

**COUNTY GOVERNMENT OF BUNGOMA**

**COUNTY ASSEMBLY OF BUNGOMA**

**COUNTY ASSEMBLY DEBATES**

**THE DAILY HANSARD**

**TUESDAY, 1<sup>ST</sup> OCTOBER, 2024**

**Afternoon Sitting**

**COUNTY ASSEMBLY OF BUNGOMA**  
**HANSARD OFFICIAL REPORT**  
**TUESDAY, 1<sup>ST</sup> OCTOBER, 2024**

The House met at the County assembly Chamber at 2:30 p.m.  
(Mr. Deputy Speaker [Hon. Stephen Wamalwa] in the Chair)

**PRAYER**

**COMMUNICATION FROM THE CHAIR**

1. SPEAKER'S ENGAGEMENT

Honorable Members, I have a communication to make. The first communication is that our Speaker is out of station on official engagement and we shall be with him later.

2. VISITING DELEGATION FROM LUGUSI FYM COMPREHENSIVE SCHOOL

Allow me also Honorable Members make the following communication regarding the visiting delegation in the gallery comprising of 46 Grade eight pupils and four teachers from Lugusi FYM Comprehensive School in Mihuu Ward; who are on an academic tour to gain knowledge on devolution and functions of the County Assembly. May I ask the pupils to stand up?

*(Pupils rose)*

Honorable members we can give them a hearty Clap

*(Applause)*

You can sit.

*(Pupils resumed their seats)*

Members, I request the following teachers to be upstanding upon mention of their names;

- 1) Mrs. Joan Sasaka
- 2) Mrs. Janet Sichangi
- 3) Julius Nambwa
- 4) Mr. Bryson Murumba

*(Teachers rose)*

Honourable Members let us appreciate them

*(Applause)*

You can sit.

*(Teachers resumed their seats)*

Honorable Members, at an appropriate time during the statement hour, I will direct that you be allowed to make comments and words of encouragement to the students. Because of the tasks ahead of us; and bearing in mind the practice for CASA, I will have the area MCA, in the absence, a Member who is designated to stand in for her and Chair of Education or any Member of the Committee on Education.

## **PAPERS**

1. REPORT BY THE COMMITTEE ON HEALTH SERVICES ON THE STATUS OF PROJECTS IN THE DEPARTMENT OF HEALTH AND SANITATION

*(Report laid by Hon. George Makari)*

**Mr. Deputy Speaker:** Thank you so much Hon. Makari Wasike. Honourable Members, a report by the Committee on Health and Sanitation having been laid before the House is now the property of the Assembly

2. REPORT BY LIAISON COMMITTEE ON THE ACTIVITIES OF COUNTY ASSEMBLY COMMITTEES IN THE FINANCIAL YEAR 2023/2024

*(Report laid by Hon. Tony Barasa)*

**Mr. Deputy Speaker:** Honourable Members, a report by the Liaison Committee on the activities of the County Assembly committees in the financial year 2023/2024 having been laid before the House is now property of the Assembly. Next?

3. THE STATEMENT CHANGES IN THE FINANCE BILL
4. THE FINANCE BILL PUBLIC PARTICIPATION REPORT
5. REVENUE POLICIES STATEMENT

**Mr. Deputy Speaker:** Our Leader of Majority, Hon. Nyongesa?

**Hon. Joseph Nyongesa:** Thank you speaker, allow me table the following Papers: The Statement Changes in the Finance Bill, the Finance Bill Public Participation Report and the Revenue Policies Statement.

**Mr. Deputy Speaker:** Honourable Members, the Statements Changes in the Finance Bill, the Finance Bill Public Participation Report and Revenue Policy Statement having been laid stands committed to the Committee of Finance who shall work on it and report back to this House. Next item?

## NOTICES OF MOTIONS

### 1. REPORT BY THE COMMITTEE ON HEALTH SERVICES

**Mr. Deputy Speaker:** Hon. Wasike Makari, Member for Musikoma.

**Hon. George Makari (Chairperson, Committee on Health Services):** Thank you Hon. Speaker. I rise to issue a notice of motion that this House adopts the report by the Committee on Health Services on the status of projects in the Department of Health and Sanitation for the financial year 2022/2023 and half year financial statement for 2023/2024.

**Mr. Deputy Speaker:** Thank you so much Hon. Wasike Makari, Member for Musikoma. Honourable Members, a notice of motion having been issued in a procedural manner; I direct therefore that the same be circulated to all Honourable Members for their perusal and in-depth consumption and it will form part of business that will be considered by this House after scheduling and ratification by the House Business Committee. Next item!

### 2. REPORT BY THE LIAISON COMMITTEE ON THE ACTIVITIES OF COUNTY ASSEMBLY COMMITTEES IN THE FINANCIAL YEAR 2023/2024

**Mr. Deputy Speaker:** Hon. Khaoya Barasa, Member for Lwandanyi!

**Hon. Tony Khaoya:** Thank you Hon. Speaker. I give notice of a motion that this House adopts the report by Liaison Committee on the activities of the County Assembly committees in the Financial Year 2023/2024.

**Mr. Deputy Speaker:** Thank you Hon. Tony Khaoya Barasa, Member for Lwandanyi. Honourable Members, again a notice of motion having been issued in a procedural manner, I therefore direct that it be circulated to all the Honourable Members of this House and it will form part of the business to be considered by this House after being considered and ratified by the House Business committee.

## STATEMENT

**Mr. Deputy Speaker:** Well, at this moment, allow me give chance to a few Honourable Members to make some short remarks concerning the visiting delegation in the gallery. This is Mihuu Ward. We have Hon Mukhanya, Member for Ndivisi Ward.

**Hon. Alfred Mukhanya:** Thank you Mr. Speaker. Maybe just to welcome students from Mihuu who are my neighbours because this is a school in the neighbouring ward; that they are welcome today to this County Assembly of Bungoma. I am told they are accompanied by the teachers. Just to tell them that this is the Assembly of Bungoma and they are welcome to conduct their fact finding and learn more about the Assembly.

The MCA for Mihuu is around but she is unwell; but they are most welcome to learn more about the County Assembly of Bungoma. From where you are, you can see the Assembly here has two sections; the Majority and Minority. In front of the Members of County Assembly is the Speaker and in front of the Speaker are the clerks. So, welcome and I say Karibu to the County Assembly

of Bungoma. Learn more and when you go back, work hard because the exams are just around the corner.

Mihuu Secondary school is one of the oldest schools in Webuye East Sub County so it has a good history. The performance is good and we encourage them that do your best as form fours in this year. When you work hard, then you have got good fruits ahead of you.

**Mr. Deputy Speaker:** Thank you so much Hon. Alfred Mukhanya Wekesa. Because the Chairperson of this Committee is a male, let us allow a female member and in this respect Hon. Sheila; you will come and use the dispatch.

