

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

DAILY HANSARD

THURSDAY 26TH MAY, 2022

Afternoon Sitting

COUNTY ASSEMBLY OF BUNGOMA

HANSARD OFFICIAL REPORT

THURSDAY 26TH MAY, 2022

The House met at 2:30 p.m.

(Mr. Deputy Speaker [Hon. Stephen Wamalwa] in the Chair)

PRAYER

Hon. Jack Kawa: Honorable Speaker, it's a concern of this House that Mr. Speaker is one of the Honourable Members properly dressed? And that is Hon. Opwora, your guidance Mr. Speaker.

Mr. Speaker: He is properly dressed, I gave my allowance for him to be in that state for the past one week. Hon. Opwora juts resume your sit.

(Applause)

Honorable Members, the guide of the rules and regulations for the speaker's which I am having here in the state of Hon. Opwora, do you expect him to have a coat on? I allowed him to be in that state, so he is just properly dressed for today's sitting.

(Applause)

Honourable Members, you cannot learn up to the last day of your sitting.

(Applause)

COMMUNICATION

Honourable Members, today in our public gallery we have form four students from Butieli High School, History and Government class who have come to the County Assembly of Bungoma to learn and as I call out their names they stand;

1. Faith Nanjala
2. Nalianya Isaac
3. Lusweti Isaiah
4. Kong'ani Stanley
5. Kelvin Wanjala
6. Newton Mulongo
7. Enos Juma
8. Lazarus Wamalwa
9. Jennifer Namwenya
10. Nelly Wanjala
11. Sharon Shivoni
12. Caleb Nyongesa

13. Cynthia Wanjala
14. Levin Lukhale
15. Terry Nanjala
16. Gloria Naliaka
17. Faith Naswa
18. Immaculate Simiyu
19. Pamela Nanjala
20. Harvey Obiro
21. Diana Barasa
22. Mercy Juma
23. Rajab Zaituni
24. Prudencia Wafula
25. Annett Lukhale
26. Praxides Juma
27. Collins wambuyusi
28. Cornelius Simiyu
29. Gideon Sikuku
30. Debora Nelima
31. Faith Nanjala
32. Masinde Rafael
33. Simiyu Brian
34. Wanyama Valentine
35. Elkana Wanjala

They are accompanied by their teachers

1. Murunga Job
2. Juma Kelvin

Kindly be seated.

(Applause)

Those maybe our last students paying a visit to this Second Assembly unless we have one in the course of next week or the following week after.

Secondly Members, I was meant to make a communication concerning the summons issued by my office to the CECM and Chief Officer of Education. After consultations, I have deferred to the same to 2nd June where they are supposed to appear as per their own request. So I'll be deferring their coming here as they had earlier requested that on 2nd of June. So they be reminded as per their own request of coming before this House on 2nd June of issues of scholarship and bursaries accordingly.

STATEMENTS

Mr. Speaker: Honourable Members, at this stage I will be able to open a window for members to say something in brief because the Order Paper is an open cheque, so that you be here for some good time.

Hon. Joseph Nyongesa: Asante Bwana Spika. Mimi nikusema tu hio shule ambayo iko pale inatoka katika maeneo yangu, ni jina ambayo pengine wengi walipoiskia walishtuka lakini ni jina la mtaa. Bwana Spika ni shule ambayo imeanza juzi lakini ina nidhamu ya hali ya juu, pia nataka nishukuru uongozi wa shule hio inayoongozwa na Mwalimu Mkuu anayeitwa Bwana Adolf ambaye ni rafiki tena ni mwanandani sana haswa na walimu waliokuja ni watu wangwana, watiifu na wanaoelekeza watoto kwa njia inayo faa.

Katika hali maswala ya masomo, ni shule ambayo imejisatiti inafanya kazi vyema na imepeleka watoto katika Vyuo Vikuu mbalimbli katika nchi hii. Natumai pia wale walio hapa tunawatakia kila heri kwa ajili tunajua mambo yao ni mambo inayotia moyo.

Pia nasi kama viongozi wao Bwana Spika huwa tunajaribu licha ya serikali hii yetu kuwa na changamoto kadha lakini kwa upande wa Basari huwa tunajaribu angalau wapate pia, tunatumai kwamba tutaendelea kuwashughulikia nao pia watie bidii wawe na moyo na hari ya kusoma kwa sababu nchi hii inahitaji watu ambao wanabidii na nidhamu.

