (4), I now report the Message –

PURSUANT to the provisions of Standing Order 41(1) and 144 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly-

WHEREAS, the County Library Services Bill (Senate Bill No. 40 of 2024) was passed by the Senate on Wednesday, 27th February 2026, and thereafter referred to the National Assembly for consideration pursuant to the provisions of Article 110(4) of the Constitution;

AND WHEREAS, on Wednesday, 26th August 2026, the National Assembly considered and passed the said Bill with amendments, as contained in the Schedule of Amendments attached hereto;

NOW, THEREFORE, in accordance with the provisions of Article 112 of the Constitution and pursuant to Standing Orders 41(1) and 144 of the National Assembly Standing Orders, I hereby convey the said decision of the National Assembly to the Senate.”

Honourable Senators,

Article 112 (1) (b) of the Constitution provides that if one House passes an ordinary Bill concerning counties and the second House passes the Bill in an amended form, it shall be referred back to the originating House for reconsideration.

Honourable Senators,

In this regard, I direct the Standing Committee on Labour and Social Welfare to consider the amendments and Table its report on or before Thursday 8th October, 2026, with recommendations on whether the Senate should approve the said amendments.

Honourable Senators,

Upon the tabling of the report by the Committee, the Senate Business Committee will appoint a time for the Motion for consideration of the National Assembly amendments by the Senate.

The House is accordingly guided.

I thank you.”

ii) Passage of the Senate amendments to the Kenya National Council for Population and Development Bill (National Assembly Bill No. 72 of 2023)

Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46(3) and (4), I have received the following Message from the Speaker of the National Assembly regarding the passage of the senate amendments to the Kenya National Council for Population and Development Bill (National Assembly Bill No. 72 of 2023).

The Message, dated Thursday, 10th September, 2026, was received in the Office of the Clerk of the Senate, Monday, 14th September, 2026.

Pursuant to Standing Order 46 (4), I now report the Message –

PURSUANT to the provisions of Standing Order 41(1) of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly-

WHEREAS, on Thursday, 19th June 2025, the National Assembly passed the Kenya National Council for Population and Development Bill (National Assembly Bill No. 72 of 2023) with amendments and thereafter referred it to the Senate for consideration in accordance with the provisions of Article 110(4) of the Constitution;

AND WHEREAS, on Tuesday, 12th May, 2026, the Senate considered and passed the said Bill with amendments and referred it back to the National Assembly for reconsideration in accordance with the provisions of Article 112(1)(b) of the Constitution;

FURTHER WHEREAS, on Thursday, 27th August 2026, the National Assembly considered and passed the said Bill in the form passed by the Senate;

NOW, THEREFORE, pursuant to the provisions of Standing Orders 41(1) and 148 of the National Assembly Standing Orders, I hereby convey the decision of the National Assembly on the Bill, and notify that I have since presented the Bill to His Excellency the President for Assent, in accordance with the provisions of Article 112(2)(a) of the Constitution.”

I thank you.”

iii) Passage of the Public Finance Management (Amendment) Bill (National Assembly Bill No. 17 of 2025

Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46 (3) and (4), I have received the following Message from the Speaker of the National Assembly regarding the passage of the Public Finance Management (Amendment) Bill (National Assembly Bill No. 17 of 2025).

The Message, dated Thursday, 10th September, 2026, was received in the Office of the Clerk of the Senate on, Monday, 14th September, 2026.

Pursuant to Standing Order 46 (4), I now report the Message –

PURSUANT to the provisions of Standing Orders 41(1) and 142 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly —

WHEREAS the Public Finance Management (Amendment) Bill (National Assembly Bill No. 17 of 2025) was published in the Kenya Gazette Supplement No. 59 of 24th April 2025 as a Bill seeking to amend the Public Finance Management Act, Cap. 412A, to ensure that there shall be no duplication in the management of additional allocations through intergovernmental agreements;

AND WHEREAS, the National Assembly considered the said Bill and passed it with amendments on Wednesday, 26th August 2026, in the form attached hereto;

NOW, THEREFORE, in accordance with the provisions of Article 110(4) of the Constitution and Standing Order 142 of the National Assembly Standing Orders, I hereby refer the said Bill to the Senate for consideration.”

