



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Third County Assembly – Fifth Session

Wednesday 29th July 2026

The House met at 2.30 p.m.

[The Speaker (Hon. Kennedy Ng'ondi) in the Chair]

PRAYER

Hon. Speaker: Hon. Members, you be seated.

QUORUM

Hon. Speaker: Clerk, confirm wheter we have quorum.

Sergeant-at-Arms, kindly confirm Members who have just logged in because the afternoon Session is hybrid system.

(The Clerk-at-the-Table confirmed there was no quorum)

Hon. Members, the attention of Chair has been raised for lack of quorum. Under Standing Order No. 37 (2), I direct the Sergeant-at-Arms to ring the Bell for a record of ten minutes as we leave the door wide open.

(Quorum Bell was rung)

(The Clerk-at-the-Table consulted the Speaker)

Hon. Speaker: Hon. Members, it has been confirmed that we have the quorum to allow us to transact the business of the day. I direct the Clerk to read out the Order in the sequence of the Business of the day.

NOTICES OF MOTION

Hon. Speaker: Hon. Members, under Order No. 6, the Leader of Minority was to have a Business. Unfortunately, my eyes cannot catch the face of the Leader of Minority in the House. I

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do not know whether he has moved the sitting position. For that reason, the Notice of Motion stands dropped. Under the same Order, Hon. Fiunifiu? I don't know whether he is in. The same is also dropped. Clerk, kindly proceed.

STATEMENT

Hon. Speaker: Hon. Rex Omolleh, on request for a Statement from the Chairperson of the Sectoral Committee – as you are aware, Hon. Members, the said committee on Trade and Tourism has not been constituted. I would request the Hon. Member to hold on a bit until such a time the Committee shall be properly in place. The said request stands deferred. Let us proceed.

MOTION

APPOINTMENT OF MEMBERS TO COMMITTEE ON SELECTION

Hon. Speaker: The Leader of Majority? Clerk-at-the-Table, kindly facilitate the Leader of Majority.

Hon. Peter Imwatok: Hon. Speaker, allow me to present the following Motion:

THAT, pursuant to the provisions of Standing Order 168(1), this Assembly approves the appointment of the following Members to the Select Committee on Selection: -

1. The Hon. Peter Imwatok, MCA – Majority Leader, Chairperson
2. The Hon. Paul Kados, MCA – Deputy Speaker
3. Hon. Anthony Kiragu Karanja, MCA – Minority Leader
4. The Hon. John Ndile, MCA – Deputy Majority Leader
5. The Hon. Moses Ogeto, MCA – Majority Whip
6. The Hon. Mark Mugambi Macharia, MCA – Minority Whip
7. The Hon. John Kwenya, MCA
8. The Hon. Joyce Lugonzo, MCA
9. The Hon. Catherine Okoth, MCA
10. The Hon. Lily Kidenda, MCA
11. The Hon. Chege Mwaura, MCA
12. The Hon. Virginia Kangethe, MCA
13. The Hon. Simon Maina Mugo, MCA
14. The Hon. Aaron Kangara, MCA
15. The Hon. Kame Adano, MCA

As you are all aware before this House, the Hon. Speaker, in his wisdom, had disbanded the entire committees. The Standing Orders requires the first committee to be formed is Selection Committee, to be able to scrutinize what the Whips bring and to present a report before this House.

Without much ado, allow me to call upon the Majority Whip to second this particular Motion. So, go with the speed it deserves.

Hon. Moses Ogeto: Thank you, Hon. Speaker. First and foremost, I want to thank the Leader of Majority for giving me this opportunity to second this Motion. The composition of these

committees had started bringing queries. To my surprise today in this House, I am not seeing the former chairs except for two. I don't know if they have developed cold feet about leading the committees. Anyway, I beg to second.

(Question proposed)

Hon. Speaker: Hon. Members, we are in plenary. Hon. Chairperson, Budget Committee?

Hon. Wilfred Odalo: Hon. Speaker, I stand to support. It is a demonstration that the Whips have adhered to your directives. I would request that when the Committees are reconstituted, the leadership will have liberty to Members to elect their chairs when that time comes.

(Applause)

Hon. Speaker, I am also aware that ordinarily, when the committees are reconstituted, there is usually an induction of the same committees. So, I am aware that the Majority Leader will organize for induction. But what I am praying for is that we allow Members to select their Chairs. Thank you, Mr. Speaker.

Hon. Speaker: Hon. Sospeter?

Hon. Sospeter Mumbi: Thank you, Hon. Speaker. I rise to support the Motion in the spirit of inclusion of independent Members. I request that we consider them. Thank you.

Hon. Speaker: Hon. Members, my screen is clear, and indication... Hon. Martin, you have just pressed your mic?

Hon. Martin Mwangi: She has done it on my behalf. Chair, I rise to support, especially what the Budget Chair has said. That should be taken into consideration. Thank you.