Kwa hivyo nawaambia tu karibuni sana, hili ndio Bunge ambalo huwa tunakaa tukipitisha sheria za kuwakilisha Kaunti yetu, nanyi pia mnaposoma muwe wakakamavu mkiangalia kule juu kuwa siku zijazo nyinyi ndio viongozi na hata mlipo muwaombe viongozi nanyi pia mkiwa viongozi itakua vyema.

Kama mwakilishi wao sikujua kuwa wapo lakini nilipowaona nilifurahia nataka niwaambie kabla ya kurudi tutaonana kule nje ili tujue mnaenda vipi na mmekua na kiongozi wenu. Bwana Spika nataka nichukue fursa hii tena kwa sababu kuna wale ambao wako na miaka zaidi ya kumi nane na wana vitambulisho na watapiga kura. Sasa mnapopiga kura, piga kura kwa chama kinanchojulilana cha Ford Kenya katika Kenya Kwanza na itakua vyema. Kwa hivyo wacha tukutane kule nje na Mungu wa amani awabariki.

Hon. Francis Chemion: Thank you very much Mr. Speaker. I want to take this opportunity to first of all welcome this school to our Assembly. Being a high school, I suppose they have a subject called History and Government and students who are studying that subject in the school will gain a lot by visiting this Assembly. We do not have any difference in terms of operation. The Standing Orders of this County Assembly is almost the same as those ones of National Assembly and the Senate. It's just that these ones have been customized to operate this County Assembly of Bungoma.

I want to urge our students in schools to work very hard, they abide by the school rules and regulations and they set a good example within their school and outside because parents are going through a very difficult time in terms of the economy that we have. Purchasing exercise books or textbooks or even the upkeep of these students at school is becoming a night mare for most of the parents at home. So it is in good perspective that the students put their emphasis in

study and they should make books their friends and there are around 3 reasons why students are supposed to make books their friends. One of the reasons is that; a book is a teacher that doesn't make noise. When I was teaching, I could go before students and make a sound but if you make a book your closest friend, it will teach you minus any sound .

Secondly, a book is a very patient teacher unlike the normal human being. Teachers sometimes they can become impatient, they have some limitations because we are human beings but a book is a very patient teacher you can be with it for any period of time.

Thirdly, books are available as you can find them anywhere and to make matters even easier nowadays we have the e- learning, where if you don't want the hard copy, you can even get the soft copy of the book. So students have a habit of being close to the learning materials because they will add up to your success in your life and even in your exams.

Honorable Members, we have very few days that we will be contributing on the floor of this House. I want to remember a book entitled in Kiswahili *NDUGU JERO* in that book of *NDUGU JERO*...

Mr. Speaker: It had an English version kindly.

Hon. Francis Chemion: I am more informed on Swahili version. Honorable Speaker, allow me just quote the *NDUGU JERO*. In that book, we have a pastor who was praying for people the congregation and this is how he prayed, that those members who have come before the church without bicycles, he prayed for them to acquire a bicycle. He went on to say those who have bicycles he prayed for them to have motor vehicles and he continued lastly he even prayed for himself that he also gets much of what he needed. So I am praying that most of these members God willing they come back after the elections, so that they can continue serving their electorates.

I have been a bishop for this Honourable House for the last 5 years and now I take my divine powers to pray for them and ask God to guide them, however they would let God give them strength, protect them and enable them to be here on 10th of August. I can see my Deacon is almost agitated, the spirit has come down, Deacon Hon. Mukhongo is very ready to speak, now only that I don't have permission to allow him. The permission will come from the chair. Honorable Speaker, remember him because he is my church deacon.

(Applause)

Mr. Speaker: Honorable Members, as I am aware Hon. James Barasa Mukhongo, MCA for Chwele /Kabuchai, whether he is a deacon or pastor is none of my business here. We proceed.

Hon. James Mukhongo: Honorable Speaker, what I have I done in this world can't allow me to be a deacon of a church. Let me also join my colleagues who have spoken to welcome the

students and their teachers that are in the gallery. I want to tell them a brief story of a representative of the area where the school is located, Hon. Joseph Juma Nyongesa who is our Leader of Majority that is the Party that I belong, that is FORD KENYA and the one who has just spoken is the Leader of Minority in this Honorable House, and we are working so well in this House. Hon. Nyongesa is one of the members who always stand where the truth is all the time. We have three roles to play as a member, he represents an area, legislates and then overlooks the same government. He has never feared to overlook the same government.