Honourable Senators,

Pursuant to Standing Order No. 163, which requires that a Bill which originates in the National Assembly be proceeded with by the Senate in the same manner as a Bill introduced in the Senate by way of First Reading in accordance with Standing Order No.144, I direct that the Public Finance Management (Amendment) Bill (National Assembly Bill No. 17 of 2025) be listed in the Order Paper to be Read a First Time.

I thank you.”

iv) Passage of the Basic Education (Amendment) Bill (National Assembly Bill No. 3 of 2025).

Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46 (3) and (4), I have received the following Message from the Speaker of the National Assembly regarding the passage of the Basic Education (Amendment) Bill (National Assembly Bill No. 3 of 2025).

The Message, dated Thursday, 10th September, 2026, was received in the Office of the Clerk of the Senate on, Monday, 14th September, 2026.

Pursuant to Standing Order 46 (4), I now report the Message –

PURSUANT to the provisions of Standing Order 41(1) and 142 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly-

WHEREAS, the Basic Education (Amendment) Bill (National Assembly Bill No. 3 of 2025), was published vide Gazette Notice No. 20 of 18th February 2025 to amend the Basic Education Act, Cap. 211 to mainstream the Alternative Provision for Basic Education and Training (APBET) schools within the formal basic education structures by providing for, inter alia, the recognition,

registration and provision of equivalent benefits to the APBET schools and to anchor the APBET Policy, 2009 in law;

AND WHEREAS, the National Assembly considered and passed the said Bill with amendments on Wednesday, 26th August 2026, in the form attached hereto;

NOW, THEREFORE, in accordance with the provisions of Article 110(4) of the Constitution and pursuant to Standing Orders 41 and 142 of the National Assembly Standing Orders, I hereby refer the said Bill to the Senate for consideration.”

Honourable Senators,

Pursuant to Standing Order No. 163, which requires that a Bill which originates in the National Assembly be proceeded with by the Senate in the same manner as a Bill introduced in the Senate by way of First Reading in accordance with Standing Bill Order No.144, I9 I direct that the Basic Education (Amendment) Bill (National Assembly Bill No. 3 of 2025) be listed in the Order Paper to be Read a First Time.

I thank you.”

v) Passage of the Senate amendments to the Public Finance Management (Amendment) (No. 4) Bill (National Assembly Bill No. 45 of 2024)

Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46 (3) and (4), I have received the following Message from the Speaker of the National Assembly regarding the passage of the Senate amendments to the Public Finance Management (Amendment) (No. 4) Bill (National Assembly Bill No. 45 of 2024)

The Message, dated Thursday, 10th September, 2026, was received in the Office of the Clerk of the Senate, Monday, 14th September, 2026.

Pursuant to Standing Order 46 (4), I now report the Message –

PURSUANT to the provisions of Standing Order 41(1) of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly-

WHEREAS, on Thursday, 28th November 2024, the National Assembly passed the Public Finance Management (Amendment) (No. 4) Bill (National Assembly Bill No. 45 of 2024) with amendments and thereafter referred it to the Senate for consideration in accordance with the provisions of Article 110(4) of the Constitution;

AND WHEREAS, on Tuesday, 3rd March 2026, the Senate considered and passed the said Bill with amendments and referred it back to the National Assembly for reconsideration in accordance with the provisions of Article 112(1)(b) of the Constitution;

FURTHER WHEREAS, on Thursday, 27th August 2026, the National Assembly considered and passed the said Bill in the form passed by the Senate;

NOW, THEREFORE, pursuant to the provisions of Standing Orders 41(1) and 148 of the National Assembly Standing Orders, I hereby convey the decision of the National Assembly on the Bill, and notify that I have since presented the Bill to His Excellency the President for Assent, in accordance with the provisions of Article 112(2)(a) of the Constitution.”

I thank you.”

5. **PAPERS LAID**

The following Papers were laid on the Table of the Senate –

- i) Report of the Auditor General on Tetu Water and Sanitation PLC for the year ended 30th June, 2026.