Hon. Speaker: Hon. Members, let me make some clarification on the concern about the list of Selection as constituted by the Whips. Ordinarily, our Standing Orders direct the Speaker to place the Members coming from the independent quarter because they are not aligned to any political party. To be nominated by the Speaker to sit in various committees. This being a selection panel, the Selection Committee is to pick its own Members to sit in various Committees, which means the independent members do not qualify to sit in the Selection Committee. For that reason, the request for Hon. Sospeter stand not admitted. Thank you.

Hon. Members, I give Hon. Majority Leader, as the mover of the said Motion, the right of reply.

Hon. Peter Imwatok: Hon. Speaker, thank you for your wisdom. With respect to the fact that independent Members have no party to select who to sit, the Standing Orders is very clear. Mr. Speaker, as you said, the Speaker shall nominate an independent Member to at least two sectoral committees and one select committee. So, Hon. Mumbi, I can assure you that as we constitute this Committee, the Speaker is well aware that he has your back as an independent Member of the Implementation Committee because it is a very important Committee.

Hon. Speaker, having said that, I want to thank you Members for that. We are remaining with about 8 months before we go to election. We want to hasten this process, and I am indulging

the Speaker, if possible, the Selection Committee proceeds tomorrow for induction so that they will be able to look into all these names, so that by next week at least we start tabling. Therefore, the committees will have elections and thereafter induction, so that they will know what they are inducted on.

I want to believe it will be a democratic election a little bit guided by political principles. I do not want to lie, there are some guidance by the political principles in one way or the other. Every party has its way of operating. On the Azimio Party, we have our way of operating. But it should be free and fair for anyone who is a contestant in this particular positions.

Hon. Speaker, I beg to reply with those few remarks. Thank you, Sir.

Hon. Speaker: Okay. Hon. Members, before I put this for your approval, based on the request by the Leader of Majority and now the likely Chairperson of the Selection Committee, I am aware and alive to the fact that Members draw their allowances from the sitting of various committees. I would be persuaded by the Committee on Selection, that is if it shall be approved by this House this hour, that you move with speed so that when you go out for your induction, part of business of the Committee will be considering these various committees. Before the Assembly adjourn for the short recess, this other Committee should be actually in place. So, Hon. Majority Leader, you will be doing a lot of justice to this Assembly as the Chair of Selection Committee. Thank you.

(Question put and agreed to)

BILL

Second Reading

NAIROBI CITY COUNTY DISASTER AND EMERGENCY MANAGEMENT BILL, 2026

Hon. Speaker: Clerk, kindly proceed.

Hon. Peter Imwatok: Hon. Speaker, allow me to rise on Standing Order No.147, to request this Hon House to allow me withdraw this particular Bill for further interrogation and redrafting because of anomalies the Committee identified therein. Hon. Speaker, I beg the indulgence of the House and your able chairmanship.

Hon. Speaker: Okay. Hon. Members, under the same Standing Order as requested by the promoter of the Bill, it stand withdrawn and struck out. Thank you.

(Bill withdrawn)

COMMITTEE OF THE WHOLE ASSEMBLY

(Order for Committee read)

(The Speaker left the Chair)

IN THE COMMITTEE

*[The Temporary Chairperson
(Hon. Doreen Mugambi) took the Chair]*

NAIROBI CITY COUNTY HEALTH SERVICES BILL, 2025

Hon. Temporary Chairperson: Hon Members, you may be seated.

Hon. Members, we are now in the Committee of the Whole Assembly to consider the Nairobi City County Health Services Bill, 2025 (Assembly Bill No. 3 of 2025). We shall start the Bill with Clause 3.

Clause 3

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Hon. Chair, I beg to move:

THAT, Clause 3 (b) of the Bill be amended by deleting the words ‘facilitating and realization of’ and replacing them with the word ‘promoting’.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

Hon. Joseph Ndung’u: Madam Chair, we are not even sure what we are amending, because we do not have the documents with us. So, it is like we are talking this joke a little bit too far. It is just like yesterday. Actually, what are we amending? What are we discussing about? It has not been sent online, and we don’t have the document.

Hon. Temporary Chairperson: Order, Hon. Member! I have read out the Bill title, and it is on the Assembly Website. So, you are supposed to do your due diligence and access it from there.

Hon. Joseph Ndung’u: All right, thank you.

Hon. Temporary Chairperson: We proceed.

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

(Clause 3 as amended agreed to)

Clause 4

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Madam Chair, I beg to move:

THAT, Clause 4 of the Bill be amended by inserting the following sub-clauses immediately after sub-clause (d):

(d)A equity in distribution of health services and interventions

(d)B Public participation with a people centered approach and social accountability planning and implementation.

(d)C efficiency in the application of health technologies (d)D mutual consultation and cooperation between the National Government and County Governments and among County Governments.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Clause 4 as amended agreed to)

Clause 5

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Madam Chair, I beg to move:

THAT Clause 5 of the Bill be amended in the heading by deleting the words ‘Functions of the Department’ and replacing it thereof with a new heading to read ‘The role of the County Executive Committee Member’.

