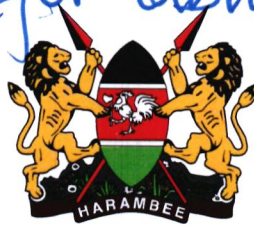
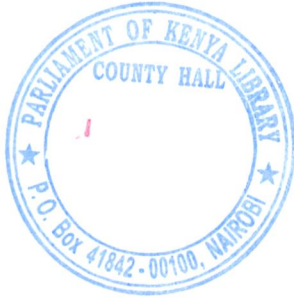


Approved for tabling in the House.



BNA  
8/6/2022



REPUBLIC OF KENYA  
THE NATIONAL ASSEMBLY

TWELFTH PARLIAMENT – SIXTH SESSION – 2022  
DEPARTMENTAL COMMITTEE ON HEALTH

EXIT REPORT FOR THE DEPARTMENTAL COMMITTEE ON HEALTH  
(NOVEMBER 2017 TO JUNE 2022)

NATIONAL ASSEMBLY	
DATE:	08 JUN 2022
	DAY: Wednesday
TABLED BY:	Majority Party Whip
CLERK OF THE TABLE:	Mawiah W. M

CLERKS CHAMBERS  
DIRECTORATE OF DEPARTMENTAL COMMITTEES  
PARLIAMENT BUILDINGS  
NAIROBI

JUNE 2022

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## CHAIRPERSON'S FOREWORD

Standing Order 200A (1) and (2) of the National Assembly Standing Orders provides that "(1) A Committee which is unable to complete its work before the expiry of its term shall table an exit report to the Assembly detailing reasons for such inability; and (2) The report shall be available to the succeeding committee which may consider it in preparing its work plan".

The Exit Report is an important tool for gauging the Committee's performance in the Twelfth Parliament. It gives details of the business transacted by the Committee from November 2017 to June 2022. It offers a starting point for the succeeding Committee as it highlights the business pending before the Committee at the end of the Sixth Session.

The following business was referred to the Departmental Committee on Health in the Twelfth Parliament: twenty (20) Bills; nineteen (19) Legislative Proposals; eight (8) Petitions; three (3) inquiries; thirty-nine (39) questions, five (5) Statements; one (1) vetting of the nominee for approval for appointment to public office; and one (1) Agreement or protocol. The Committee executed most of the work referred to it despite the difficult times that Members had to work during the COVID-19 pandemic.

Through its work, the Committee achieved a 58% budgetary increase for the Health Sector from Kshs 78 Billion in 2017/18 to Kshs 123 Billion in 2022/23. The increase in the budget allowed the Committee to provide funding for various capital projects which the Ministry of Health and its SAGA's have been implementing. Some of the projects have been completed during the tenure of this Committee, such as the Molecular Imaging centre at KUTRRH, Kidney Institute at KNH, Commodity Storage Centre at KEMSA, Equipping of Daycare centre at KNH, procurement of cyber knife at KUTRRH, among others. The other projects are long-term and are still on-going.

Additionally, during the five-year tenure, the Committee provided funding for various key flagship projects and programmes, which include: the Linda mama programme; the Health Insurance Subsidy Programme (HISP) under the social protection; support to level 5 hospitals at the county level through conditional grants; support to the National Referral Health facilities; support to KMTC and KEMRI, which are two critical learning and research institutions; vaccines and immunizations, including family planning/reproductive health commodities; funding for TB, HIV and Malaria interventions; the rollout of Universal Health Care (UHC); and the COVID 19 pandemic interventions, among others.

The Committee has also ensured the operationalization of key Agencies created by the Health Act through funding. These institutions are Kenya Health Professionals Oversight Authority (KHPOA) and Kenya Health Human Resource Advisory Council (KHHRAC). These two institutions are critical in providing sanity to the hitherto chaotic health human resources. The two institutions are still at the budding stage and will require more support, especially funding, to ensure they are fully operational. It is the onus of the 13th Parliament Health Committee to midwife these two institutions to their full potential and ensure they deliver as mandated under the Health Act.