(The Senate Majority Leader)

- ii) Report of the Standing Committee on Agriculture, Livestock and Fisheries on its consideration of the Crops (Amendment) Bill (National Assembly Bills No. 8 of 2023).

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

6. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair:

a) Visiting delegation of teachers and students from Pinelake Academy in HomaBay County

“Honourable Senators,

I would like to acknowledge the presence, of a visiting delegation of five (5) teachers and forty-five (45) students from Pinelake Academy in HomaBay County who are seated in the Public Gallery.

The delegation is visiting the Senate for an academic exposition.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the delegation and wish them a fruitful visit.

I thank you.”

b) Election of Sen. Hamida Kibwana, MP, as the Chairperson of the Standing Committee on Roads, Transportation and Housing.

“Honourable Senators,

I have the following Communication to make-

This is to inform you that, on Tuesday, 8th September, 2026, Sen. Eddy Oketch, MP resigned as the Chairperson of the Standing Committee on Roads, Transportation and Housing.

Standing Order 203 (2) states-

"Whenever a vacancy occurs in the office of Chairperson or Vice-chairperson of a Select Committee, the Clerk shall, within seven days of the vacancy arising, appoint a place, date and time for the meeting of the Committee to elect the Chairperson or Vice- Chairperson."

Pursuant to the above provision, the Clerk of the Senate gave notice on Wednesday, 9th September, 2026, appointing Tuesday, 15th September, 2026, as the date for the election. At the said meeting, Sen. Hamida Kibwana, MP, was elected unopposed as the Chairperson of the Committee.

Honourable Senators,

I wish to extend my congratulations to Sen. Hamida Kibwana, MP, upon her election and to convey my best wishes to her in the discharge of her responsibilities as Chairperson of the Committee.

I thank you.”

c) Visiting delegation from the Parliament of Uganda.

“Honourable Senators,

I would like to acknowledge the presence, in the Speakers Gallery this afternoon, of a visiting delegation from the Parliament of Uganda. The delegation comprises four (4) Members and one (1) staff, who are in the Senate to undertake a training on Parliamentary Whipping in Legislative Practice with the Centre for Parliamentary Studies and Training (CPST).

Honourable Senators,

I request each Member of the delegation to stand when called out so that they may be acknowledged as per the Senate tradition.

- i) Hon. Isaac Ismael Otimgiu, MP;
- ii) Hon. Namukuta Brenda, MP;
- iii) Hon. Nakazibwe Hope Granja, MP;
- iv) Hon. Derrick Orone, MP; and
- v) Mr. Kavuma Samuel- Staff.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the delegation and wish them a fruitful visit.

I thank you.”

d) Visiting delegation of teachers and students from St. Pauls Kevote in Embu County

“Honourable Senators,

I would like to acknowledge the presence, of a visiting delegation of two (2) teachers and sixty-five (65) students from St. Pauls Kevote in HomaBay County who are seated in the Public Gallery.

The delegation is visiting the Senate for an academic exposition.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the delegation and wish them a fruitful visit.

I thank you.”

7. QUESTIONS AND STATEMENTS

a) Statements pursuant to Standing Order 52 (1)

The Senator for Nandi County (Sen. Samson Cherarkey, MP) made a Statement regarding the selection of Nairobi as the host city for the 2029 World Athletics Championships.

The Senator noted that the selection marks a historic milestone, being the first time the Championships will be hosted on the African continent. He recognized Kenya’s enduring global contribution to athletics, as well as the country’s demonstrated capacity to host major international sporting events.

The Senator further observed that the Championships present significant opportunities for Kenya, particularly in promoting tourism and the hospitality sector, improving transport and related infrastructure, stimulating trade, and creating business opportunities for small and medium-sized enterprises. He also underscored the potential of the event to advance the development of sports infrastructure and support the identification and nurturing of athletic talent across the country.