THAT Clause 5(b) of the Bill be amended by deleting the word ‘policies’ appearing immediately after the word health.

(Question of the amendment proposed)

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Question, that the words to be left out be left out, put and agreed to)

(Clause 5 as amended agreed to)

Clause 6

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Hon Chair and Hon. Members, I beg to move:

THAT Clause 6 of the Bill be amended by deleting it in its entirety and replacing it with a new clause 6 to read;

6.(1) ‘The County Public Service Board shall in consultation with the County Executive Committee establish offices for effective implementation of this Act in accordance with the County Governments Act.

6(2) The staff of the department shall be competitively appointed by the County Public Service Board in accordance with the County Government Act.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Clause 6 as amended agreed to)

Clause 7

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Hon Chair and Hon. Members, I beg to move:

THAT Clause 7 (2) of the Bill be amended by deleting it in its entirety and replacing it with a new Clause 7 (2) to read;

“The CECM may designate a county referral hospital according to the criteria agreed upon by the Intergovernmental Health Coordination mechanisms”.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Clause 7 as amended agreed to)

Clause 8

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Hon Chair and Hon. Members, I beg to move:

THAT, Clause 8 be amended by inserting the following new Sub Clause immediately after Sub Clause (2); -

8(2) A Every County Hospital (Level 5) established under subsection (1) shall be a County entity for the purposes of this Act and shall—

- (a) have perpetual succession and, subject to this Act, perform its functions in accordance with the Constitution and all applicable written laws;
- (b) be managed in accordance with this Act by the respective Hospital Management Board established under Section 13 of the Act and the Chief Executive Officer;
- (c) be responsible for the efficient, effective and economical management of its financial, human and physical resources;

- (d) prepare and implement strategic plans, annual work plans, budgets and performance reports in accordance with this Act and the Public Finance Management Act, 2012;
- (e) maintain proper books of account and records and prepare financial statements in accordance with the Public Finance Management Act, 2012 and such other applicable written laws;
- (f) be subject to audit by the Auditor-General in accordance with Article 229 of the Constitution and the Public Audit Act, 2015;
- (g) undertake procurement and asset disposal in accordance with the Public Procurement and Asset Disposal Act, 2015 and any other applicable written law;
- (h) receive, administer and account for funds allocated or accruing to the hospital in accordance with this Act and the Public Finance Management Act, 2012;
- (i) exercise such powers and perform such other functions as may be necessary for the proper discharge of its mandate under this Act and any other written law.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

(Clause 8 as amended agreed to)

Clause 9

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Hon Chair and Hon. Members, I beg to move:

THAT, the heading of Clause 9 of the Bill be amended by deleting the word ‘Establishment’ and replacing it with the word ‘Appointment’.

THAT, Clause 9 (1) of the Bill be amended by deleting it in its entirety and replacing it with a new Clause 9 (1) to read; -

‘(1) The County Health Management Team established under the Facilities Improvement Financing Act Cap 277 shall be appointed by the County Executive Committee Member for health as follows”.

- a) the county director of health, who shall be the chairperson;
- b) the administrative officer of the department, who shall be the secretary to the team;
- c) the Chief Executive Officers of all County Hospitals and the medical superintendents of other health facilities referred to in Section 7; and
- d) all section or unit heads within the health department.

THAT Clause 9 (2) of the Bill be amended by deleting it in its entirety.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Question, that the words to be left out be left out, put and agreed to)

(Clause 9 as amended agreed to)

Clause 10

(Question that Clause 10 be part of the Bill)

(Question put and agreed to)

Clause 11

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Hon. Chair, I beg to move:

THAT the heading of Clause 11 of the Bill be amended by deleting the word ‘Establishment’ and replacing it with the word ‘Appointment’

THAT Clause 11 (1) of the Bill be amended by deleting it in its entirety and replacing it with a new Clause 11 (1) to read; -

“The “The Sub-County Health Management Team established under the Facilities Improvement Financing Act Cap 277 shall be appointed by the County Executive Committee Member for health as follows-”

- a) the health officer in charge of the Sub-county;
- b) the sub-county administrative officer;
- c) all Unit heads within the sub-county department;
- d) the Chief Executive Officers of all County Hospitals and the medical superintendents of other health facilities referred to in Section 7; and
- e) any other officer as the county executive committee member may, in consultation with the County Health Management Team designate.

THAT, Clause 11 (2) of the Bill be amended by deleting it in its entirety

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Question, that the words to be left out

be left out, put and agreed to)

(Clause 11 as amended agreed to)

Clause 12

(Question that Clause 12 be part of the Bill)

(Question put and agreed to)

Clause 13

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 13 (1) of the Bill be amended by inserting the word ‘non-executive’ immediately before the words ‘Hospital Management Board’.

