



## REPUBLIC OF KENYA

### COUNTY ASSEMBLY OF KILIFI

#### THIRD ASSEMBLY-SECOND SESSION

#### THE HANSARD

**Tuesday, 21<sup>st</sup> November 2023**

*The House met at the County Assembly Chamber,  
Malindi Town, at 2:30 p.m.*

*[The Temporary Speaker (Hon. Stephen) in the Chair]*

#### PRAYER

#### COMMITTEE OF THE WHOLE HOUSE

*(Order for the committee read)*

*[The Temporary Speaker (Hon. Stephen) left the Chair]*

#### IN THE COMMITTEE

*[The Temporary Chairperson (Hon. (Ms.) Sidi in the Chair)]*

#### KILIFI COUNTY COMMUNITY HEALTH BILL, 2023

**The Temporary Chairperson** (Hon. (Ms.) Sidi): You can be seated. Good afternoon, Members, welcome to the Committee of the Whole House. Today, the rules are relaxed so you can contribute more than once. We are considering the Kilifi County Community Health Bill, 2023. Copies were issued during the Second Reading. Hon. Thuara, do you need to find one? Serjeant, do we have copies of the Bill? We can proceed as he finds copies.

**Disclaimer:** *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

Clauses 3,4,5,6,7,8,9 and 10

*(Question, that Clauses 3-10 be part of the Bill, proposed)*

*(Clauses 3-10 agreed to)*

Clauses 11,12,13,14 and 15

*(Question, that Clauses 11-15 be part of the Bill, proposed)*

*(Clauses 11-15 agreed to)*

Clause 16

**Hon. Ziro:** I move that, Clause 16 of the Bill be amended by: -

- a) Deleting Clause “16(1)(b) and replacing it thereof with “one Opinion Leader”.
- b) Deleting the word “Assistant” appearing in Clause 16 (1) (d) and replacing it with the word “Extension Worker”.
- c) Deleting the words “one half” immediately after the words “shall be” in clause 16(4) and replacing them thereof with “Two thirds”.
- d) Deleting the word “Community” immediately after the Words “members of the” in clause 16(8) and replacing it thereof with the word “Committee”.

*(Question of the amendment proposed)*

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

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

*(Clause 16 as amended agreed to)*

Clauses 17, 18, 19 and 20

*(Question, that Clauses 17, 18, 19 and 20 be part of the Bill, proposed)*

*(Clause 17, 18, 19 and 20 agreed to)*

Clauses 21, 22 and 23

*(Question, that Clauses 21, 22 and 23 be part of the Bill, proposed)*

**Hon. Thaura:** Before we proceed, do we have room to cite and propose any changes? I have looked at the proposed amendments, I have a feeling that some of the things that we want to pass here and to what we really feel should...

**Disclaimer:** *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

**The Temporary Chairperson** (Hon. (Ms.) Sidi): Mheshimiwa Thaura, you know that for amendments you are supposed to bring them earlier?

**Hon. Thaura:** I need your guidance, Madam Chair.

**The Temporary Chairperson** (Hon. (Ms.) Sidi): Timelines, mheshimiwa Thaura.

**Hon. Thaura:** Okay, thank you.

*(Clauses 21, 22 and 23 agreed to)*

New Clause 24

**Hon. Ziro:** I move THAT: -

Clause 24 be amended by inserting a new Clause 24(3) to read as follows:

24 (3) A Community Health Promoter shall not—

- (a) Conduct any procedure that is beyond their training and approved scope of work.
- (b) Administer to a person medication that is not authorized by clinical standards and guidelines under this Act or any other applicable law.
- (c) Conduct deliveries for pregnant women.
- (d) Negligently handle property entrusted to him or her.
- (e) Use tools, gadgets or properties under their custody for purposes other than the delivery of community health services authorized under this Act and any other applicable law.
- (f) Solicit financial or other rewards for personal gain whether or not in recognition of effort in delivering services to the community.
- (g) Withdraw services as community health promoters without giving notice of intention to do so, except in a case of emergency.
- (h) Falsify any records or data collected by him or her in the course of duty.
- (i) Engage in other activities that may conflict with his or her duty; and
- (j) Disclose the client's health information to an unauthorized person.

Thank you, Madam Chair.

*(Question of the New Clause 24(3) proposed)*

*(New Clause 24(3) read the First Time)*

*(Question, that New Clause 24(3) be read a Second Time, proposed)*

*(Question, that New Clause 24(3) be read a Second Time, put agreed to)*

*(New Clause 24(3) was read a Second Time)*

*(Question, that the New Clause 24(3) be part of the Bill, proposed)*

*(The New Clause agreed to)*

**Disclaimer:** The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.

Clauses 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40

*(Question, that Clauses 25-40 be part of the Bill, proposed)*

*(Clauses 25-40 agreed to)*

Clause 41

**The Chairperson** (Hon. Ziro): Thank you, Madam. I beg to Move: -  
THAT, clause 41 (e) of the Bill be amended by:

- a) Deleting the word “four” immediately before the word “others” and replacing it therefore with “the county employee in charge of Community Health and three”.
  - b) Deleting the number “43” immediately before the word “section” and replacing it therefore with “(42) (2)”.
- Thank you, Madam Chair.