The Senator called for timely, coordinated and transparent preparations by all relevant agencies to ensure that Kenya successfully hosts the Championships in full compliance with World Athletics standards. He urged the responsible authorities to prioritize the upgrading and preparedness of the Moi International Sports Centre, Kasarani, and all other requisite venues and supporting facilities. He further emphasized the need for prudent, accountable and transparent utilization of public resources throughout the preparation and hosting of the Championships.

b) Statements pursuant to Standing Order 53 (1)

- i) Nominated Senator (Sen. Consolata Wakwabubi, MP) sought a Statement from the Standing Committee on Labour and Social Welfare regarding the prevalence of Sexual and Gender-Based Violence (SGBV) and physical abuse against women and children in Bungoma County.
- ii) Nominated Senator (Sen. Hamida Kibwana, MP) sought a Statement from the Standing Committee on Finance and Budget regarding the unlawful operations of Quant Vest Stock Exchange (QVSE) in Kenya.
- iii) Nominated Senator (Sen. Hamida Kibwana, MP) sought a Statement from the Standing Committee on Education regarding the poor performance of Kenyan learners in global and international learning assessments.
- iv) The Senator for Turkana County (Sen. James Lomenen, MP) sought a Statement from the Standing Committee on Devolution and Intergovernmental relations regarding water access challenges in Turkana county.
- v) The Senator for Turkana County (Sen. James Lomenen, MP) sought a Statement from the Standing Committee on Lands, Environment, and Natural Resources on the mining activities in Turkana County and other areas affected by insecurity.
- vi) Request for Statement by the Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, SC, MP) from the Standing Committee on Roads, Transportation and Housing regarding the proposed upgrade of Moi Stadium in Kisumu County was **dropped** in the absence of the Senator.

c) Statement pursuant to Standing Order 57 (1)

The Senate Majority Leader issued a Statement on the business of the Senate for the week commencing Tuesday, 22nd September, 2026.

8. **MOTION - CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE KENYA SIGN LANGUAGE BILL (SENATE BILLS NO. 9 OF 2023)**
(The Chairperson, Standing Committee on Education)

THAT, the National Assembly amendments to the Kenya Sign Language Bill (Senate Bills No. 9 of 2023) be now considered.

***(Resumption of debate interrupted on Wednesday, 16th September, 2026-
Afternoon Sitting)
(Question to be put)***

Order deferred.

9. **MOTION – REPORT OF THE STANDING COMMITTEE ON DEVOLUTION AND INTERGOVERNMENTAL RELATIONS ON THE COOPERATION AGREEMENT BETWEEN THE NATIONAL GOVERNMENT AND THE NAIROBI CITY COUNTY GOVERNMENT**
(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations)

THAT, the Senate adopts the Report of the Standing Committee on Devolution and Intergovernmental Relations on the Cooperation Agreement between the National Government and the Nairobi City County Government laid on the Table of the Senate on Wednesday, 15th July, 2026.”

***(Resumption of debate interrupted on Wednesday, 9th September, 2026 –
Morning Sitting)
(Division)***

Order deferred.

10. **MOTION - REPORT OF THE STANDING COMMITTEE ON DEVOLUTION AND INTERGOVERNMENTAL RELATIONS ON THE CONFERMENT OF CITY STATUS TO THIKA MUNICIPALITY**

(Chairperson, Standing Committee on Devolution and Intergovernmental Relations)

THAT, the Senate adopts the Report of the Standing Committee on Devolution and Intergovernmental Relations on the conferment of City status to Thika Municipality, laid on the Table of the Senate on Wednesday, 15th July, 2026 and, that pursuant to section 8 (6) of the Urban Areas and Cities Act, approves the conferment of City status to Thika Municipality.

***(Resumption of debate interrupted on Thursday, 30th July, 2026)
(Division)***

Order deferred.