**Hon. Sheila Sifuma:** Thank you Mr. Speaker Sir for this opportunity and for allowing me to welcome my village mates from Lukusi. Lukusi Primary School is a school next to our home and I am so privileged this afternoon to welcome them to the Assembly. I want to encourage the students from Lukusi Primary School and the teachers that this Assembly is a place where everyone is equal and there is opportunity for everyone.

As I comment maybe to the students, work hard in your studies, do your best and the fact that you are studying or have been brought up from Lukusi village does not mean you cannot conquer the world. So make sure you study hard, do your exams very well and pass. As a child from Lukusi village, I want to tell you that there is nothing that is impossible no matter how hard it might look or how many obstacles might be there in life; just do your best and the world is your playground.

Lastly, I want to thank the teachers for accompanying your students. I know this is a rare opportunity for you and I pray that more opportunities like this will locate you so that your students will be more exposed and be able to relate more with the world and the activities that happen therein.

I want to tell you to also put God first in all that you do and you will be successful. My name is Sheila Sifuma Khakasa from Lukusi and I sit in this Assembly as a nominated MCA representing UDA Party; the ruling party of Kenya.

*(Applause)*

**Mr. Deputy Speaker:** Thank you Hon. Sheila. Hon. Chairperson for Education, Hon. Benjamin Jeremiah Otsiula, you make the final remarks!

**Hon. Benjamin Otsiula:** Thank you Hon. Speaker. I am directed that there is lengthy of work to be prosecuted by this House therefore I will only take two minutes to pass my encouragement to pupils of Lukusi Comprehensive Primary School.

I want to appreciate their teachers and the pupils for this very noble exercise. They have taken their time to visit the Assembly to learn. I want to implore that they keep the same spirit of seeking knowledge for the time that they are in school.

Secondly, I wish to applaud the members of Mihuu for electing Hon. Violet Makhanu to represent the constituents. I am happy she has worked well and they have the bursary and scholarship funds for the needy students from that particular ward.

Three, I want the pupils to know an Assembly performs three functions; One, we perform an oversight role meaning we keep the government of the day on toes. This House performs the legislative function; it means they make laws and policies that inform the running of the County Government.

Three, Members of this House represent people who elected them and who ensured that they get to this House by presenting their interest, views which later on culminate into make of laws and policies in this Honourable House.

Finally, I want the students to understand that this House is run by the Speaker. He presides over proceedings. The House has orderlies; the Serjeants ensure that the House is orderly. The County Assembly of Bungoma has 64 Honourable Members. The Mace here is a symbol of authority; the Speaker cannot proceed without that Mace.

I want to appreciate the teachers who are here with us today. I will encourage them that whatever they are doing to nurture our pupils, they are doing a very great job and they should not tire in producing the best. All Honourable Members seated in this Honourable House have passed through the hands of teachers. Therefore, as they go back, let them be informed that this House is also full of teachers led by the Speaker of the day who is the Deputy Speaker of the Assembly. Because of time, Honourable Members who are teachers, pardon me, I have already recognized you and also the senior lecturer for *Gumbaru* Hon. Aggrey Mulongo from Kibingei.

I want to leave it at that and wish our students and teachers the very best. Students, the end year exams are around the corner, prepare well, pass well.

**Mr. Deputy Speaker:** Hon. Otsiula, thank you so much. That is Hon. Benjamin Jeremiah Otsiula, Member for Khasoko and the Chair, Education. We were finishing and I would, just for purposes of the host MCA having come in, allow her one minute. A Member had spoken on your behalf. Hon. Violet Namaemba Makhanu, you can use the dispatch!

**Hon. Violet Makhanu:** Thank you Mr. Speaker for giving me time to at least say something on the students from my ward.

I want to take this time to appreciate the teachers for Lukusi for making an effort to bring the students to this Assembly. As you can see students and teachers, this is where we come. Sometimes people at home wonder where we normally go every day and that we do not go to ward offices; we are supposed to be here and do what we are doing in this Assembly. This is where we come as Honourable members from respective wards to represent you and do the legislative work that we are supposed to do as the MCAs for Bungoma County.

I wish to appreciate the students who also came and I want to encourage you as a mother and leader; that as you can see this Assembly we have Honourable lady MCAs. We have seven elected women MCAs and the rest are men. We have 45 wards and we have colleagues who are

specially elected. The nominated MCAs add to the number of female MCAs making it to go a bit high.

I want to encourage you that for you to be in such a position, you need to work hard in your education, look for your teachers here and there, ask your teachers questions to ensure that you understand what you are doing in school. As you come here, I know my colleagues have spoken to you and encouraged you and I know that as you go back from this place, you will carry something that will enable you go a step higher as you go back to your studies.

I want to encourage you that you make us proud. When you work hard in school and come with good results you make your parents, leaders and teachers proud and I want you to go back to school and work hard to make us proud and the community where you come from will be proud of you as students who have come to learn in this Assembly. I want to encourage you that work very hard and prepare. For those who are preparing for their exams, I want you to work hard and prepare for your exams so that next year we shall be speaking a different language. We do bursaries from every ward. I know we cannot do bursaries for everybody because money is normally not enough; but we give a few that are there to enable them remain in class and learn.

I want to encourage you that go to school and learn. We have bursaries and scholarships that will enable you go to schools and become important people in this nation.

As you go back to your respective homes, greet your parents and fellow students and for the teachers, I wish to appreciate you for bringing the students to this House. I want to pray that as you go back to school also pray for us so that we are able to work with the elected leaders and move together as a community from Mihuu ward.

Thank you for coming. God bless you so much as you go back.

*(Applause)*

**Mr. Deputy Speaker:** Hon. Violet Namaemba Makhanu, Member for Mihuu Ward making her remarks. Honourable Members, allow me on behalf of the entire Assembly appreciate the pupils, teachers and every person who participated in ensuring that you are here and remind the pupils that learning is the key that unlocks doors of creativity. Therefore, you are being prepared for the same and not forgetting that education is the greatest engine that leads to personal development and is the great equalizer of our time.

Work hard while in school and know that through what you are doing, you can sit at the same table with the son and daughter of a president; you can dine and walk together with the daughter of a queen and you can share in the highest place possible. So, take education seriously, follow structures and advice. Life is difficult when you do not follow rules but it is very easy when you follow rules. As you go back, on behalf of the County Assembly of Bungoma, we wish you well. Grade eight, I know next year you are joining grade nine and grade four you shall join grade five. We wish you all the best as you prepare. God bless you

*(Applause)*

Next Item!

## MOTIONS

1. REPORT BY THE SECTORIAL COMMITTEE ON HEALTH SERVICES ON HALF YEAR FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31<sup>ST</sup> DECEMBER, 2023

**Mr. Deputy Speaker:** Hon. Maureen Khanjila Wafula, Special elected member! Proceed!

**Hon. Maureen Katila:** Thank you Hon. Speaker. This is the report on the half year financial statements for the period ended 31<sup>st</sup> December, 2023 in respect to the Department of Health and Sanitation.