On the cost of Healthcare in Kenya, the Committee established that the general cost of healthcare in Kenya has several drivers, both internal and external to the health sector. The key inputs to informing pricing include; human resources for health, consumables, health products and technologies, governance and management, ICT and infrastructure. Overall, the critical cost drivers were attributed to costs in the following areas:

- a. Professional fees
- b. Procedure fees
- c. Hospitality fees
- d. Home-based visitation fees
- e. Taxation
- f. Licensing and insurance fees
- g. Other permits
- h. Business permits
- i. Medical equipment
- j. Devices
- k. Technologies
- l. Office and infrastructure costs
- m. Lack of enabling policy and legislative framework

In its engagement with key stakeholders in the health sector, the Committee recommended the following measures to lower healthcare costs in Kenya.

- i. Review of general costs of healthcare, including components of professional fees; and cost of medicine, hospitality and medical devices;
- ii. Establishing proposed costs and fee guidelines for each cadre aligned to strategies for lowered healthcare costs; and
- iii. Review of the health facility and professional practice license fees.

Therefore, pursuant to Standing Order 200A (1), it is my pleasant duty and privilege to present the Committee's Exit Report to this House on behalf of the Departmental Committee on Health.

**Hon. Sabina Chege, CBS, MP**  
**Chairperson, Departmental Committee on Health**

## ACKNOWLEDGEMENT

The Committee is highly indebted to the Office of the Speaker of the National Assembly, the Hon. Justin B. N. Muturi, EGH, MP, for guiding committee activities, reports, and recommendations, making it possible for the Committee to discharge its mandate.

Special gratitude goes to Committee Members who made a lot of sacrifices to ensure that the Committee was able to discharge its mandate, given the heavy workload of the Committee. This report would not have been written without the input made by the Honorable Committee Members.

The Committee is also grateful to the Clerk of the National Assembly, Mr Michael Sialai, CBS, for ensuring that the Committee has the requisite professional staff and is adequately resourced and facilitated to undertake its work.

The Committee further extends its gratitude to stakeholders whose views guided the Committee during the business consideration before it. The Committee expresses its appreciation explicitly to the following stakeholders: The Ministry of Health; National Health Insurance Fund (NHIF); National Treasury and Planning; Clean Cooking Association of Kenya (CCAK); Kenyatta National Hospital (KNH); Moi Teaching and Referral Hospital (MTRH); Kenyatta University Teaching Referral and Research Hospital (KUTRRH); Kenya Medical Training College (KMTTC); Kenya Medical Supplies Authority (KEMSA); Kenya Medical Research Institute (KEMRI); National Hospital Insurance Fund (NHIF); Pharmacy and Poisons Board (PPB); National AIDS Control Council (NACC); National Cancer Institute (NCI); Kenya Nuclear Regulatory Authority (KENRA); The Mathari National Teaching and Referral Hospital (MNTRH); Kenya Health Professionals Oversight Authority (KHPOA); Kenya Health Human Resource Advisory Council (KHHAC) amongst others.

I would also like to thank Mr Peter Chemweno, Director, Departmental Committees; Mr. John Mutega, Deputy Director Departmental Committees; and Mr. George Gazemba, ACI Arb, CPM, Head of Department for Governance, Administration and Social Sector Committees for the administrative guidance and support that they provided to the Committee.

Equally, let me acknowledge the Committee secretariat, which comprised Mr Douglas Katho, Clerk Assistant; Mr Emmanuel Muyodi, Clerk Assistant II; Ms. Christine Odhiambo, Legal Counsel I; Mr. Eric Kanyi, Senior Fiscal Analyst; Ms. Fiona Musili, Research Officer II; Ms. Catherine Wangui, Serjeant-At-Arms; Mr. Yaqub Ahmed, Media Relations Officer; Ms. Lilian Aluga, Public Communications; Mr. Hiram Kimuhu, Fiscal Analyst III; Mr. Valarian Pascal, Hansard Reporter III, Mr. Alex Amwata, Hansard Reporter III, Mr. Manuel Leparachao, Serjeant-At-Arms and Mr. Nimrod Ochieng', Audio Officer III.