11. **MOTION - CONSIDERATION OF REPORTS OF THE SELECT COMMITTEE ON DELEGATED LEGISLATION ON ITS CONSIDERATION OF THE TRAFFIC (SCHOOL TRANSPORT) RULES, 2026 (LEGAL NOTICE NO. 11 OF 2026; THE TRAFFIC (MOTOR VEHICLE INSPECTION) RULES, 2026 (LEGAL NOTICE NO. 13 OF 2026); AND THE NATIONAL TRANSPORT AND SAFETY AUTHORITY (OPERATION OF COMMERCIAL VEHICLES) REGULATIONS, 2026 (LEGAL NOTICE NO. 14 OF 2026)**

(The Chairperson, Select Committee on Delegated Legislation)

THAT, the Senate adopts the Reports of the Select Committee on Delegated Legislation on its consideration of the -

- i)The Traffic (School Transport) Rules, 2026 (Legal Notice No. 11 of 2026;
- ii)The Traffic (Motor Vehicle Inspection) Rules, 2026 (Legal Notice No. 13 of 2026); and
- iii)The National Transport and Safety Authority (Operation of Commercial Vehicles) Regulations, 2026 (Legal Notice No. 14 of 2026);

laid on the Table of the Senate on Wednesday, 10th June, 2026; and that pursuant to Section 18 of the Statutory Instruments Act, the Senate resolves to annul the Traffic (School Transport) Rules, 2026 (Legal Notice No. 11 of 2026; the Traffic (Motor Vehicle Inspection) Rules, 2026 (Legal Notice No. 13 of 2026); and the National

Transport and Safety Authority (Operation of Commercial Vehicles) Regulations, 2026 (Legal Notice No. 14 of 2026).

(Resumption of debate interrupted on Thursday, 11th June, 2026)
(Division)

Order deferred.

12. **THE STREET NAMING AND PROPERTY ADDRESSING SYSTEM BILL (SENATE BILLS NO. 43 OF 2024)**
(Sen. Fatuma Dullo, MP)

(Second Reading)
(Resumption of debate interrupted on Tuesday, 4th August, 2026)
(Division)

Order deferred.

13. **COMMITTEE OF THE WHOLE**
THE COUNTY GOVERNMENTS ADDITIONAL ALLOCATIONS BILL (SENATE BILLS NO. 8 OF 2026)
(The Chairperson, Standing Committee on Finance and Budget)

(Consideration of the National Assembly amendments)

Order deferred.

14. **COMMITTEE OF THE WHOLE**
THE PUBLIC FUNDRAISING APPEALS BILL (SENATE BILLS NO. 36 OF 2024)
(The Senate Majority Leader)

(Resumption of debate interrupted on Tuesday, 2nd June, 2026)
(Division)

Order deferred.

15. **COMMITTEE OF THE WHOLE**
THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 3 OF 2024)
(The Senate Majority Leader)

Order deferred.

16. **COMMITTEE OF THE WHOLE**
THE SEEDS AND PLANT VARIETIES (AMENDMENT) BILL (SENATE BILLS NO. 4 OF 2025)
(Sen. Ledama Olekina, MP)

Order deferred.

17. **COMMITTEE OF THE WHOLE**
THE ELECTRONIC EQUIPMENT DISPOSAL RECYCLING AND REUSE BILL
(SENATE BILLS NO. 5 OF 2025)
(Sen. Peris Tobiko, MP)

Order deferred.

18. **COMMITTEE OF THE WHOLE**
*****THE CULTURE BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2024)**
(The Senate Majority Leader)

Order deferred.

19. **COMMITTEE OF THE WHOLE**
*****THE COMMUNITY HEALTH PROMOTERS BILL (NATIONAL ASSEMBLY BILL NO. 53 OF 2022)**
(The Senate Majority Leader)

Order deferred.

20. **COMMITTEE OF THE WHOLE**
THE ENVIRONMENTAL MANAGEMENT AND COORDINATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 66 OF 2023)
(Sen. Crystal Asige, MP, Co-Sponsor)

Order deferred.

21. **COMMITTEE OF THE WHOLE**
***THE HEALTH (AMENDMENT) BILL (SENATE BILLS NO. 12 OF 2025)**
(Sen. Erick Okong'o Mogeni, MP)

Order deferred.

22. ***THE LIVESTOCK PROTECTION AND SUSTAINABILITY BILL (SENATE BILLS NO. 32 OF 2024)**
(Sen. (Dr.) Lelegwe Ltumbesi, MP)

(Second Reading)

(Resumption of debate interrupted on Tuesday, 15th September, 2026)

Order deferred.