THAT, Clause 13 (2) of the Bill be amended as follows; -

- (i) By deleting clause 13 (2) (b) in its entirety and substituting it therefor with the following new paragraph; -

“(b) In the case of a County Hospital (Level 5), the Chief Executive Officer of the Hospital and, in the case of any other County hospital or health facility, the Medical Superintendent or the officer in charge of the hospital, who shall be the Secretary to the Board and an ex officio member.”

- (ii) By deleting paragraph (e) in its entirety.

- (iii) By deleting paragraph (f) sub-paragraph (iii) and replacing it thereof with a new subparagraph (iii) as follows;

“(iii) One person with experience in Human Resource and/or administration

THAT, Clause 13 (5) of the Bill be amended as follows; -

- (i) By deleting the words ‘not be eligible’ appearing immediately after the word ‘shall’ and replacing thereof with the words ‘shall be eligible’.

- (ii) By deleting the word ‘unless’ and replacing it with the word ‘if’.

THAT, Clause 13 (6) of the Bill be amended as follows; -

- (i) By deleting the word ‘not’ appearing immediately after the word ‘shall’

- (ii) By deleting the word ‘unless’ appearing immediately after the word ‘board’ and replacing thereof with the word ‘if’.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Question, that the words to be left out be left out, put and agreed to)

(Clause 13 as amended agreed to)

Clause 14

(Question that Clause 14 be part of the Bill)

(Question put and agreed to)

Clause 15

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Hon Chair and Hon. Members, I beg to move:

THAT Clause 15 of the Bill be amended as follows; -

- (i) In the Heading, by deleting the word 'Establishment' and replacing it with the word 'Appointment'
- (ii) In sub-clause (1), by deleting it in its entirety and replacing it with a new Clause 15(1 to read: -
 - (1) 'The Health Facility Management Committee shall consist of not less than seven and not more than nine members appointed by the County Executive Committee Member as follows; -
 - a) the in-charge of the health facility, who shall be ex officio and the Secretary to the Committee;
 - b) the Sub-County Medical Officer of Health or their representative;
 - c) a village representative;
 - d) one person, who is a resident of the area, nominated by a joint forum of women's organizations in the area;
 - e) one person, who is a resident of the area, nominated by a joint forum of youth organizations in the area;
 - f) one person, who is a resident of the area, nominated by a joint forum of faith-based organizations; and
 - g) two people representing the interest of the vulnerable and marginalized communities, one of whom shall be person with disability
- (iii) In sub-clause (2) by deleting it in its entirety and replacing it with a new Clause 15 (2) to read; -
 - (2) The Chairperson of the Committee shall be elected from amongst the members of the Committee.

- (iv) In sub-clause (3) by deleting it in its entirety and replacing it with a new Clause 15 (3) to read; -
- (3) In constituting the Committee, the County Executive Committee member shall ensure that; -
- a) at least one third of the total membership of the Committee shall be from the opposite gender;
 - b) the membership includes persons marginalized communities;
 - c) the interests of diverse groups in the catchment area are represented.

THAT Clause 15 of the Bill be further amended by inserting a new clause 15A immediately after Clause 15 as follows-

“The Health Facility Management Team

“15A (1) There shall be established a Health Facility Management Team which shall comprise of the health facility in-charge and all the section or unit heads.

(2) The Health Facility Management Team shall oversee the overall management of the health facility with collaboration from the Health Facility Management Committee.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(Question, that the words to be inserted be inserted, put and agreed to)

(Clause 15 as amended agreed to)

Clause 16

(Question that Clause 16 be part of the Bill)

(Question put and agreed to)

Clause 17

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 17 of the Bill be amended by inserting a new Clause 17A immediately after Clause 17 as follows; -

Terms and Conditions of Appointment

17A (1) The appointments of the Members to the Board and Committees in this part shall be in such a manner that the respective expiry of their terms shall fall at different dates.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

(Clause 17 as amended agreed to)

Clauses 18, 19, 20 and 21

*(Question that Clauses 18, 19, 20
and 21 be part of the Bill)*

(Question put and agreed to)

Clause 22

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 22 of the Bill be amended by deleting it in its entirety and replacing thereof with a new clause 22 as follows; -

“The County Government shall ensure the progressive equitable distribution of County Health Facilities throughout the County as are deemed necessary for promotive, preventive and rehabilitative health services.”

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

(Clause 22 as amended agreed to)

Clause 23

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 23 of the Bill be amended as follows; -

- (i) In Sub- clause (a) by inserting the words ‘their clients, families and property’ immediately after the word ‘personnel’
- (ii) In Sub- clause (b) by deleting it in its entirety and replacing it with the following new sub-clause (b); -

(b) “The right to refuse to treat a user who is physically or verbally abusive or who sexually harasses him or her except in an emergency situation where no alternative health care personnel is available.”