## PART ONE

### 1 PREFACE

#### 1.1 ESTABLISHMENT AND MANDATE OF THE COMMITTEE

1. The Departmental Committee on Health is established pursuant to the provisions of Standing Order No. 216 of the National Assembly and in line with Article 124 of the Constitution which provides for the establishment of the Committees by Parliament. The mandate and functions of the Committee are-
  - a) *Investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and departments;*
  - b) *Study the programme and policy objectives of the Ministries and departments and the effectiveness of the implementation;*
  - c) *Study and review all legislation referred to it;*
  - d) *Study, assess and analyze the relative success of the Ministries and departments as measured by the results obtained as compared with its stated objectives;*
  - e) *Investigate and inquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House;*
  - f) *Vet and report on all appointments where the constitution or any law requires the National Assembly to approve, except those under Standing Order 204;*
  - fa) *Examine treaties, agreements and conventions;*
  - g) *Make reports and recommendations to the House as often as possible, including recommendation of proposed legislation;*
  - h) *Consider reports of Commissions and Independent Offices submitted to the House pursuant to the provisions of Article 254 of the Constitution; and*
  - i) *Examine any questions raised by Members on a matter within its mandate*
2. In accordance with the Second Schedule of the Standing Orders, the Committee is mandated to consider matters related to health, medical care and health insurance.
3. In executing its mandate, the Committee oversees the Ministry of Health, its Semi-Autonomous Government Agencies, Regulatory Bodies and Health Advisory Bodies as follows:
  - i. Kenyatta National Hospital (KNH)
  - ii. Moi Teaching and Referral Hospital (MTRH)
  - iii. Kenyatta University Teaching Referral and Research Hospital (KUTRRH)
  - iv. Kenya Medical Training College (KMTC)
  - v. Kenya Medical Supplies Authority (KEMSA)
  - vi. Kenya Medical Research Institute (KEMRI)
  - vii. National Hospital Insurance Fund (NHIF)
  - viii. Pharmacy and Poisons Board (PPB)
  - ix. National AIDS Control Council (NACC)
  - x. National Cancer Institute (NCI)
  - xi. Kenya Nuclear Regulatory Authority (KENRA)
  - xii. The Mathari National Teaching and Referral Hospital (MNTRH)
  - xiii. Kenya Health Professionals Oversight Authority (KHPOA)
  - xiv. Kenya Health Human Resource Advisory Council (KHHRAC)

### 1.3 COMMITTEE MEMBERSHIP

4. The Departmental Committee on Health was re-constituted by the House in July, 2020 and comprises of the following Members:

Hon. Sabina Chege, MP - **Chairperson**  
County MP for Muranga County  
**Jubilee Party**

Hon. Joshua Kutuny, MP - **Vice-Chairperson**  
Cherangan'y Constituency  
**Jubilee Party**

Hon. (Dr.) Eseli Simiyu, MP  
Tongaren Constituency  
**Ford Kenya Party**

Hon. Prof. Mohamud Sheikh, MP  
Wajir South  
**Jubilee Party**

Hon. Gideon Ochanda, MP  
Bondo Constituency  
**ODM Party**

Hon. Sarah Puleta Korere, MP  
Laikipia North Constituency  
**Jubilee Party**

Hon. (Dr.) James Nyikal, MP  
Seme Constituency  
**ODM Party**

Hon. Capt. Ruweida Mohamed, MP  
Lamu County  
**Jubilee Party**

Hon. Alfred Agoi Masadia, MP  
Sabatia Constituency  
**ANC Party**

Hon. Kipsengeret Koros, MP  
Sigowet-Soin Constituency  
**Independent Party**

Hon. (Dr.) James K, Murgor, MP  
Keiyo North Constituency  
**Jubilee Party**

Hon. Martin Peters Owino, MP  
Ndhiwa Constituency  
**ODM Party**

Hon. Muriuki Njagagua, MP  
Mbeere North Constituency  
**Jubilee Party**

Hon. Joyce Ekai Emanikor, MP  
Turkana County  
**Jubilee Party**

Hon. (Dr.) Mohamed D. Duale, MP  
Daadab Constituency  
**KANU Party**

Hon. Said Hirabe, MP  
Galole Constituency  
**Ford Kenya Party**

Hon. Beatrice Adagala, MP  
Vihiga County  
**ANC Party**

Hon. Tongoyo Gabriel Koshal, MP  
Narok West Constituency  
**CCM Party**

Hon. James G Wamacukuru  
Kabete Constituency  
**Jubilee Party**

5. The following Members of Parliament also served in the Committee between December 2017 to July 2020:

Hon. Swarup Ranjan Mishra, MP, Kesses (Jubilee) served as Vice-Chairperson

Hon. Stephen Mule, MP, Matungulu (Wiper Democratic Movement)