On the table of contents; chapter one, preface, I will skip 1.1, 1.2, 1.3, and 1.4. I will start with 1.5 committee membership.

**Mr. Deputy Speaker:** Honourable Members, she is skipping because those are clearly shown, reference made in our Standing Orders. Proceed!

**Hon. Maureen Katila:** Thank you Hon. Speaker. The committee membership...

### Committee Membership

The Committee as currently constituted comprises the following Members;

- |                  |             |                    |
|------------------|-------------|--------------------|
| 1. Hon. George   | Makari      | Chairperson        |
| 2. Hon. Jerusa   | Aleu        | Vice – Chairperson |
| 3. Hon. Anthony  | Lusenaka    | Member             |
| 4. Hon. Joan     | Kirong'     | Member             |
| 5. Hon. Meshack  | Simiyu      | Member             |
| 6. Hon. Milliah  | Masungu     | Member             |
| 7. Hon. Grace    | Sundukwa    | Member             |
| 8. Hon. Vitalis  | Wangila     | Member             |
| 9. Hon. Tony     | Barasa      | Member             |
| 10. Hon. Jack    | Wambulwa    | Member             |
| 11. Hon. Orize   | Kundu       | Member             |
| 12. Hon. Mourine | Wafula      | Member             |
| 13. Hon. Dorcas  | Ndasaba     | Member             |
| 14. Hon. Jacob   | Psero       | Member             |
| 15. Hon. Job     | Mukoyandali | Member             |

### Acknowledgement

I take this opportunity to thank the Office of the Speaker and the Clerk of the County Assembly for the logistical support accorded to the Committee as it executed its mandate.

My gratitude also goes to all members of the Committee for dedicating their time to examine the report on the half year financial statements for the period ending 31<sup>st</sup> December, 2023 for Health and Sanitation Department.



It is therefore my pleasant duty and privilege on behalf of the Sectorial Committee on Health Services, to table this report to the Assembly for deliberation and adoption.

Signed by the Chairperson; Hon. George Makari.

## **CHAPTER TWO**

### **The Half Year Financial Statements for the Period Ended 31<sup>st</sup> December, 2023 in the Department Of Health and Sanitation**

The County's approved first supplementary budget for the FY 2023/24 was Kshs15,470,095,611 comprising of Kshs5,643,037,428 (36 per cent) and Kshs9, 827, 0528, 184 (64 per cent) allocation for development and recurrent programmes, respectively.

The largest part of the budget is expected from exchequer issues contributing 73.6 per cent of the requirement, local revenue 13 per cent and other receipts including grants 13.3 per cent.

The Department of Health had an approved supplementary of Kshs4, 103,728,886. Comprising Kshs3, 632,696,235 for recurrent and Kshs471, 032,651 on development. Sanitation had recurrent budget of Kshs2, 017, 430 and development of Kshs.15, 358, 366 totaling to 17,375,796.

#### **Revenue Realized**

The Department realized total revenues to a tune of Kshs1, 431,567,944 representing 34.8 per cent absorption: Kshs1, 410,248,140 recurrent and Kshs21, 319,804 on development.

The breakdown of the revenues realized is as follows:

Hon. Speaker, allow me to skip this. I will go to 2.12

#### **Expenditure Analysis**

##### **General Administration Planning and Support**

The Health Administration and Support Services unit was allocated a budget of Kshs126, 916,175, of which Kshs99, 243,425 was spent. This represents an absorption rate of 78 per cent, which is relatively high compared to other areas of the health budget.

The expenditure details for the activities undertaken by the sub-county hospitals were provided in the attached statements. During the review of the financial statements, the Committee issued a directive regarding the reporting format. They instructed that, going forward, the financial statements from individual health facilities should be consolidated with those of other departments.

Leadership and Governance spent Kshs23, 546,920 i.e. 68.2 per cent of the budget. The Department submitted that the amount relates to daily operational cost like board meetings allowance and traveling substance allowance incurred by the listed facilities.

| <b>Facility</b> | <b>Cost</b>   |
|-----------------|---------------|
| Bumula          | -             |
| Bokoli          | 762,350.00    |
| Cheptais        | 744,900.00    |
| Chwele          | 819,505.00    |
| Kimilili        | 1,885,565.00  |
| Mt Elgon        | 1,538,500.00  |
| Sirisia         | 1,036,300.00  |
| Sinoko          | 101,000.00    |
| Webuye          | 8,986,180.00  |
| Bungoma         | 7,672,620.00  |
| Naitiri         | -             |
| Total           | 23,546,920.00 |

Human resource management (salaries) had an allocation of Kshs2, 757,964,682 where they spent Kshs1, 043, 655, 533 which is equivalent to 37 per cent much more below the 50 per cent target in half year. The Department detailed personnel expenditure amounting to Kshs1, 042,454,224, as outlined below. Hon. Speaker I will skip this and Members can follow up on their gadgets.

Delays in receiving funds from the exchequer, led to the payment of salaries for December in the 3<sup>rd</sup> quarter.

Infrastructure development had an allocation of Kshs471, 032,651 where they utilized Kshs21, 319,804 which is equivalent to five per cent. The 300 Bed Capacity Mother and Child Hospital at BCRH was paid Kshs22, 610,331 for variation that was caused by inclusion of sewage system.

## **2. Preventive and promotive with total revenue of Kshs183, 305,894 attained the following:**

Reproductive, maternal, Newborn, child and Adolescent health had an allocation of Kshs15, 000,000 where they absorbed Kshs5, 000,000.

Specialized material and supplies had an allocation of Kshs507, 349,707 where Kshs178, 305,894 was utilized. The list provided is as follows:

| <b>Facility</b> | <b>Discription</b>   | <b>cost</b>           |
|-----------------|--|-----------------------|
| Bumula          | Drugs,non-pharms lab supplies and food                         | 6,730,530.50          |
| Bokoli          | Drugs, non-pharms lab supplies and food                        | 2,964,198.00          |
| Cheptais        | Drugs, non-pharms lab supplies and food                        | 4,236,000.00          |
| Chwele          | Drugs,non-pharms lab supplies and food                         | 1,853,155.20          |
| Kimilili        | Drugs,non-pharms lab supplies and food                         | 11,738,073.00         |
| Mt.Elgon        | Drugs,non-pharms lab supplies and food                         | 6,528,395.00          |
| Sirisia         | Drugs,non-pharms lab supplies and food                         | 4,368,910.00          |
| Sinoko          | Drugs,non-pharms lab supplies and food                         | 413,266.00            |
| Webuye          | Drugs,non-pharms, lab supplies ,food ratios and X-ray supplies | 49,839,828.50         |
| Bungoma         | Drugs,non-pharms, lab supplies ,food ratios and X-ray supplies | 81,978,199.00         |
| Naitiri         | Drugs,non-pharms, lab supplies ,food ratios and X-ray supplies | 7,655,339.00          |
| <b>TOTAL</b>    |  | <b>178,305,894.20</b> |

### 3. Curative Health Services

Routine medical services had allocation of Kshs105, 172,120 recording expenditure worth utilized Kshs32, 481,062 which is equivalent to 31 per cent.