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

(Clause 23 as amended agreed to)

Clause 24

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 24 of the Bill be amended in Sub-clause (c) (i) by deleting the repeated word ‘that’ appearing immediately after the word ‘provided’

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be left out
be left out, put and agreed to)*

(Clause 24 as amended agreed to)

Clauses 25, 26 and 27

*(Question that Clauses 25, 26
and 27 be part of the Bill)*

(Question put and agreed to)

Clause 28

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT Clause 28 of the Bill be amended as follows; -

- (i) In sub-clause (1)(a) by deleting the words ‘of a person reproductive age’
- (ii) (ii) In sub-clause (1)(a) by deleting the words ‘except elective abortions’

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be left out
be left out, put and agreed to)*

(Clause 28 as amended agreed to)

Clauses 29, 30, 31, 32, 33, 34, 35 and 36

*Question that Clauses 29, 30, 31, 32,
33, 34, 35 and 36 be part of the Bill)*

(Question put and agreed to)

Clause 37

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 37 of the Bill be amended in sub-clause (1) by deleting the word ‘ten’ and replacing it with the word ‘five’

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

(Clause 37 as amended agreed to)

Clauses 38, 39, 40, 41, 42, 43, 44 and 45

*Question that Clauses 38, 39, 40, 41, 42,
43, 44 and 45 be part of the Bill)*

(Question put and agreed to)

Clause 46

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT Clause 46 of the Bill be amended by inserting a new sub-clause (8) immediately after sub-clause (7) as follows; -

46 (7) A The Executive Committee may co-opt not more than four County Health officers with specialized knowledge or expertise to assist in discharge of specific functions of the Stakeholders Executive Committee’’

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

(Clause 46 as amended agreed to)

Clauses 47, 48, 49, 50, 51, 52, and 53

*Question that Clauses 47, 48, 49, 50,
51, 52, and 53 be part of the Bill)*

(Question put and agreed to)

Clause 54

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 54 of the Bill be amended as follows; -

- (i) In Sub-clause (2) by inserting the words ‘an integrated comprehensive’ immediately after the word ‘establish’
- (ii) In Sub- clause (3) by deleting it in its entirety and replacing it with a new sub-clause (3) as follows; -
 - “(3) The department shall; -
 - a) Facilitate a people centered quality health service delivery.
 - b) Facilitate data collection processing and reporting at all levels.
 - c) Enable secure health data sharing to ensure timely and informed interfacility health service delivery.
 - d) Facilitate data processing and use for Informed decision-making at all levels, including individual patient level; public health purposes and resource allocation and management in the health sector.
 - e) Safeguard the privacy, confidentiality and security of health data for information sharing and use.
 - f) Facilitate the tracking and tracing of health products and technologies in the County.
- (iii) By inserting a new sub-clause 4 immediately after sub- clause (3) as follows; -

“(4) The integrated comprehensive health information system shall operate as a point of collection, collation, analysis, reporting, storage, usage, sharing, retrieval and/or archival of health data.”

By inserting a new sub-clause (5) immediately after the new sub-clause (4) as follows; -

“(5) The County Executive Committee Member shall:

- a) Establish County Health data banks.
- b) Store the health data submitted to the system in the county health data bank.
- c) Establish seamless integration of the county health data bank with other relevant databases and data banks.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

(Clause 54 as amended agreed to)

Clause 55

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 55 of the Bill be amended by inserting a new sub-clause (8) immediately after sub-clause (7) as follows; -

55(7) A The County shall implement policies that will ensure direct complementary funding for all County health facilities.”

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

(Clause 55 as amended agreed to)

Clauses 56, 57, 58 and 59

*(Question that Clauses 56, 57
58 and 59 be part of the Bill)*

(Question put and agreed to)

Clause 60

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Hon. Chairperson, I beg to move:

THAT, Clause 60 of the Bill be amended in sub-clause (2) by inserting two new sub-clauses (i) and (j) as follows; -

60(2)(h) A Prescribe the manner of lodging and resolving complaints on the manner of treatment in a county health facility.

60(2)(h) A prescribe the implementation of the Digital Health Management System in promotion of e-health

(Question of the amendment proposed)

Hon. Temporary Chairperson: Any debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

(Clause 60 as amended agreed to)

New Sub Clause 4 (d) A

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Madam Chair, I beg to move that New Sub Clause 4(d) A be now read a Second Time.

*(Question, that new Sub Clause 4 (d) A
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Debate?

*(Question, that new Sub Clause 4 (d) A be
read a Second Time, put and agreed to)*

*(Question, that new Sub Clause 4 (d) A be
added to the Bill, put and agreed to)*

New Sub Clause 4 (d) B

Hon. Moses Ogeto: Madam Chair, I beg to move that new Sub Clause 4 (d) B be now read a Second Time.

Hon. Temporary Chairperson: You need to call for the seconder.

Hon. Moses Ogeto: I call upon the Leader of Majority to second me.

