



November 26, 2020

Approved  
26/11/2020  
*[Signature]*

The Clerk of the National Assembly,  
Parliament Buildings,  
**NAIROBI**

**RE: PROPOSED AMENDMENT TO THE REPORT OF  
DEPARTMENTAL COMMITTEE ON HEALTH ON ITS INQUIRY  
INTO UTILIZATION OF FUNDS APPROPRIATED TO THE  
MINISTRY OF HEALTH IN FY 2019/2020 FOR THE COVID-19  
PANDEMIC**

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Notice is hereby given that the Member for Homabay Town Constituency (The Hon. Peter Kaluma, MP) intends to move the following Amendments to the Motion by: -

- (i) deleting the words "Directorate of Criminal Investigation" wherever it appears in the Recommendations;
- (ii) deleting the words "to consider including" and insert the words "includes" in Recommendation No.12;
- (iii) Delete the words "considers retaining" and insert the word "retains" in Recommendation 13;
- (iv) deleting the words "expedite the establishment of a framework for offering counselling services to health workers noting the non-utilization of" and insert the word "release" in Recommendation No.16;
- (v) deleting the words "due to lack of a framework" appearing after the words "frontline workers";
- (vi) insert the words "through the Attorney General" immediately after the words "National Government" in Recommendation No.26;
- (vii) deleting Recommendation No.40;
- (viii) insert Recommendation No.42 : -

"42. That, Ethic and Anti-Corruption Commission reports to the National Assembly on the investigation and action taken within thirty (30) days after the adoption of the Report.

**THE HON. PETER KALUMA, MP**  
**MEMBER FOR HOMABAY CONSTITUENCY**

## MOTION AS AMENDED

**THAT**, this House **adopts** the Report of the Departmental Committee on Health on its Inquiry into the Utilization of the Funds Appropriated to the Ministry of Health in the Financial Year 2019/20 for the Control and Management of the COVID-19 Pandemic, with Focus on the Kenya Medical Supplies Authority (KEMSA), *laid on the Table of the House on Thursday, October 1, 2020*, “Subject to insertion of the following further Recommendations-

### **PPEs held by the Kenya Medical Supplies Authority**

30. That, within ~~fourteen~~<sup>seven</sup> days (~~14~~<sup>7</sup> days) of the House adopting this Report, the Ministry of Health reviews the status of all Personal Protective Equipments (PPE) held by Kenya Medical Supplies Authority (KEMSA) ~~with a view to~~<sup>and</sup> distributing the same to all public hospitals ~~guided by the respective COVID-19 caseload,~~ for use by frontline medical staff in public hospitals;
31. That, ~~thereafter~~, all public hospitals should not charge any Kenyan citizen admitted in their facilities due COVID-19 the cost of Personal Protective Equipment (PPE) used while undergoing treatment;

### **Provision of Group Life Insurance Cover**

32. That, within seven (7) days of adoption of this Report, the National Treasury and the Ministry of Health remits the Kshs 500 million to the National Hospital Insurance Fund (NHIF) as approved by National Assembly in the Supplementary Appropriation Act (No. 2) of 2020 for the provision of Group Life Insurance Cover by National Hospital Insurance Fund (NHIF) Scheme, that includes COVID-19 cover for all medical staff working in all Counties and the National Referral Hospitals;
33. That, within twenty-one (~~21~~<sup>7</sup>) days of receiving the Kshs 500 million for the Group Life insurance Cover, the National Hospital Insurance Fund (NHIF) ensures that all medical staff in the counties and national referral hospitals are placed under the Group Life insurance Cover;

### **Comprehensive Medical Cover**

34. That, within the ~~fourteen~~<sup>seven</sup> days (~~14~~ days) of the House adopting this report, the Council of Governors ensures that all the nineteen (19) counties that have no medical cover for its medical staff, sign-up for the Comprehensive Medical Cover through the National Hospital Insurance Fund (NHIF).
35. That, the National Treasury and Council of Governors establishes a centralized pool of medical cover through the National Hospital Insurance Fund (NHIF) Comprehensive Medical Scheme for all county medical staff. The Scheme should be in place at the beginning of the Financial Year 2021/22 and that the Ministry of Health and Counties do make provisions of the same in their respective FY 2021/22 budgets;