DANIDA/UNICEF had an allocation of Kshs46, 408,065 where they absorbed Kshs28, 015,305.

**Public Health & Sanitation** with a total allocation of Kshs24.1 million recorded no expenditures.

### Imprest and Outstanding Imprest

The Department of Health un-surrendered imprest amount Kshs10, 186,320 relating to the period July-Dec, 2023.The activities done by the imprests are shared below:

- Devolution Conference meetings Kshs1, 949,000
- Standing imprest(Office imprests) Kshs600,000
- Midwives Annual Scientific Conference in Mombasa Kshs713,600
- Supervisory and Secretarial Training in Mombasa Kshs230,900
- Renewal of UHC Staff contract letters Kshs151,200
- Attending International Conference on Sickle Cell Disease Kshs87, 200
- Integrated external quality assessment review meeting Kshs98,000
- Travelling subsistence allowance Kshs724, 220 for conducting feasibility on existing structures in preparation of IFMIS rollout in facilities, this was transport and lunch re-imbursements for officers participating.

- Nurse managers meeting Kshs130,000
- Midwives Annual Scientific Conference in Mombasa Kshs102, 400
- World Contraceptives Day Kshs543, 000
- Purchase of Accountable Documents Kshs184, 000
- Report Writing on Selection Kshs845, 600/. Facilitation for report writing after interview of medical doctors and other cadres who participated on interview for employment.
- Policy Review Consultative Forum Kshs980, 000
- Report Writing on Selection Kshs1, 467,200. Facilitation for report writing after interview of medical doctors and other cadres who participated on interview County public service board for employment.
- Taskforce Policy Review Kshs1, 380, 000

The Department shared the activities done as indicated in the imprests. The imprests have since been surrendered and will be reported in the nine months' financial statements for the period ended 31<sup>st</sup> March, 2024.

### **Pending Bills/Accounts Payable**

The report indicates that the Department paid pending bills as captured below:

- ✓ Biju Insurance agency (insurance cover) Kshs1, 004,100.
- ✓ Webmar investment ltd (Fuel) Kshs1,965, 517.25
- ✓ Amylin Chemists(non-pharms) Kshs797,500
- ✓ Bungoma Chemist(drugs) Kshs117,000
- ✓ Dovas Pharmacy (non-pharms) Kshs498,650

It is unclear where the money to pay the pending bills came from, as there was no specific budget allocation for this purpose. However, the Department indicated that the County Treasury provided direction to treat pending bills as a "first charge" against the current budget. This means that funds from the existing budget were used to settle these outstanding obligations before financing any other activities. While this approach ensures pending bills are paid, it also reduces the amount of funding available for planned current-year expenditures; which could create new budgetary pressures or lead to the deferral of important spending. This directive also goes against the PFMA, 2012 which states that an Accounting Officer shall ensure that public funds entrusted to their care are properly safeguarded and are applied for purposes for which they were intended and appropriated by the County Assembly.

The inclusion of unpaid June, 2023 salaries for all sub-county hospital staff in the pending bills list raises concerns. No explanation was given for why these wages remained outstanding by the Treasury. This also casts doubt on whether salaries for the following months from July to December, 2023 were disbursed.

However, the Department later clarified that listing the June salary as a pending bill was an error, as the delayed payment was eventually made in July. They further confirmed that subsequent salaries have been paid through November, 2023.

### **Departmental Appropriation- In- Aid (AIA)**

It is noted that the Department of Health facilities collected and spent Kshs291.9 million, achieving a performance of 25 per cent against set targets. However, there is a lack of data in the report by the County treasury regarding the performance of the 11 facilities, both in terms of revenue generation and expenditures, compared to the approved budget. During interrogation session with the department revenue realized was submitted as indicated below. Honourable Members, I will skip this and allow you to follow on your gadgets.

The analysis shows BCRH, Kimilili, Bokoli had an over 40 per cent against the set targets while the rest performed poorly. None of the facilities hit the 50 per cent mark.

The targets are not realistic or achievable because they not set by individual facilities nor at the health headquarter. Imaging services are not offered in other facilities hence an explanation on the low collection. The primary health care programme when rolled out will help reduce the targets for the facilities.

## **CHAPTER THREE**

### **Committee's Observations and Recommendations**

#### **Committee's Observations**

1. The overall absorption rate for the Department of Health's recurrent budget was only 34.8 per cent by half year, indicating significant under spending. The development budget absorption was even lower at just 4.5 per cent.
2. Many individual line items had very low absorption rates below 50 per cent, such as specialized materials and supplies (2.5 per cent), printing and advertising (2.3 per cent), routine maintenance (0-0.8 per cent) and purchase of furniture and equipment (0-1 per cent).
3. Some hospitals and sub-county units significantly overspent their budgets in certain areas, such as domestic travel (146 per cent at Webuye), utility bills (electricity 125 per cent at Kimilili) and committees/conferences (293 per cent at Kimilili, 158 per cent at Chwele).
4. Spending on essential medical supplies like drugs, non-pharmaceuticals, lab materials, and X-ray supplies was quite low, often in the 30-40 per cent range and as low as 3-4 per cent in some cases. This results in shortages of key items.
5. The reports sub-county units are spending their budgets outside the IFMIS platform as seen on over expended votes. This practice undermines transparency, accountability, and effective control over public funds. It can lead to irregularities, misuse of resources, and a lack of reliable financial data for decision-making.

6. Expenditure reporting appears inconsistent across units, with varying formats and levels of detail, making comparisons difficult. The expenditure figures are above the AIA realized in the facilities.

### **Committee's Recommendations**

1. **THAT** the County treasury should urgently investigate the reasons behind the low overall absorption of approved budgets. Identify and address bottlenecks in procurement, cash flow, and budget execution.
2. **THAT** the Chief Officer Health and Sanitation should establish and enforce budgetary discipline as an expenditure control measure, especially for travel, imprest, committees, and utilities, to prevent unsanctioned over-expenditure.
3. **THAT** the department should prioritize spending on core medical supplies to ensure adequacy throughout the year. Future budgets should have funding re-allocated from non-essential areas.
4. **THAT** all sub-county health units must use IFMIS for all financial transactions, in compliance with the PFMA and County Governments Act. Training and support should be provided to sub-county staff on how to effectively use IFMIS for budgeting, expenditure management, and reporting. The department should report implementation status to the committee within 90 days from the adoption of this report.
5. **THAT** the department should standardize reporting formats across all units to enable easier consolidation, comparison and analysis.
6. **THAT** the department should build the capacity of facility staff in financial management and reporting to ensure data quality and timeliness.