Hon. Peter Imwatok: Madam Chair, I second.

*(Question, that new Sub Clause 4 (d) B
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Sub Clause 4 (d) B be
read a Second Time, put and agreed to)*

*(Question, that new Sub Clause 4 (d) B be
added to the Bill, put and agreed to)*

New Sub Clause 4 (d) C

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Hon. Chair, I beg to move that new Sub Clause 4(d) B be now read a Second Time.

I call upon the Chair of the Health Committee to second me.

Hon. Maurice Onyango: Thank you, Madam Chair, I second.

*(Question, that new Sub Clause 4 (d) C
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Sub Clause 4 (d) C be
read a Second Time, put and agreed to)*

*(Question, that new Sub Clause 4 (d) C be
added to the Bill, put and agreed to)*

New Sub Clause 4 (d) D

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Hon. Chair, I beg to move that new Sub Clause 4(d) B be now read a Second Time.

I expected the Hon. Member who was saying that he doesn't have the newspaper and he is not in to second. The Committee of Health is familiar with this Bill. It was introduced last year May. So, I call upon the Vice Chair of Health Committee or any Member of the that Committee. Hon. Lily Kidenda.

Hon. Lily Kidenda: Thank you very much, Chair. It is true that as the Committee of Health, this bill is not new to us. We have gone through and interrogated it, and it is my privilege to second.

*(Question, that new Sub Clause 4 (d) D
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

(Question, that new Sub Clause 4 (d) D be read a Second Time, put and agreed to)

(Question, that new Sub Clause 4 (d) D be be added to the Bill, put and agreed to)

New Sub Clause 8 (2) A

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Madam Chair. I beg to move that the New Sub Clause 8 (2) (A) be read for the second time.

I call upon another Member of the Health Committee, Hon. Nyangicha - I know they were given this book one time when they were members of Health Committee.

Hon. Evans Nyangicha: Thank you, Madam Chair, I second.

(Question, that new Sub Clause 8 (2) A be read a Second Time, proposed)

Hon. Temporary Chairperson: Any debate?

(Question, that new Sub Clause 8 (2) A be read a Second Time, put and agreed to)

(Question, that new Sub Clause 8 (2) A be be added to the Bill, put and agreed to)

New Clause 14 A

14: - THAT, the Bill be amended by inserting the following new clause immediately after Clause 14: -

14A - Chief Executive Officer of a County Hospital Appointment of the Chief Executive Officer

(1) There shall be for every County Hospital (Level 5) a Chief Executive Officer who shall be the chief administrative officer of the hospital.

(2) The Chief Executive Officer shall—

(a) be an officer in the County Public Service;

(b) be appointed by the County Public Service Board through a competitive recruitment process; and

(c) hold office for a term of three years and shall be eligible for re appointment for one further and final term of three years, subject to satisfactory performance and such terms and conditions as may be determined by the County Public Service Board.

Qualifications

- (3) A person qualifies for appointment as a Chief Executive Officer if the person—
- (a) holds a degree from a university recognized in Kenya in health sciences, health systems management, hospital administration, business administration, public administration or any other relevant field;
 - (b) has at least ten years' relevant experience in health services management or public administration;
 - (c) meets the requirements of Chapter Six of the Constitution; and
 - (d) satisfies any other requirements prescribed under this Act or any other written law.

Functions

- (4) The Chief Executive Officer shall—
- (a) be the accounting officer of the County Hospital for purposes of financial and administrative management in accordance with the Public Finance Management Act, 2015 and any other applicable law;
 - (b) be responsible for the day-to-day management and administration of the County Hospital under the direction of the Hospital Management Board established under Section 13 of the Act;
 - (c) implement the decisions of the Hospital Management Board;
 - (d) supervise the staff of the County Hospital;
 - (e) ensure prudent utilization of the hospital's financial, human and physical resources;
 - (f) prepare and submit strategic plans, annual work plans, budgets and performance reports to the Hospital Management Board; and
 - (g) perform such other functions as may be assigned under this Act or any other written law.

(New Clause 14 A read a First Time)

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Thank you, Madam Chair. I beg to move that the New Clause 14 A be read for the second time.

I call upon another Member of the Health Committee, Hon. Nyangicha - I know they were given this book one time when they were members of Health Committee.

Hon. Evans Nyangicha: Thank you, Madam Chair, I second.

*(Question, that new Clause 14 A
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Clause 14 A be
read a Second Time, put and agreed to)*

(Question, that new Clause 14 A be

be added to the Bill, put and agreed to)

New Sub Clause 46 (7) A

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Madam Chair, I beg to move that new Sub Clause 46 (7) (a) be read for the second time.

I have seen Hon. Musangi here, or he was not the one? Any Member of Health Committee? I request Mheshimiwa for Mutuini to second me.

Hon. Martin Mwangi: Thank you Madam Chair, I rise to second.