### **Medical staff Allowances**

36. That, within the ~~fourteen~~<sup>seven</sup> (~~14~~) days of adoption of this Report, the Ministry of Health and Governing Councils of University of Nairobi, Kenyatta University, Moi University and Jomo Kenyatta University of Agriculture and Technology pays all pending *Call Allowances* to doctors as per the Collective Bargaining Agreement (CBA) and the Return-To-Work Formula of March 14, 2017, signed between the Ministry of Health, Council of Governors and Kenya Medical Practitioners and Dentist Union;
37. That, within the ~~fourteen~~<sup>seven</sup> days (~~14~~ days) of adoption of this Report, the Ministry of Health ~~engages~~<sup>and</sup> the Salaries and Remuneration Commission (SRC) ~~on the need to~~<sup>should</sup> enhance the Risk allowance for medical staff with a view to replacing the COVID-19 allowance for frontline medical staff that was initially paid for the three (3) months but lapsed in June 2020;

### **Facemask for the most vulnerable**

38. That, within the ~~fourteen~~<sup>seven</sup> days (~~14~~ days) of adoption of this Report, the Ministry of Health ensures that the procurement of re-usable facemask worth Kshs 300 million for vulnerable



persons in the society is concluded and the masks be distributed to all students in public schools, the needy and vulnerable persons in the country; and,

**Medical Insurance Cover and Arrears for Contract staff**

39. That, within the fourteen (14) days of adoption of this Report, the Ministry of Health ensures that all medical staff employed on contract for handling isolations facilities are provided with a NHIF Comprehensive Medical Cover, and further, all their pending salary arrears from August 2020 are paid promptly.
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The Clerk of the National Assembly  
Parliament Buildings  
Nairobi

*Hon. Speaker*  
*This is in order. You may to approve for the Chair to make the motion under St. order 48*  
*26/11*

*Approved.*

*BWA*

November 25, 2020

*26/11/2020*

**RE: MOVING OF A MOTION IN AMENDED FORM (S.O 48) : MOTION ON REPORT INQUIRY INTO UTILISATION OF THE APPROPRIATED FUNDS FOR COVID -19 PANDEMIC TO THE MINISTRY OF HEALTH IN 2019/20 FY**

**PURSUANT** to the provisions of Standing Order 48, Notice is given that the Chairperson (Hon. Sabina Chege) intends to move the Motion for the adoption of the Report of the Department Committee on the Inquiry into Utilization of the Appropriated Funds for COVID-19 Pandemic to the Ministry of Health in Financial year 2019/2020, in amended form as follows:-

**THAT**, this House **adopts** the Report of the Departmental Committee on Health on its Inquiry into the Utilization of the Funds Appropriated to the Ministry of Health in the Financial Year 2019/20 for the Control and Management of the COVID-19 Pandemic, with Focus on the Kenya Medical Supplies Authority (KEMSA), *laid on the Table of the House on Thursday, October 1, 2020,* **“Subject to insertion of the following further Recommendations-**

- 30. PPEs held by the Kenya Medical Supplies Authority** That, within fourteen days (14 days) of the House adopting this Report, the Ministry of Health reviews the status of all Personal Protective Equipments (PPE) held by Kenya Medical Supplies Authority (KEMSA) with a view to distributing the same to all public hospitals guided by the respective COVID-19 caseload, for use frontline medical staff in public hospitals;
- 31. That**, thereafter, all public hospitals should not charge any Kenyan citizen admitted in their facilities due COVID-19 the cost of Personal Protective Equipment (PPE) used while undergoing treatment;