Thank you Mr. Speaker; I call upon the Chairperson of this Committee, Hon. Makari to second the motion.

*(Applause)*

**Hon. George Makari:** Thank Mr. Speaker. I rise to second the motion and also congratulate Hon. Katili for moving this report. On the issue of pending bills; if you look at the report they explained every other aspect of the report. Where we found the problem is that they paid pending bills without a provision in the budget. Even if you say that you are treating pending bills as a first charge when paying using a budget for another financial year; still you would have affected other projects and eventually they will also become pending bills. We did not find this well that they used the current budget to pay a pending bill thus opening an avenue for other projects to become pending. Otherwise, I want to second the report and ask that Members adopt it.

**Mr. Deputy Speaker:** Thank You Hon. Makari, Member for Musikoma Ward.

*(Question proposed)*

**Hon. Job Mukoyandali:** Thank you Hon. Speaker. I begin by lauding Hon. Katila for moving the report. It is a good report which can help us move forward. I am so much interested in the areas where timelines have been given and how I wish that every report could come with such resolutions where resolutions are pinned to an individual who is supposed to act on something in particular and you also look at the timelines that have been given. The report is very clear that after the adoption of this report and within 90 days, action should be taken. That is reporting back to the mother committee.

If this House will take that direction in terms of how we come up with our reports, it is going to reduce a lot of pressure to other committees; for instance the Committee on Implementation. Such that this time round, we are strictly following what our laws of the House say, especially when we look at our Bible 205; it gives that direction that the Executive should always report back to the mother committee first before the Committee on Implementation takes up.

I just want to loud Hon. Makari, who is the Chair of that Committee for giving direction and coming up with such a watertight report that is really going to help this House moving forward.

**Mr. Deputy Speaker:** Thank you Hon. Lubwani Mukoyandali Job, Member for West Bukusu... Hon. Johnston Okasida, Ipara, Member for Tongaren/ Kiminini?

**Hon. Johnson Ipara:** Thank you Hon. Speaker. Let me start by appreciating the mover of the report and thanking the whole committee for their comprehensive report that gives information that is very important to this House. Let me begin from the first item. When I looked at that report, I saw something about *boda boda* sensitization and I wondered where this sensitization was carried out? When the mover of the report comes back, let her also talk about where sensitization was done, particularly which wards and how many were they and what was the cost?

Secondly on the pending bills, I am a bit baffled when it is said that the pending bills were paid and yet these items were not among the items approved on the budget for that particular department. Where such a things happens it means that the people are practicing the highest order of impunity where they don't respect the laws and particularly the Procurement and Disposal Act.

It is clearly stated in the law that an item that you are supposed to pay for or to buy must be reflected. The question to ask here is, if really they were paying for security services, which are guards and I want to believe these are term contracts which are renewed yearly or are tendered after the expiry of the financial year. What I would like the mover of the report to be very clear on is; were the guard item there in the previous financial year and where it incurred a pending bill which was carried forward to the subsequent financial year; and if it was carried out to the subsequent year, how does it become an item which is foreign that was not under the budget?

Who is trying to create confusion to the Honourable Members? So they must check on that one and if it is an error then it must be corrected.

Lastly on the imprest, I wonder because the law is very clear that if you apply for an imprest, you must have surrendered the previous imprest held. Then how comes officers who have not surrendered the imprest are given money. This is an area that I wished to plead with the Committee, that next time we must not practice leniency when we are dealing with the people who abuse the regulations that are set out. These are people that amongst the recommendations we could have recommended that their salary must be attached to clear up so that we set an example.

We have been complaining where we have in a department Kshs100 million which has not been surrendered and we are told that the officers are still in the field performing their duties. I support with those observations.

*(Applause)*

**Mr. Deputy Speaker:** Thank you The Hon. Ipara Johnson Okasida, Member for Tongaren/Kiminini.

**Hon. Joseph Nyongesa:** Thank you Speaker. First allow me applaud the mover and the Committee leadership and Hon. George Makari for coming up with such a report. Just on one item, the issue of paying pending bills which was not budgeted for. If you recall, we had a meeting with the Cabinet in our hall here and we categorically agreed that pending bills shall be paid basing on verification and the area leader should also give an input while ensuring that that project was done.

So here comes an item that was paid yet it was not budgeted for. Although Hon. Job said that they have already given a resolution but still the Committee on Implementation can still make a follow up; because one thing that you are paying for was not budget for. It is either, you have an interest, it is your friend, or you are the contractor and you are working in that department. So the Committee on Implementation where Hon. Mukoyandali is the Vice, kindly make a follow up so that we dig deeper into it to establish why it was paid yet it was not verified. I support.

**Mr. Deputy Speaker:** Thank you. Hon. Joseph Nyongesa Juma, Member for Tuuti/Marakaru and our Leader of majority. May I now call the mover to reply.

**Hon. Maureen Katila (Mover):** Thank you Hon. Speaker.

**Mr. Deputy Speaker:** Hon. Maureen, can you be audible enough.

**Hon. Maureen Katila:** Thank you Hon. Speaker. I have noted and taken in all the concerns. We will go back and revisit with the department. I therefore call upon the House to adopt the report.



*(Applause)*

**Mr. Deputy Speaker:** Very well... Thank you Hon. Khanjila, Honorable Members, a motion having been moved, seconded, debate having ensued and a reply made; allow me now put the question.

*(Question put and agreed to)*

The ayes have it and the report is adopted.

Next item

## 2. REPORT BY SECTORAL COMMITTEE ON PUBLIC ADMINISTRATION AND ICT

**Mr. Deputy Speaker:** Hon. Tony Barasa Khaoya, Member for Lwandanyi and Chairperson, Public Administration, Proceed.

**Hon. Tony Barasa:** Thank you Hon. Speaker. Report on the half year financial statement for the period ended at 31<sup>st</sup> December, 2023 in respect to the Department of the County Secretary, Governor, Deputy Governor and Public Service.

### **Committee Membership**

Committee on Public Administration and ICT comprises of the following members:

- |                            |                  |
|----------------------------|------------------|
| 1. Hon. Tony Barasa        | Chairperson      |
| 2. Hon. Caleb Wanjala      | Vice Chairperson |
| 3. Hon. Stephen Wamalwa    | Member           |
| 4. Hon. Joseph Nyongesa    | Member           |
| 5. Hon. Jack Wambulwa      | Member           |
| 6. Hon. Busolo Sudi        | Member           |
| 7. Hon. Francis Chemion    | Member           |
| 8. Hon. Simotwo Franklin   | Member           |
| 9. Hon. Grace Sundukwa     | Member           |
| 10. Hon. Cornelius Makhanu | Member           |
| 11. Hon. Timothy Chikati   | Member           |
| 12. Hon. Stephen Kaiser    | Member           |
| 13. Hon. Jeremiah Kuloba   | Member           |

- |                          |        |
|--------------------------|--------|
| 14. Hon. Job Mukoyandali | Member |
| 15. Hon. Brigid Katasi   | Member |

### **Acknowledgment**

I take this opportunity to thank your Office and that of the Clerk of the County Assembly of Bungoma for the support received as the committee discharged its mandate. I also appreciate Committee Members for dedicating their time to examine and analyze the Bungoma County Government Half year financial statements for the period ended 31<sup>st</sup> December 2023. Further, I would also like to appreciate the secretariat who worked with us for their commitment. It is therefore my pleasant duty and privilege, on behalf of the Sectoral Committee on Public Administration and ICT to table this report to this House for consideration. It is signed by Hon. Tony Khaoya Barasa; MCA- Lwandanyi Ward and Chairperson, Sectoral Committee on Public Administration and ICT.