*(Question, that new Sub Clause 46 (7) A
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Sub Clause 46 (7) A be
read a Second Time, put and agreed to)*

*(Question, that new Sub Clause 46 (7) A be
be added to the Bill, put and agreed to)*

New Sub Clause 54 (3) A

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Madam Chair, I beg to move that new Sub-clause 54 (3) (a) be now read for the second time. From this side of the isle, I am not seeing UDA Members. But anyway, Hon. Musango to second me.

Hon. Musango Maithya: Thank you, Madam Chair, I stand to second.

*(Question, that new Sub Clause 54 (3) A
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Sub Clause 54 (3) A be
read a Second Time, put and agreed to)*

*(Question, that new Sub Clause 54 (3) A be
be added to the Bill, put and agreed to)*

New Sub Clause 54 (3) B

Hon. Temporary Chairperson: Mover?

Hon. Moses Ogeto: Madam Chair and Hon. Members, I beg to move that new Sub Clause 54 (3) B be now read for the second time.

I call upon the Chairperson for Education Committee to second me.

Hon. Perpetua Mponjiwa: Hon. Chair, I beg to second.

*(Question, that new Sub Clause 54 (3) B
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Sub Clause 54 (3) B be
read a Second Time, put and agreed to)*

*(Question, that new Sub Clause 54 (3) B be
be added to the Bill, put and agreed to)*

New Sub Clause 55 (7) A

Hon. Temporary Speaker: Mover.

Hon. Moses Ogeto: Madam Chair, I beg to move that New Sub Clause 55 (7) A be now read for the second time.

I call upon Hon. Member for Parklands Ward to second me.

Hon. Stephen Ndegwa: Hon. Chair, I second.

*(Question, that new Sub Clause 55 (7) A
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Sub Clause 55 (7) A be
read a Second Time, put and agreed to)*

*(Question, that new Sub Clause 55 (7) A be
be added to the Bill, put and agreed to)*

New Paragraph 60 (2) (h) A

Hon. Temporary Speaker: Mover.

Hon. Moses Ogeto: Madam Chair and Hon. Members, I beg to move that New Paragraph 60 (2) (h) A be now read for the second time.

I request Hon. Member for Kariokor Ward, Hon. Gerald. He is the only one who has remained in the House. The other UDA Members have gone for business... Oh! they are three. My apologies.

Hon. Gerald Mukuru: Thank you, Madam Chair, I beg to second.

*(Question, that new Paragraph 60 (2) (h) A
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Any debate?

*(Question, that new Paragraph 60 (2) (h) A
be read a Second Time, put and agreed to)*

*(Question, that new Paragraph 60 (2) (h) A
be added to the Bill, put and agreed to)*

New Paragraph 60 (2) (h) B

Hon. Temporary Speaker: Mover?

Hon. Moses Ogeto: Thank you Madam Chair, I beg to move that new Paragraph 60 (2) (h) B be now read for the second time.

I call upon Hon. Peter Maina Osama to second me. They also call him Mutuse.

Hon. Peter Mwangi: Thank you, Madam Chair, I rise to second.

Hon. Peter Iwatok: Point of Order, Madam Chair. I want clarification on the name of my colleague. The Whip has said that his other name is Mutuse. He has to withdraw.

(Laughter)

Our Member is called Peter Maina. It is not good when such a name goes on Hansard.

Hon. Temporary Chairperson: Hon Whip, you can withdraw that name.

Hon. Moses Ogeto: Hon Chair, I beg to withdraw that name, but there is someone who nicknamed at the black seat. I withdraw.

*(Question, that new Paragraph 60 (2) (h) B
be read a Second Time, proposed)*

Hon. Temporary Chairperson: Debate?

*(Question, that new Paragraph 60 (2) (h) B
be read a Second Time, put and agreed to)*

*(Question, that new Paragraph 60 (2) (h) B
be added to the Bill, put and agreed to)*

First Schedule

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Madam Chair, I beg to move:

THAT, the First Schedule of the Bill be amended in Paragraph 1(1) by deleting it in its entirety and replacing it with a new paragraph 1(1) as follows; -

“1(1) The Board and Committee meetings will be held at least once in every quarter but not more than three times in a quarter of a financial year.”

Hon. Temporary Chairperson: Secunder?

Hon. Moses Ogeto: I call upon Hon Martin Mwangi to second me.

Hon. Martin Mwangi: Chair, I think we should appreciate that we had a very long day discussing this thing. I hope he is planning for a cocktail after this for members who are here; I rise to second.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

(Question, that the words to be inserted in place thereof be inserted, put and agreed to)

(First Schedule as amended agreed to)

Clause 2

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Madam Chair, I beg to move:

THAT, Clause 2 of the Bill be amended by inserting the following new definitions in their proper alphabetical sequence; -

- (i) 'County' means the Nairobi City County.
- (ii) 'County Assembly' means the Nairobi City County Assembly.
- (iii) 'Chief Executive Officer' means the officer responsible for the overall management and administration of a County Hospital (Level 5) appointed under this Act.
- (iv) 'County entity' has the meaning assigned to it under Section 2 of the Public Finance Management Act, 2012 and, for the purposes of this Act, includes a County Hospital (Level 5) established under Section 8 (1) of this Act with such functions, powers and responsibilities as are conferred under this Act and the applicable provisions of the Constitution and other written laws relating to public finance management, public procurement, audit and governance.
- (v) 'Department' means the department responsible for health services.