23. **MOTION - THE COUNTY FISCAL PERFORMANCE MEASUREMENT INDEX (CFPMI) REPORT 2026**
(The Senate Majority Leader)

THAT, the Senate notes the County Fiscal Performance Measurement Index (CFPMI) Report 2026, laid on the Table of the Senate on Thursday, 6th August, 2026.

(Resumption of debate interrupted on Thursday, 6th August, 2026)

Order deferred.

24. **MOTION - MAINSTREAMING A FRAMEWORK FOR CLEAN COOKING IN KENYA**
(Sen. Hamida Kibwana, MP)

THAT AWARE THAT, Article 42 of the Constitution guarantees every person the right to a clean and healthy environment, which includes access to safe energy options;

FURTHER AWARE THAT, over 900 million Africans, including more than 90% of households in Kenya's rural areas, still rely on traditional biomass (firewood, charcoal, animal waste) for cooking, resulting in high levels of indoor air pollution that cause premature deaths, particularly among women and children;

CONCERNED THAT, in Kenya, indoor air pollution has been linked to over 23,000 annual deaths, with women and girls bearing the disproportionate burden of time spent collecting firewood and cooking, limiting their education and economic opportunities;

NOTING THAT, traditional cooking methods contribute significantly to deforestation, greenhouse gas emissions, and climate vulnerability at the county level, undermining national commitments under the Energy Act, 2019, the Climate Change Act, 2016, and Kenya's Nationally Determined Contributions (NDCs);

RECALLING THAT, the Africa Clean Cooking Summit (Paris, 2023) mobilized USD 2.2 billion in commitments for clean cooking, and the International Energy Agency has recommended urgent financing and policy action to achieve universal access by 2040;

ACKNOWLEDGING, the efforts of some counties, development partners, and private sector actors in piloting clean cooking projects, but recognizing that these remain small-scale and fragmented;

NOW THEREFORE, the Senate resolves that the: -

- i.) Council of Governors develops county-level policies, frameworks, and budgets that mainstream clean cooking into devolved energy and health functions;
- ii.) National Treasury and Ministry of Energy prioritize clean cooking in financing frameworks, including results-based financing and blended finance models to de-risk private investment;
- iii.) County Governments incorporate clean cooking targets in their County Integrated Development Plans (CIDPs) and ensure public institutions such as schools, health facilities, and prisons adopt clean cooking solutions;
- iv.) National Treasury and County Governments to fast-track letters of authorization to unlock carbon finance markets (Article 6.2 and CORSIA) for clean cooking projects; and

- v.) County Governments engage the private sector actors, and community organizations to expand clean cooking access, create local jobs, and reduce pressure on forest resources.

(Resumption of debate interrupted on Wednesday, 16th September, 2026 – Afternoon Sitting – Balance of time 10 minutes)

Order deferred.

25. **MOTION - REPORT OF THE STANDING COMMITTEE ON JUSTICE, LEGAL AFFAIRS AND HUMAN RIGHTS (JLAHR) ON A PETITION BY MR. LABAN OMUSUNDI AND OTHERS ON THE LIMITATION OF THE TENURE OF NOMINATED MEMBERS OF COUNTY ASSEMBLIES (MCAS) TO A SINGLE TERM OF FIVE YEARS**

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

THAT, the Senate adopts the Report of the Standing Committee on Justice, Legal Affairs and Human Rights (JLAHR) on a Petition by Mr. Laban Omusundi and others concerning limitation of the tenure of nominated Members of County Assemblies (MCAs) to a single term of five years, laid on the Table of the Senate on Tuesday, 8th September, 2026.

Order deferred.