I was very keen when he was giving his speech in this Honourable House, I wonder if the school before this House is boarding or mixed day and boarding. I have just done some consultations with him, my grandfather migrated from that very area, so I am presuming the school is located on the lands of my grandfather that is *Khatukhila* and I am happy today to stand before them and urge them that this is your time and no any other time. It is a mixed school and in our school those days we were boys alone, I thank God this is a mixed school before us so we need to have discipline, when you are discipline I think you will do well in your exams.

Many a times people have been saying that maybe MCAs are not learned but here today, you have seen it yourself we are not speaking Bukusu but the foreign language and I think when you go back you need to put more effort so that one time you can also become politicians as we are today some of us we were like you.

I was very keen again when my leader was giving his presentation, the County Government of Bungoma has been giving bursaries and it is very unfortunate that recently they have been dwelling on the scholarship, so it is very unfortunate for a school of this kind might not get a scholarship but we have had a pastor praying for all of us to come back but it can't happen but we are praying. Some of us we are praying but we are not very sure, but we will continue praying to come back and we are also praying for the current government that is the national government and the County government, if God Willing some of the County Government, we are praying for them to go. I want to be on record I know maybe what am speaking is not taken well by some members here because like *Mheshimiwa* Mulongo and Rosemary Khisa who enjoy so much the fruits of the current government, that is why when you talk ill of it, you can now see she is crying but I am not seeing the tears coming out.

(Applause)

We need to take position. We are not of the same... I think Hon. Majimbo Okumu has been telling us if you support the government of the day and in last regime, I never supported the government of the day and here I am, for those ones who are supporting the government they are at home.

I am now remaining with some two weeks, would go back to seek re-election, that is why sometimes we have checks and balances with the current government and I know where it has done well *tutasema* we have done it good. Honorable Speaker, sorry that slip of the tongues my brother is just informing me, you know I say learning is a continuous process I meant it, because

when you are up some of our members were walking out and the procedure of this Honourable House is that when you are standing everything comes to a standstill. So you know we are also learning even as we are exiting.

I want to remind my brothers when the Speaker is up no movements in the House, so please in future the students before us are learning something, so when we say something Honorable Speaker, allow us to say it so that they can also learn something and that is why Hon. Kawa was saying my brother Hon. Opwora is not properly dressed because we also want students to learn something that, if you are not properly dressed then you'll not be allowed in the House.

(Applause)

There is at discretion of the Speaker. He can even allow a member to be in the House that's why we are here and they have learned something.

I wish them well when they go back home. I know the Butieli area is mostly Bukusu, when you go back home tell them to pray for my party leader that is Hon. Masika Wetangula and William Samoei Ruto

Mr. Speaker: Kindly wind up

Hon. James Mukhongo: I am winding up Honorable Speaker. Don't worry and Honorable William Samoei Ruto the 5th president.

(Applause)

...I know my Brother Honorable Ali Machani is not hearing what I am saying, so as you go home tell the parents to vote for the new coming government of William Samoei Ruto, where we have our own son, that is Hon. Masika Wetangula and Kenneth Lusaka.

Mr. Speaker: Hon. Mukhongo, the subsequent announcement is no longer part of the school. Hon. Tony.

Hon. Tony Barasa: Thank you, Mr. Speaker. I refrain from campaigning for either side. This is a House of rules and procedures.

Mr. Speaker: Members, kindly stick to the Order Paper before us. We are having students with us here. I know you know where the campaigning avenues are.

Hon. Tony Barasa: Listening to the word Butieli, that come from the ward of my good friend Hon. Nyongesa, I'm not a stranger in Jerusalem. Butieli is my neighbour, having invested in that particular area. I want to take this opportunity to thank the Butieli for having come to this particular House to learn that during the old regime, we only used to know about the National Assembly, after the promulgation of the 2010 Constitution of Kenya, we have now been given

around 48 Governments, that is the 47 County Governments and the National Assembly and the Senate.

Here we are legislating what will better the lives of the people of Bungoma through devolution. We used to know about the National Government, when they used to share cake to some of the Marginalized areas like Mt. Elgon and some parts of Bungoma. We didn't have anything to be happy about.