*(Question of the amendment proposed)*

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

*(Clause 41 as amended agreed to)*

Clause 42, 43, 44,45,46,47 and 48 agreed to

*(Question, that Clauses 42-48 be part of the Bill, proposed)*

*(Clauses 42-48 agreed to)*

Clause 49

**The Chairperson** (Hon. Ziro): Again, thank you, Madam. I beg to Move: -  
THAT, Clause 49 of the Bill be amended by:

- a) Inserting Clause 49(2) (g) to read “Definition of minor ailments /minor injuries and the extent to which a community health promoter can treat an illness/injury.
- b) Inserting Clause 49(2)(h) to read “the minimum package of technical training a CHP should go through.”
- c) Renaming Clause 49(2) (g) to 49(2) (i).

*(Question of the amendment proposed)*

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

*(Clause 49 as amended agreed to)*

**Disclaimer:** *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

*(Clause 50 agreed to)*

*(First, Second, Third and Fourth Schedule agreed to)*

Clause 2

**The Chairperson** (Hon. Ziro): Thank you, I beg to Move: -  
THAT, Clause 2 be amended by:

- a) Deleting the phrase “Community Health Volunteer” and everywhere it appears in the Bill and replacing it thereof with “Community Health Promoter.”
- b) Deleting “37” immediately after the word section in the definition of the word” fund” and replacing it thereof with “35.”
- c) Deleting the phrase “community health personnel” and any other place where it appears in the Bill and replacing it therefor with the phrase” community health extension worker.”
- d) Adding the phrase “opinion leader” to mean a highly recognized person in the community whose opinion is of great value and importance after the definition of the community health plan.”

*(Question of the amendment proposed)*

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

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

*(Clause 49 as amended agreed to)*

*(Long Title agreed to)*

*(Short Title agreed to)*

**The Temporary Chairperson** (Hon. (Ms.) Sidi: Hon. Members, I want to thank you. We have come to the end of the Committee of the Whole House, and I want to call the Mover.

**The Chairperson** (Hon. Ziro): Thank you, Madam Chairperson. I beg to Move that the Committee do report to the House its consideration of the County Community Health Service Bill and its approval thereof with amendments. Thank you.

*(Question proposed)*

*(Question put and agreed to)*

*(The House resumed)*

*[The Temporary Speaker (Hon. Stephen) in the Chair]*

**Disclaimer:** *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

**CONSIDERATION OF REPORT AND THIRD READING**

## THE KILIFI COUNTY COMMUNITY HEALTH SERVICE BILL, 2023

**The Temporary Chairperson** (Hon. (Ms.) Sidi): Hon. Speaker, I beg to report that the Committee of the Whole House has considered the Kilifi County Community Health Service Bill 2023 and approved the same with amendments.

**Hon. Ziro:** Thank you, Mr. Speaker, for giving me this opportunity. I beg to move that the House do agree with the Committee in the said Report, and I call upon hon. Mary Maneno to second the Motion.

**Hon. (Ms.) Maneno:** Thank you, Mr. Speaker, Sir. I Second the Motion.

*(Question proposed)*

*(Question put and agreed to)*

**Hon. Ziro:** Again, thank you for giving me this opportunity. I beg to move that the Kilifi County Community Health Service Bill 2023 be now read a Third Time. Before I call upon hon. Moses Furaha to second, kindly allow me to make my submissions.

First, I would like to thank my hon. Members for agreeing with the Bill to be read the Second Time and now it is moving to the third stage. This Bill is long overdue and as we know according to the Governor's pillars; health is one of them. We need to move with speed to make sure we help him to achieve the agenda of achieving better health for all our people in Kilifi.

As you know the world is moving from curative to preventive health care and preventive health care, we shall rely on these community health promoters who have been working tirelessly without any penny from anyone. By passing this Bill and having it read for the Third Time, it means the Governor will assent it to an Act.

In the Bill we have something for our Community Health Promoter. They shall be getting some stipend every month which will make them work extra hard towards achieving the goal of better health care in our community. Therefore, I am calling upon hon. Furaha Kea to second the Motion.

**Hon. Kea:** Thank you, Mr. Speaker, Sir for giving me this opportunity. I stand in solidarity with the Chairperson of the Health Committee of Kilifi County Assembly on this Bill. We are in a very critical time of the status of our economy in our country which has made it impossible to employ so many people to take care of the health of our people.

As of the few people we have around our community as Health Promoters, they are going to help us administer some few things that can be done not by a physician but by them. These are simple things that can help the status of our country and our citizens. This Bill is of uttermost importance and as the Chairperson has already said, it is long overdue. I stand to support it, second it and I totally agree with it. Thank you.

*(Question proposed)*

*(Question put and agreed to)*

**Disclaimer:** *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

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

### **ADJOURNMENT**

**The Temporary Speaker** (Hon. Stephen): Hon. Members, there being no other business, the House will stand adjourned until tomorrow 2:30 p.m. Thank you.

The House rose at 3:16 p.m.

**Disclaimer:** *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*