26. **MOTION - DECLARATION OF ROAD TRAFFIC ACCIDENTS IN KENYA AS A NATIONAL DISASTER**

(Sen. Veronica Maina, MP)

AWARE THAT, Article 43 guarantees the right to the highest attainable standard of health, including emergency medical treatment and Article 21(1) of the Constitution obligates the State and all State organs to observe, respect, protect, promote and fulfil the rights and fundamental freedoms contained in the Bill of Rights;

NOTING THAT, Article 238 of the Constitution provides that national security includes the protection of the people of Kenya and their property against internal and external threats, which encompasses safety on national transport networks;

COGNIZANT THAT, road traffic injuries are among the leading causes of death in Kenya and constitute the leading cause of mortality among adolescents and adults in their most economically productive years, surpassing many communicable and non-communicable diseases resulting in significant loss of human capital and productivity;

NOTING THAT, in 2025 more than 4,400 Kenyans lost their lives with over 17,000 injuries from road crashes, a 3% increase over the previous year, while nearly 400 people were killed in road traffic accidents in January 2026 alone, representing an 11% increase compared to the same period in the previous year, illustrating a continuing trend of preventable loss of life;

CONCERNED THAT, beyond loss of life, road traffic accidents result in long-term disability, psychological trauma, family disruption and significant economic loss, with estimates suggesting losses amounting to billions shillings annually to the national economy, while placing severe strain on health facilities and emergency services;

FURTHER CONCERNED THAT, despite the existence of the National Road Safety Action Plan (2024–2028) and other statutory measures, road carnage persists due to preliminary causes including over-speeding, impaired and distracted driving, non-compliance with traffic laws, inadequate driver training, unsafe road infrastructure, unroadworthy and overloaded vehicles, as well as systemic challenges arising from inadequate investment in road safety infrastructure, weak coordination among transport, enforcement, health and county authorities, and limited emergency medical response capacity;

NOW THEREFORE, THE SENATE resolves that:

- i.) Road traffic accidents in Kenya be declared a National Disaster, requiring urgent, coordinated and sustained multi-sectoral intervention across prevention, emergency response, rehabilitation and long-term systemic reform;
- ii.) The Ministry of Roads and Transport and the Ministry of Health in conjunction with the National Transport and Safety Authority, the National Police Service and the Council of Governors, urgently strengthen the implementation of the National Road Safety Action Plan (2024–2028), including enhanced enforcement of traffic laws, safer road design, public education, data-driven interventions and improved emergency response capacity;
- iii.) The Ministry of Health in collaboration with the County Governments to set aside adequate resources to support road safety interventions, emergency medical services, trauma care systems and post-crash rehabilitation services; and
- iv.) The National Treasury in collaboration with the Ministry of Roads and Transport establishes a Road Safety Disaster Response Fund to support road safety interventions, victims and families affected by the road accidents.

Order deferred.

27. MOTION - STRENGTHENING DISABILITY-INCLUSIVE EDUCATION FOR LEARNERS WITH ALL FORMS OF DISABILITY, INCLUDING NEURODEVELOPMENTAL CONDITIONS AND SPECIFIC LEARNING DISABILITIES

(Sen. Catherine Mumma, MP)

THAT, AWARE THAT Article 53(1)(b) of the Constitution guarantees every child the right to free and compulsory basic education while Articles 27, 43, 54 and 56 of the Constitution, the Persons with Disabilities Act, The Children Act and the United Nations Convention on the Rights of Persons with Disabilities (CRPD), require the State to promote equality, dignity and access to inclusive education for persons with

disabilities and other vulnerable groups through appropriate legislative, policy, administrative and budgetary measures;

RECOGNIZING THAT national laws and policies, including the Basic Education Act, the Persons with Disabilities Act, the Children Act and the Competency-Based Curriculum Framework, provide for inclusive and equitable education through reasonable accommodation and appropriate support for learners with disabilities and special educational needs, including neurodevelopmental and learning disabilities, and that the Constitution assigns Early Childhood Development Education and childcare facilities to county governments while the national government oversees education policy, curriculum, standards and teacher management, thereby requiring effective intergovernmental coordination to promote disability-inclusive education;

CONCERNED THAT despite existing legal and policy frameworks, many learners with disabilities continue to face barriers in accessing quality education due to gaps in identification, assessment, specialized personnel, assistive technologies, infrastructure and support services as highlighted by the Auditor-General's Performance Audit on education for learners with special needs (2025) which revealed deficiencies in resources and institutional capacity, leaving many learners, including those with neurodevelopmental conditions and learning disabilities, inadequately supported despite significant public investment in education;