Behind me, I'm seeing leaders of today. They are leaders of today because amongst them we have the class rep, the games captain and therefore they are leaders of today. I'm also seeing Hon. Martha Karua, William Ruto, Raila Odinga and the Tony of tomorrow. These one tells us that hard work pays. We want to mentor them and tell them that the sky is not the limit but just the beginning. We want to urge them that they must have respect to their teachers, parents and anybody whom they think is of their age or their elder before them, so that in this world we can move by learning because learning is a continuous process.

I want to welcome them and wish them success in their exams. They are the students who are going to make history in the entire calendar and I think it will go to the Guinness book that this year alone we are going to have form fours sitting for the exams twice, same to class eight. So this is a historic moment for our students who have come here because 2022, we will have students who will have sat for their form four exams twice.

I therefore want to wish them a good stay here in the Assembly and whenever they go back, let them have a safe journey.

Hon. Jane Chebet: Thank you for giving me this opportunity also to say something and appreciate the students in our public gallery. When I was in Kibabii primary, the leader of Majority was in Kibabii mixed. Though he was younger than me, he never saw me but I saw him growing. If you were of the same age, I think the language here would be different.

The name reminds me of an area that borders father Wosianju home, the *Lokhat* family and also the *Kolikhos* family where I grew up, my parents were at Kibabii boys and my mother in Cardinal Otunga. I'm also standing to tell these young students that we have been where they are and they are seeing us where we are today. The sky is not always the limit. I was saying that we have seen young bright men in our gallery today, and even the sky is not the limit for them. This year we have several candidates sitting for their exams. The students in the gallery are sitting for their exams very soon.

We have ourselves here going for the exams on 9th of August and I'm very sure among them, I hope boys are also there. We have those who might be candidates in August on traditional circumcision or something of the sort.

This is a year where so many things are happening. Many people are candidates for various fields, but we all need to aim and struggle. All of us as we sit here, we are thinking of the votes we have left and maybe the opponents are picking them.

As they are seated here, they should also think of the classes, they are in and their competitors from other schools. So we really wish them all the best that as we excel in our elections in August, they should also excel in their exams that are coming soon. I think their coming here is also a blessing and we hope that among the questions that they will get; at least there will be something related to the processes, the procedures of this House. As I rest, I also wish the teachers all the best as they prepare their students for their exams.

Hon. Sospeter Nyongesa: Thank you, Mr. Speaker. This secondary school comes from Tuuti/Marakaru Ward which is a neighbor to West Bukusu Ward which I represent. I am very sure there are students who trek all the way from East Bukusu to this school, and occasionally, I do give them some bursaries whenever they are available.

I want to take this opportunity and thank the teachers of this school for choosing to visit this House and also want to appreciate the students to have accepted the request of their teachers to visit this Honourable House of Bungoma.

On so many occasions, we have heard schools going on strikes, burning their schools and properties, but exceptionally I want to appreciate this Secondary School for we have never had an indiscipline case.

Remember it is a mixed school. I just want to remind them that Hon. Sospeter Nyongesa is a product of a mixed School. I want to urge them that being in a mixed school is the best experience so long as you focus on the target.

Between now and December we have so many things as Hon. Chebet has put it. We have circumcision ceremonies coming in, Campaigns going on and therefore I appeal to these students in the gallery, that election and circumcision that is forth coming should not derail their focus. They should just be focused.

In any case, what will determine their future is neither election nor circumcision but is what they will obtain at the end of their Secondary School education. We wish them well as they prepare for their fourth coming examinations. We are praying that they pass with flying colors.

Hon. Rosemary Khisa: Thank you for the opportunity. I also want to take this opportunity to welcome Butieli Secondary School students, teachers and all the visitors that have come today. I know you have come here to learn what goes on in this House.

I want to believe that as you have come, there are so many things that you are going to learn. The head of this institution is the Speaker. When the Speaker was coming in, you saw the Sergeant at

Arms carrying the mace. I don't know whether you were told the meaning of that Mace, I hope that you need to learn so that when the exam comes, you know what to answer. I want to thank you and the teachers who thought it good to bring you here to learn two or three things on devolution.

We also want to thank the new constitution 2010 for bringing up this House, so that when you want to learn much from the National Government, you can still learn it from here. Initially we didn't have such a House and if you want to learn more of National Assembly, you would go to Nairobi but now, we have a replica of the National Assembly here.