## **CHAPTER THREE**

### **Public Administration**

The total budget for Public Administration for the financial year 2023/24 was Kshs899, 957,337 as per the approved first supplementary budget comprising of a total of Kshs848, 244,097 recurrent budget and Kshs51, 713,240 on development budget; translating to a composition of 94 per cent and six per cent respectively. Included in the recurrent budget is Kshs6, 000,000 towards Sub-county Administration.

### **Revenue**

The amount released and expended in the half year amounted to Kshs249,021,136 representing 28 per cent of the total budget absorption and 29 per cent recurrent budget absorption. Sub-county Administration had budget absorption of 60 per cent. During the period, there was no expenditure on Development. The recurrent expenditures incurred are as follows:-

General administration with a budget of Kshs881, 543,221 had absorption of Kshs235, 271,136 translating to 26.7 per cent. The breakdown of the expenditures underneath is:

- Salaries Kshs185, 408,367 recording 43 per cent absorption.
- Utilities consumed Kshs4 million leaving a balance of Kshs1.7 million.
- Operation had an allocation of Kshs41, 326,038 and absorption Kshs36, 000,000 which is equivalent to 87 per cent absorption. A highlight of the activities done include:
  - ✓ Payment for rent-Black house Kshs7,062,068.95
  - ✓ payment for ward office rent Kshs1,202,317.25
  - ✓ Facilitation for preparation of strategic plan Kshs953,400.00
  - ✓ Preparation of MTEF Kshs897,400.00
  - ✓ Facilitation for preparation of procurement plan Kshs746,800.00
  - ✓ Facilitation for preparation of ADP Kshs.953,925.00
  - ✓ Facilitation for preparation of crop Kshs922,425.00
  - ✓ Facilitation for preparation of scheme of service Kshs624,500.00
  - ✓ Stakeholder engagement Kshs2,696,500.00
  - ✓ Facilitation for preparation of quarterly reports Kshs475,450.00
  - ✓ Facilitation for evaluation of cleaning services Kshs.901,000.00
  - ✓ Facilitation for feasibility study Kshs522,000.00
- Contracted security and cleaning services had an allocation of Kshs84, 156,020 where there was nil expenditure. The department submitted that pending bills worth Kshs25.2 million were paid from this vote contravening PFMA Section 149.
- Medical insurance had an allocation of Kshs249, 000,000 where they spend nil. The Department clarified that the premium payment was due in the 3<sup>rd</sup> quarter as per the contract.
- Infrastructure development had an allocation of Kshs51, 713,240 where they had nil expenditure.
- Sub-county administration with an allocation of Kshs6, 000,000 saw expenditures worth Kshs3, 612,769. The Department in support of the expenditure provided the following expenditures though less by Kshs1,371,769 in relation to office operations:

|                      |            |
|----------------------|------------|
| KANDUYI SUB COUNTY   | 372,000.00 |
| MT. ELGON SUB COUNTY | 298,000.00 |
| TONGAREN SUB COUNTY  | 290,000.00 |
| SIRISIA SUB COUNTY   | 163,000.00 |

|                        |                     |
|------------------------|---------------------|
| KABUCHAI SUB COUNTY    | 212,000.00          |
| KIMILILI SUB COUNTY    | 208,000.00          |
| BUMULA SUB COUNTY      | 323,000.00          |
| WEBUYE EAST SUB COUNTY | 167,000.00          |
| WEBUYE WEST SUB COUNTY | 208,000.00          |
| <b>TOTAL</b>           | <b>2,241,000.00</b> |

### **Public Participation and Civic education**

- Public participation had an allocation of Kshs2, 750,000 where they utilized Kshs1, 750,000 while civic education recorded an expenditure of Kshs2, 000,000. The funds were utilized in preparation of civic education bill and Public participation & civic education policy

### **Service Delivery**

- Service delivery and organization had an allocation of Kshs11, 664,116 and absorbed Kshs10,000,000. The funds were spent on among other activities national holidays:
  - ✓ Facilitation for mashujaa day Kshs4,395,000.00
  - ✓ Facilitation for Jamhuri day celebrations Kshs3,476,500.00

### **Analysis of Accounts Receivables (Outstanding Imprests)**

Outstanding Imprests for the Department amounted to Kshs17, 517,360. *Some imprests are beyond the seven days limit.* Activities undertaken include:

- ✓ facilitation for devolution conference- Kshs1,986,000.00
- ✓ reimbursement for ICPAK training (3 officers)- Kshs280,200.00
- ✓ facilitation for evaluation of cleaning services Kshs901,000.00
- ✓ facilitation for preparation of quarterly reports- Kshs475,450.00
- ✓ facilitation for stakeholders meeting- Kshs2,696,500.00
- ✓ facilitation for CECM office imprest- Kshs.1,183,200.00
- ✓ facilitation to KICOSCA- Kshs901,900.00
- ✓ reimbursement for travel to Nairobi-training (4 Officers)- Kshs282,100.00
- ✓ payment for air ticket travel- Kshs507,825.80
- ✓ payment for oil- Kshs982,758.60
- ✓ payment for cleaning services- Kshs679,666.05

- ✓ payment for supply of branded materials- Kshs95,818.95
- ✓ reimbursing for beautification of front office- Kshs20,000.00
- ✓ reimbursement of change of m/vehicle number plates- Kshs45,600.00
- ✓ payment for repair of motor vehicles- Kshs103,622.05
- ✓ facilitation for compilation of sub-county, ward admins reports- Kshs465,500.00
- ✓ reimbursement for car wash- Kshs10,000.00
- ✓ facilitation for validation of policies- Kshs.914,760.00
- ✓ Sensitization of technical and key stakeholders on public participation- Kshs491,800.00
- ✓ facilitation for feasibility study- Kshs522,000.00
- ✓ reimbursement for civic education in Kisumu- Kshs42,800.00

#### **Pending accounts payables (pending bills)**

The report indicates the Department paid Kshs16, 797,272 worth of pending bills relating to the contracted cleaning and security services. The source of the funds is not clear since there was no allocation for pending bills. However submissions from the Department details of bills relating to FY 2022/23 paid amounts to Kshs25, 258,752 and they were sourced from the current year allocation on Contracted guards and cleaning services. The payments done are:

|  |                      |
|--|----------------------|
| Top Flight Security Limited            | 13,622,606.90        |
| Newnham Services International Limited | 3,307,965.50         |
| THE CLEANING CREW                      | 2,039,000.05         |
| Newnham Services International Limited | 2,205,310.35         |
| THE CLEANING CREW                      | 679,666.05           |
| Top Flight Security Limited            | 2,724,537.10         |
| THE CLEANING CREW                      | 679,666.05           |
| <b>TOTAL</b>                           | <b>25,258,752.00</b> |

#### **Office of the County Secretary**

The Department of County Secretary had an approved first supplementary budget of Kshs22, 899,543: recurrent Kshs10, 106,720 and development Kshs12, 792,823.