**Provision of Group Life Insurance Cover**

- 32. That**, within seven (7) days of adoption of this Report, the National Treasury and the Ministry of Health remits the Kshs 500 million to the National Hospital Insurance Fund (NHIF) as approved by National Assembly in the Supplementary Appropriation Act (No. 2) of 2020 for the provision of Group Life Insurance Cover by National Hospital Insurance Fund (NHIF) Scheme, that includes COVID-19 cover for all medical staff working in all Counties and the National Referral Hospitals;
- 33. That**, within twenty-one (21) days of receiving the Kshs 500 million for the Group Life insurance Cover, the National Hospital Insurance Fund (NHIF) ensures that all medical staff in the counties and national referral hospitals are placed under the Group Life insurance Cover;



**Comprehensive Medical Cover**

- 34. **That**, within the fourteen days (14 days) of the House adopting this report, the Council of Governors ensures that all the nineteen (19) counties that have no medical cover for its medical staff, sign-up for the Comprehensive Medical Cover through the National Hospital Insurance Fund (NHIF).
- 35. **That**, the National Treasury and Council of Governors establishes a centralized pool of medical cover through the National Hospital Insurance Fund (NHIF) Comprehensive Medical Scheme for all county medical staff. The Scheme should be in place at the beginning of the Financial Year 2021/22 and that the Ministry of Health and Counties do make provisions of the same in their respective FY 2021/22 budgets;

**Medical staff Allowances**

- 36. **That**, within the fourteen (14) days of adoption of this Report, the Ministry of Health and Governing Councils of University of Nairobi, Kenyatta University, Moi University and Jomo Kenyatta University of Agriculture and Technology pays all pending *Call Allowances* to doctors as per the Collective Bargaining Agreement (CBA) and the Return-To-Work Formula of March 14, 2017, signed between the Ministry of Health, Council of Governors and Kenya Medical Practitioners and Dentist Union;
- 37. **That**, within the fourteen days (14 days) of adoption of this Report, the Ministry of Health engages the Salaries and Remuneration Commission (SRC) on the need to enhance the Risk allowance for medical staff with a view to replacing the COVID-19 allowance for frontline medical staff that was initially paid for the three (3) months but lapsed in June 2020;

**Facemask for the most vulnerable**

- 38. **That**, within the fourteen days (14 days) of adoption of this Report, the Ministry of Health ensures that the procurement of re-usable facemask worth Kshs 300 million for vulnerable persons in the society is concluded and the masks be distributed to all students in public schools, the needy and vulnerable persons in the country; and,

**Medical Insurance Cover and Arrears for Contract staff**

- 39. **That**, within the fourteen (14) days of adoption of this Report, the Ministry of Health ensures that all medical staff employed on contract for handling isolations facilities are provided with a NHIF Comprehensive Medical Cover, and further, all their pending salary arrears from August 2020 are paid promptly.

**THE HON. SABINA CHEGE, MP**  
**CHAIRPERSON, DEPARTMENTAL COMMITTEE ON HEALTH**

Date...*26<sup>th</sup> Jun, 2020*.....

# PROPOSED AMENDMENT

Note is hereby given by the Member for Ki Gari  
(Hon. Ndindi Nyoro) intends to move the  
following Amendment.

The Motion ~~be~~ Amended by inserting the  
words

" Subject to inserting the following new  
recommendation. "

41. That, the Principal Secretary for  
Health, Ms. Susan Blocheche steps

aside with immediate effect to  
pave way for investigations; ~~that~~ <sup>as</sup>  
her continued stay in office may  
jeopardize the investigations."

Hon. Ndindi Nyoro, MP

Date 26-11-2020

Hon. Speaker  
Following investigation  
by the Committee,  
the matter requires  
further investigation  
or the Member  
submit a letter of  
impeachment  
proceedings as  
per standing order  
Further, the investigation  
occasions may arise  
as the report of  
the committee  
is submitted  
to the  
Speaker



That based on the committee observation 28 on page 51, on a letter by the Principal Secretary, that then,

Committee recommendation 10 on page 57, be amended to recommend that the Principal Secretary steps aside with immediate effect to pave way for investigations. Being a high ranking ministry of health official and the principal accounting officer, her continued stay in office may jeopardise the investigations

Hani Nkomol Nyobu, MP



DATE: 26/11/2020