You are at the right place and I wish you the best as you continue learning from your own County. I also want to thank our Majority leader for I know you were in the plan of bringing these students here to learn and want to tell the students for as much as you don't have National Cards, I know your parents have them. We love our Majority Leader and we are hoping that when you go home, you will tell your parents that the only person that they should vote for is Hon. Joseph Nyongesa Juma because that is where we are.

(Applause)

He has done a lot in this House as he has been our majority leader. Let us support him and even at home there. We will continue supporting him. I want to thank the teachers for being parents to these students. I know most of the time, the student stay with you and you do a lot.

I remember I'm also a parent but when students come home, sometimes you wish that the holiday ends as fast so that they go back to school. I feel that you do a very tedious work and hope that you will continue doing that for you are our parents and there is a lot that we learn from you and we have given you a burden that you have accepted to carry. We therefore wish you the best as you take care of our children.

Lastly, as we are here Honorable Members, we are praying for each other whether I'm in your party or not, but we pray for each other. It doesn't mean that when I'm in Jubilee or FORD Kenya, when you get home there you don't pray for me. We are here as a family and we should pray as a family for each other. We don't wish anybody to go home. As much as we want this Government to go, remember this is a FORD Kenya Government.

If you want FORD Kenya to go, it will but remember it is FORD Kenya until 9th of August. At the same time, Honorable Members, we are here and sometime feel that when we mention some things, let us also think of ourselves because nobody was born to be a leader until a time comes that God will choose you to be a leader. Everyone can be a leader, and at times like in my Ward, it's only one position.

In Bungoma County, there are so many people who are looking for Governorship but we shall only elect one, for there is only one position for that purpose. When we are electing as much as we want so and so, God has a hand in it. So we don't know as at now who God will put his hand on. Sometime I sit down and ask myself that one person cannot be strong all through. Sometimes a song can also change the tune.

(Applause)

At times people can talk bad things about you until you feel useless but the only person that can say you are not the one or you are wanted is the Lord Jesus Christ. There is no time you can get me talking so bad against so and so, for I'm also a human being. Time comes and goes.

Things change and can also as well be at stand still. Some of us appreciate your leadership Honourable Members. We appreciate where you are, because we know what to say. Some of us might not know all that is supposed to be said, but I want to request this House that let us pray for the Lord to give us leaders that will take us through on 9th August, 2022.

Whoever will come, we shall say Hallelujah. Thank you and may you be blessed.

(Applause)

Mr. Speaker: Honorable Members, I think that was the last contributor for our students in the public gallery and on behalf of the County Assembly of Bungoma and the Office of the Speaker, we just wish the candidates all the best in their studies as they prepare for the end year KCSE examination. I wish you well.

BILLS

THE BUNGOMA COUNTY GOVERNMENT APPROPRIATION BILL 2021(ANNUAL ESTIMATES FOR THE FY 2022/2023) THIRD READING

Hon. Jack Wambulwa: I rise under Standing Order No.132 (2). I move that the Bungoma County Appropriation Bill 2022 be now read for the third time. Thank you, as I call my able Vice Chair to second.

Hon. Eric Wapang'ana: Thank you, Mr. Speaker and my Chair for Budget and Appropriation Committee. I stand to second the Motion that the Bill be read for the third time.

Mr. Speaker: Thank you, Hon. Wapang'ana. Honorable Members, under Standing Order No. 132(2) I put the question that the Bungoma County Appropriation Bill 2022 be read for the third time.

(Question put and agreed to)

The Ayes have it. The Bill be read for the third time.

(Applause)

A Bill for an Act of the County Assembly of Bungoma to authorize the issue of a sum of money out of the revenue fund and its application towards the service of the year ending in June 30th 2023 and to appropriate the sum voted on account by the County Assembly for certain public service and purpose *Third Reading*.

Mr. Speaker: Honorable Members, the Bill is now deemed to have been passed by this House. The Act be prepared and be forwarded for assent by His Excellency, the Governor in Compliance with section 24 of the County Government Act.

Equally, the velum be prepared for my signature and for forwarding to the Governor and lastly the HANSARD extract and that copy of the report from Budget Committee for forwarding to the Office of the Governor for further action.

Honorable Members, that was the last item on our Order Paper, we will adjourn our sitting today and resume on the 31st of May 2022 in our 2:30 p.m. sitting.

(House adjourns)