The office received and spent a total of Kshs4, 806,464 from exchequer. The activities done include:

- ✓ Record management- Kshs1, 200,000.
- ✓ Utilities and Maintenance- Kshs800, 000.
- ✓ Administration support- Kshs2, 806,464.

#### **Pending staff receivables (Outstanding Imprests)**

The Department had an outstanding imprest amount of Kshs10, 397,530. Included in the amount are imprests dating back to prior years of 2016/2017, 2019/2020, 2020/2021 and 2022/2023 and for staff who have left service.

#### **Office of the County Attorney**

The approved budget was Kshs13, 759,000 out of which Kshs3, 711,880 was released from exchequer and spent translating to 26.9 per cent absorption.

- ✓ Utilities- Kshs250, 000.
- ✓ Maintenance- Kshs250, 000.
- ✓ Operations had an allocation of Kshs3, 287,500 where they spent Kshs3, 211,880 hence 98 per cent absorption.

#### **Governors and Deputy Governor's Office**

The Governor and Deputy Governor's Office had allocation of Kshs.445, 731,698 while Deputy Governor had Kshs27, 336,583 for recurrent budget.

The total actual expenditure for the period amounted to Kshs240,109,453 representing 51 per cent budget absorption This has been analyzed as follows:-

- General administration had an expenditure of Kshs184, 993.503 representing 52 per cent absorption. The amount was spent on:
- Salaries and gratuity Kshs110, 902,890 representing 41 per cent absorption.
- County budget and economic forum absorption entire allocation of Kshs3 million
- Public consultative meetings full absorption of the allocated Kshs15 million

- Feasibility Studies/ advisory services absorbed entire amount of Kshs2million which was spent by SDU to conduct a study on how devolved units are offering services.
- Utilities Kshs5million.
- Operations and other departmental programs consumed 86 per cent of the allocation i.e. Kshs39 million. A highlight of activities done are:
  - ✓ *Boda boda* Sensitization- Kshs2,583,000
  - ✓ Devolution conference- Kshs2,644,900
  - ✓ CoB Meeting Kshs77,200
  - ✓ Facilitation for pre delivery inspection- Kshs152,300
  - ✓ Facilitation to attend sector committees meetings- Kshs172,200
  - ✓ Facilitation to Malaysia- Kshs711,160.00
  - ✓ Facilitation to report Writing in Kisumu- Kshs.1,519,200.00
  - ✓ Facilitation to Walkabout foundation, Nairobi- Kshs166,500.00
  - ✓ final dues underpaid to CECM Emachar at Kshs2,621,575.00
  - ✓ Housing benefits- Kshs4,060,000.00
  - ✓ LREB Kericho- Kshs74,200.00
  - ✓ Lunch allowances- Kshs1,420,000.00
  - ✓ MOU Signing APECK- Kshs32,400.00
- Maintenance Kshs10 million leaving a balance of Kshs4 million
- Leadership and Coordination of County Departments and Agencies with an allocation Kshs16.7 million recorded Kshs12 million in expenditures
- County Strategic and Service Delivery Coordination with an allocation of Kshs70 million had Kshs33 million worth of expenditures.
  - Staff management services (Trainings)- Kshs5 million
  - Events management services- Kshs5million
  - Communications spent an entire allocation of Kshs1 million

- Integrity- Kshs2 million.
- Intergovernmental relations- Kshs5 million.
- Special programs with an allocation of Kshs40 million had expenditures worth Kshs14 million.

### **Office of the Deputy Governor**

The approved budget was Kshs27, 336,583 out of which Kshs10, 115,950 was expended on operation. The activities highlighted are:

- Breakfast meeting with MCAs spouses- Kshs396,000
- Devolution conference- Kshs987,000
- Facilitation of anti-FGM sensitization- Kshs1,581,000
- Dialogue on teen pregnancies- Kshs1,293,000
- The rest of the amount has been reported as office imprests with no clear activities undertaken.
- 

## **CHAPTER FOUR**

### **Committee's Observations**

The Committee made the following observations;

1. **THAT**, payments were made on items which were not captured in the approved PBB e. g payments for contracted guards and cleaning services, KICOSCA and Rent for state officer in the last term.
2. **THAT**, Officers were advanced imprests without considering whether previously held imprests have been surrendered, resulting in multiple un-surrendered imprests held by an individual. Further, Imprests were advanced to staff on contractual terms; which is against the PFM Regulations.
3. **THAT**, most imprest activities have resultant reports that should be submitted to the Assembly for consideration. Apart from the SDU report, planning and budgeting documents, other reports are yet to be submitted to the County Assembly e.g. Reports emanating from foreign trips and domestic trips.
4. **THAT**, there is Lack of budgetary control with most programs recording 100 per cent in the half year especially in the Governor's budget.



5. **THAT**, there is Non-disclosure of activities/projects done under the special programs expenditures. There is lack of policy guiding special programs operations.
6. **THAT**, Rent for ward office is in arrears which has led to closure of some ward offices

### **Committee's Recommendations**

The Committee made the following recommendations

1. **THAT**, the budgets **MUST** be implemented as approved pursuant to PFMA 149 (1).
2. **THAT**, The Accounting Officers **MUST** comply with the provisions of Regulation 93(5), (6), (7) and (8) of the Public Finance Management Regulations, 2015 in respect to management of Imprest.
3. **THAT**, Reports should be submitted to the County Assembly in order to ascertain value for money within 14 days after adoption of this report.
4. **THAT**, Expenditures relating to Governor and Deputy Governor's office should be controlled in order to operate within the CRA ceiling approved by Senate.
5. **THAT**, Accounting Officer should comply with PFMA 166(2) in disclosing expenditure items and activities done. This promotes transparency and accountability in government spending.
6. **THAT**, Pending bills should be paid by second quarter to avoid litigations and also in line with the County treasury circular that put pending bills a first charge.

The adoption schedule; the members of the sectorial committee on Public Administration and ICT hereby adopt and append signatures on this report.

I call upon Hon. Bridgit Katasi to second the report.