RECOGNIZING THAT disability-inclusive education requires sustainable financing, accountability, reliable data, evidence-based planning, intergovernmental collaboration and meaningful participation of persons with disabilities in education processes;

NOW THEREFORE, THE SENATE RESOLVES THAT-

1. The Ministry of Education, in collaboration with National Treasury and County Governments, shall within six (6) months develop and submit to Parliament a costed National Disability-Inclusive Education Implementation and Financing Framework outlining learner needs, accessibility gaps, support services, implementation timelines, accountability mechanisms and sustainable financing arrangements;
2. The Ministry of Education reviews and harmonizes existing laws, policies on disability-inclusive education to align with the Constitution, the Competency-Based Curriculum and international obligations, ensuring adequate support for learners with all forms of disabilities;
3. The Ministry of Education establishes standardized disability data collection and reporting systems and maintain a comprehensive database of learners requiring disability-inclusive educational support to inform planning, budgeting, monitoring and resource allocation; and
4. The Ministry of Education implements the recommendations of the Auditor-General's Performance Audit on education for learners with special needs (2025) and the gives an implementation status to the Senate of the provisions of Section

20 of the Persons with Disabilities Act within ninety days following approval of this Motion.

Order deferred.

28. **MOTION - THE IMPLEMENTATION OF SECTION 39(K) OF THE BASIC EDUCATION ACT ON THE PROVISION OF SANITARY TOWELS**
(Sen. Karen Nyamu, MP)

THAT AWARE THAT, Section 39(k) of the Basic Education Act requires the Cabinet Secretary responsible for education to provide free, sufficient and quality sanitary towels to every girl child registered and enrolled in a public basic education institution who has reached puberty, together with a safe and environmentally sound mechanism for their disposal and that Section 88(2)(g) of the Act provides for conditional capitation funds to facilitate the acquisition of sufficient and quality sanitary towels for eligible girls in public basic education institutions;

RECOGNIZING THAT, the National Government has continued to commit public resources towards the provision of sanitary towels to school-going girls, demonstrating its commitment to menstrual dignity, school attendance and equal access to education;

NOTING THAT, currently the administration of the sanitary towels programme is undertaken through the State Department responsible for Gender and Affirmative Action and the National Government Affirmative Action Fund (NGAAF);

CONCERNED THAT, the current administration of sanitary towels through the State Department of Gender and the National Government Affirmative Action Fund (NGAAF) and limited funding contravenes the provision of Sections 39(k) and 88(2)(g) of the Basic Education Act;

FURTHER CONCERNED THAT, sanitary towels procured using public funds are distributed or presented by elected leaders in public functions or other individualized distribution channels making the entitlement guaranteed to school-going girls by law be perceived as personal donations or favour from the leaders;

NOW THEREFORE, THE SENATE RESOLVES THAT, the Ministry of Education-

1. fully complies with the provisions of Section 39(k) of the Basic Education Act, by aligning the administration, financing and delivery of the sanitary towels to verified numbers of eligible girls and sufficient provision throughout the school calendar;
2. puts in place safeguards to protect the programme from political exploitation, including prohibiting the personal branding or presentation of sanitary towels procured using public funds as donations or favours from individual public or elected officials;

3. pursuant to the provisions of Section 88(2)(g) provides adequate and predictable funding and establishes a robust accountability mechanism to track allocations, procurement, delivery and coverage at school level; and
4. should submit an annual report to Parliament on the compliance to the provisions of Sections 39(k) and 88(2)(g) of the basic Education Act.

Order deferred.

And there being no other business on the Order Paper, the Temporary Speaker (Sen. Veronica Maina, MP) adjourned the Senate at Twenty minutes past four O'clock without Question put, pursuant to the Standing Orders

29. **SENATE ROSE** – Twenty minutes past Four O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, 22nd September, 2026 at 2:30 pm.*

--x--