THAT, Clause 2 of the Bill be amended; -

- (i) By deleting the meaning of the word 'County Health Facility' and replacing it with a new to meaning to read "County Health Facility has the same meaning assigned to it under Section 2 of the Facilities Improvement Financing Act Cap 277.
- (ii) In the definition of the word e-health, by adding the words "including telemedicine" immediately after the word technology.
- (iii) By deleting the definition of the word 'reproductive age' in its entirety.

Madam Chair, I believe this Bill will assist the people of Nairobi when it becomes an Act.

I call upon my Vice Chair, Hon Lily Kidenda, to second me

Hon. Lily Kidenda: Thank you, Madam Chair, and thank you, Hon Whip, I second.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

*(Question, that the words to be inserted
be inserted, put and agreed to)*

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

*(Question, that the words to be left out
be left out, put and agreed to)*

(Clause 2 as amended agreed to)

Long Title

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Madam Chair and Hon Members, I beg to move:

THAT, the Long Title of the Bill be amended as follows: -

- (i) By deleting the word 'section' and replacing it with the word 'paragraph'
- (ii) By inserting the word 'to give effect to the Facilities Improvement Financing Act Cap.277' after the word 'Constitution'.
- (iii) By deleting the numeric '2025' and replace with the numeric '2026' thereof

I call up Hon Maurice Ochieng to second this.

Hon. Maurice Onyango: Thank you, Chair and the Mover of the Motion, I beg to second.

(Question of the amendment proposed)

Hon. Temporary Chairperson: Debate?

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

(Long Title as amended agreed to)

Clause 1

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Madam Chair and Hon Members, I beg to move:

THAT, Clause 1 of the Bill be amended as follows: -

- (i) By renaming it to read 'The Nairobi City County Health Services and Management Bill 2026'.

(ii) By deleting the numeric '2025' and replace with the numeric '2026' thereof.

I propose that Hon Absalom Onyango to second.

Hon. Absalom Onyango: I second.

(Question of the amendment proposed)

*(Question, that the words to be inserted in
place thereof be inserted, put and agreed to)*

(Clause 1 as amended agreed to)

Hon. Temporary Chairperson: Mover.

Hon. Moses Ogeto: Madam Chair, I beg to move that the Committee do report to the Assembly its consideration of the Nairobi City County Health Services Bill, 2025 (Assembly Bill No. 3 of 2025) and its approval thereof with amendments.

(Question proposed)

(Question put and agreed to)

(The House resumed)

IN THE HOUSE

[The. Speaker (Hon. Kennedy Ng'ondi) in the Chair]

CONSIDERATION OF REPORT

NAIROBI CITY COUNTY HEALTH SERVICES BILL, 2025

Hon. Speaker: Hon Members, you may be seated. Clerk, let us proceed. The Chairperson?

Hon. Doreen Mugambi: Hon Speaker, I beg to report that the Committee of the Whole House has considered the Nairobi City County Health Services Bill, 2025 (Assembly Bill No. 3 of 2025) and its approval thereof with amendments. Thank you, Hon Speaker.

Hon. Moses Ogeto: I beg to move that the Assembly do agree with the Committee in the said report.

(Question proposed)

(Question put and agreed)

THIRD READING

NAIROBI CITY COUNTY HEALTH SERVICES BILL, 2025

Hon. Speaker: Mover?

Hon. Moses Ogeto: Hon Speaker, I was juggling the mind of the Member for Mutiuni Ward, and telling him that this Bill will cure a lot of problems, especially in the level IV and V hospitals.

This Bill gives a greenlight of devolution because you know very well that devolution was established to ensure that services reach the common mwananchi. I have seen the Committee of Health has brought a lot of drafts and amendments to it, and I believe now it is in the best interest of the people of Nairobi and Kenyans at large. It has been a tiresome exercise. Every Member you see here, I had called to at least support me in this Bill, so that it will be an Act of Nairobi City County which may ensure the services of the people are improved.

Hon. Speaker, I beg to move that the Nairobi City County Health Services Bill, 2025 (Assembly Bill No.5 of 2025) be now read a Third Time.

(Question proposed)

(Question put and agreed)

(The Bill was accordingly read the Third Time and passed)

ADJOURNMENT

Hon. Speaker: Hon. Members, that brings us to the close of the business of the day. The Assembly stands adjourned to tomorrow, Thursday 30th July 2026 at 2:30 p.m.

The House rose at 4:16 p.m.