**Hon. Bridgit Katasi:** Thank you Mr. Speaker Sir, I rise to second the motion and before I make my comments, I wish to thank the mover who has taken us through the motion eloquently otherwise I second the motion

**Mr. Deputy Speaker:** Thank you Hon. Lusike for seconding the motion. Honourable Members, allow me then propose to the House the motion

*(Motion proposed)*

**Hon. Milliah Masungu:** Thank you Hon. Speaker for giving me an opportunity to give my views on the motion that has been read before us. I want to insist and send my message to the Executive, that the issue of pending bills and being the first charge in every budget we do, they should actualize what they tell us. We have always proposed as sector committees on the issue of pending bills and insisting on pending bills being first charges whenever we receive any exchequer, but it has landed on deaf ears so let the executive take note of this. Otherwise the

same impeachment motion going on in the National Assembly will soon be here because we are no longer going to wait until we lose elections on the ground so that people act; we are going to do it.

**Hon. Johnston Ipara:** Thank you Hon. Speaker. I rise to support this report on the basis of the following points,

We understand that these financial reports are reported purposely to offer a tool for monitoring for Honourable Members and in particular for committees. They also offer an opportunity for us to see whether the Department is adhering to the rules that govern both procurement and administration and if there is diversion of funds. The third thing that I raise to support is that this report informs whether resource allocation was done equitably and whether in that direction it may demand that we ask for supplementary on the budget due to deficiency in the initial allocation for funds.

This report is also the basis for budget adjustments. We may require that within the department some of the items that had more money need an internal adjustment which must be informed by a clear report filed by the department taken to the committee and the committee supports and submits to the Honourable House where we are. The other important thing on such reports, I am saying this because we may think that it is a waste of time; it is not, it prepares us to debate and make informed decisions for future. Lastly it offers you an opportunity to compare the financial years and periods whether they are tallying or not and if they are not what is the reason. I support, Hon. Speaker.

**Mr. Deputy Speaker:** Thank you Hon. Ipara, Hon. Peter Caleb Wanjala?

**Hon. Caleb Wanjala:** Thank you Hon. Speaker. As much as I also support the report, I have a few things I would like to raise on the report. First of all is the issue of pending bills. Just like my colleague has said, we have severally in this House talked about this issue of pending bills but nothing is coming forth. I don't know why we are not prioritizing the pending bills. I speak this because if you look at the contracted guards, this is a service that is offered daily and majority of the people under contracted guards are our young boys and girls. As we speak today, some of them have gone almost six months without salary, they are demoralized, defamed, and I don't know how they feel like... I think this one should be given priority.

Another issue is that we have our young people who are entrepreneurs in this County. Some of them offered their services to this great County of Bungoma, some went as far as borrowing loans in micro finance institutions with an aim of making something out of it but as we speak today, some of them have been auctioned; some of them their plots have been sold, some of them even ran away and some of their families have been destroyed. I think it is high time as a House, you know wise people say speaking is one thing and doing is another thing; and if we do things in the same way we have been doing, the results obviously will be the same. So as much as I support the report, my urge is that the issue of pending bills should be given first priority. I am saying this because majority of the Finance officers in different departments say that they have made a requisition of payment on some of the projects already done but there is no action that has been taken. As much as I support this report...

**Hon. Joseph Nyongesa:** *(On a Point of Information)* Thank you Mr. Speaker. Let me just inform the member who is the Vice Chair of this Committee and he appended the signature on this report. Observation number one; that payments were made on items which were not captured in the approved PBB e.g. payment of contracted guards and cleaning services, KICOSCA and rent for state officers in the last term. I think you have heard what Hon. Caleb was alleging and if you compare with the observations he made as the Vice Chairperson of the Committee then tell me now who owns this report?

**Mr. Deputy Speaker:** Hon. Caleb Wanjala, if you are a Member of the Committee make yourself clear because there was no descending opinion forwarded.

**Hon. Caleb Wanjala:** I began by saying that I do support the report but that doesn't limit me from giving my notions over the same, it doesn't limit me. I support the report...

**Mr. Deputy Speaker:** You know those were supposed to be done because you are part of the report, it should have been done when you were there! Yes Hon. Milliah?

**Hon. Milliah Masungu:** *(On a Point of Information)* Hon. Speaker, we are not going to be deceived by some members of the Committee here who come up with a report and then turn against the report on the Floor of the House. What Hon. Caleb is bringing to us is that he is not agreeing with the report. As members of the House, we think otherwise because the way you are putting it, you are disagreeing with your recommendations in the report.

**Mr. Deputy Speaker:** I will give you a chance to complete your submissions Hon. Caleb, but remember; you can lead the House into rejecting the report or adopting the report, proceed.

**Hon. Caleb Wanjala:** You need to be fair because I began by saying as much as I support the report... so that doesn't limit me to speak my mind. This is a legislative House and so I am not opposing the report. Mr. Speaker, I submit.

**Hon. Florence Juma:** Thank you Hon. Speaker I rise to support the report, but only request that next time you are inviting spouses to the MCAs, kindly remember to invite mine too. I support

**Mr. Deputy Speaker:** Well, let us call the mover.

**Hon. Tony Barasa (Mover):** Thank you Hon. Speaker. I want to laud all the members who have contributed to this matter and key among them has been the payment of the pending bills. I wish to urge this House and the leader of Government Business in this House, I know he has taken note that we must do communication so that the Executive can make a serious commitment on issues to do with payment of pending bills. I also want to laud Hon. Milliah Masungu; she has also come out strongly on issues of the pending bills. We have passed some legislation and adopted reports here but we don't want these reports to go to the Executive...they are kept under the table; we need some actions to be taken.

On issues of payment of our sons and daughters who are offering cleaning services or working as guards, it is an issue that we also observed. That the County Executive went to pay for those sons and daughters of ours but they paid without the money that was approved by this House. It was not captured, they did, but we are saying going forward; they must go with the budget approved

by this House and also making pending bills a priority. With that I beg the House to adopt the report.

**The Deputy Speaker:** Thank you Hon. Khaoya, Honourable Members, a report having been moved and dully seconded, debate ensued and reply made, I now put the question

*(Question put and agreed to)*

Next item

## **BILL**

### **1. THE BUNGOMA COUNTY FINANCE BILL 2024**

**A Bill for an Act of the County Assembly of Bungoma to provide for revision of various taxes, fees and charges for the services and for other revenue raising measures for the County Government and for matters incidental thereto; *First reading***

**Mr. Deputy Speaker:** Honourable Members, under Standing Order Nos. 139 and 140(1), this Bill stands referred to the Committee on Finance to process and report back to this House.

## **ADJOURNMENT**

Honourable Members, there being no other Business on the Order Paper this House shall adjourn to resume tomorrow, Wednesday, 2<sup>nd</sup> October, 2024 at 9:30 a.m.

***The House rose at 4:13 p.m.***