Hon. Esther M. Passaris, MP, Nairobi County (ODM)

Hon. Gladwell Jesire Cheruiyot, MP Baringo County (KANU)

Hon. Mercy Wanjiku Gakuya, MP Kasarani (Jubilee)

Hon. Patrick Munene Ntwiga, MP, Chuka Igamba Ng'ombe (Jubilee)

Hon. Zachary Kwenya Thuku, MP, Kinangop (Jubilee)

Hon. Hon. Christopher Karan, MP, Ugenya (ODM)

Hon. David Ochieng' MP, Ugenya (MDG)

#### **1.4 COMMITTEE SECRETARIAT**

6. The following Members of the Secretariat facilitate the Committee:

**Mr. Douglas Katho - Head of the Secretariat  
Clerk Assistant II**

Ms. Christine Odhiambo  
**Legal Counsel I**

Mr. Muyodi Meldaki Emmanuel  
**Clerk Assistant II**

Mr. Eric Kanyi  
**Fiscal Analyst II**

Mr. Fiona Musili  
**Research Officer**

Mr. Ahmed Yakub  
**Media Relations Officer**

Ms. Lilian Aluga  
**Public Communications Officer**

Ms. Catherine Wangui  
**Serjeant-At-Arms**

Mr. Manuel Leparachao,  
**Serjeant -At-Arms**

Mr. Nimrod Ochieng  
**Audio Officer**

Mr. Hiram Kimuhu  
**Fiscal Analyst III**

Mr. Valarian Pascal  
**Hansard Reporter III**

Mr. Alex Amwata  
**Hansard Reporter III**



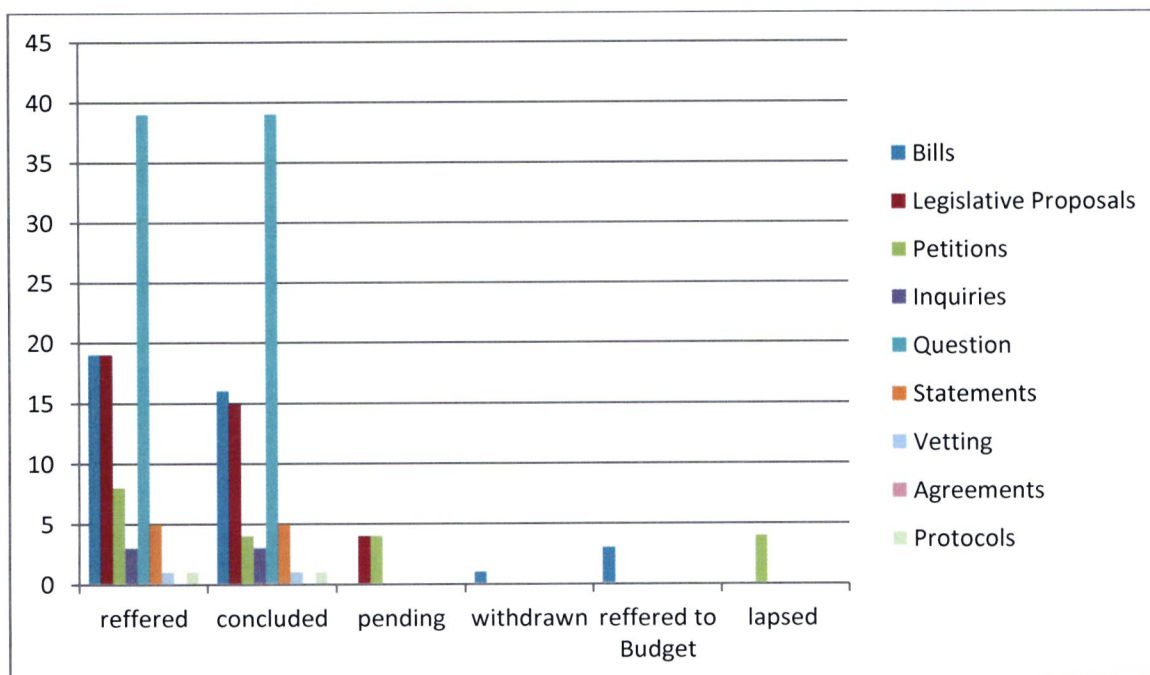
## PART TWO

### 2 EXIT REPORT

1. Standing Order No. 200A of the National Assembly Standing Orders provides that: *"(1) A Committee which is unable to complete its work before the expiry of its term shall table an exit report to the Assembly detailing reasons for such inability; (2) The report shall be made available to the succeeding Committee which may consider it in preparing its work plan"*.
2. The Departmental Committee on Health was assigned various duties by the House most of which the Committee was able to consider and report back to the House, while some were pending before the Committee at the end of the 12<sup>th</sup> Parliament. The Committee considered the following business:
  - i. Bills
  - ii. Legislative Proposals
  - iii. Petitions
  - iv. Inquiries
  - v. Questions
  - vi. Statements
  - vii. Vetting
  - viii. Budgetary Review
  - ix. Agreements
3. The table below shows a summary of the business referred to the Committee in the Twelfth Parliament:

		REFERRED	CONCLUDED	PENDING	WITHDRAWN	REFERRED TO BUDGET COMMITTEE	LAPSED
1.	Bills	20	16	0	1	3	0
2.	Legislative Proposals	19	15	4	0		0
3.	Petitions	8	4	4	0		4
4.	Inquiries	3	3	0	0		0
5.	Questions	39	39	0	0		0
6.	Statements	5	5	0	0		0
7.	Vetting	1	1	0	0		0
8.	Agreements	0	0	0	0		0
9.	Protocol	1	1	0	0		0

4. Below are details of the business referred to the Committee:



## 2.1 BILLS

- One of the roles of the National Assembly is to enact legislation. Committees assist the House in the in-depth consideration of Bills by incorporating public participation in the legislative process as well as considering and making recommendations for approval of the Bills.
- Nineteen (19) Bills were committed to the Committee during the 12<sup>th</sup> Parliament. The Committee concluded consideration of all the Bills. The table below gives particulars.

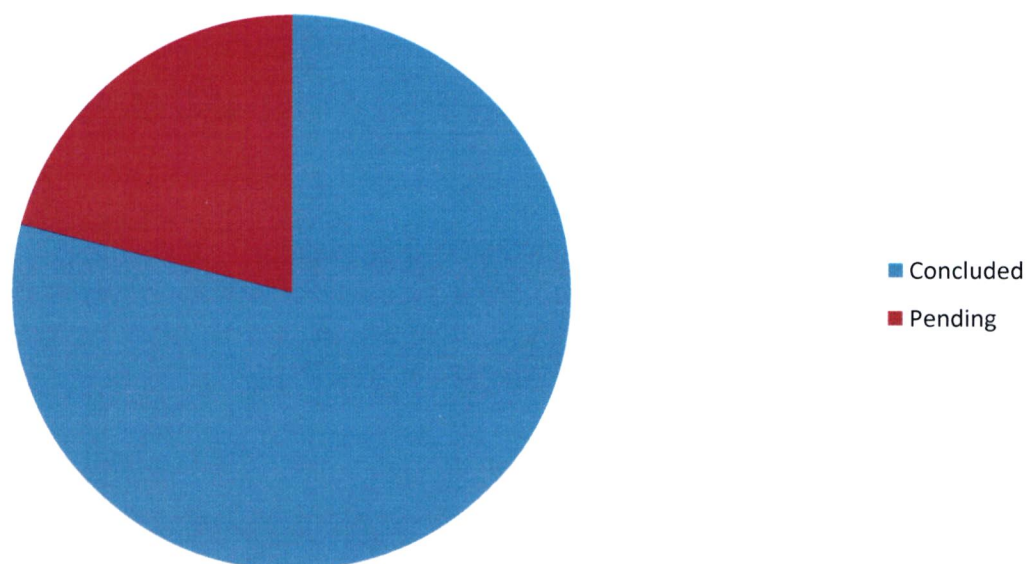
NO.	BILL TITLE	STATUS
<b>Second Session</b>		
1.	The Health Laws (Amendment) Bill, 2018	Report tabled on 27/2/2019
2.	The Pharmacy and Poisons (Amendment) Bill, 2018	Report withdrawn
<b>Third Session</b>		
3.	The National Hospital Insurance Fund (Amendment) Bill, 2019	Report tabled on 26/6/2019
4.	The Health Laws (Amendment) Bill, 2019	Report tabled on 18/6/2020
5.	The Cancer Prevention and Management (Amendment) Bill, 2019	Report tabled on 18/6/2020
6.	The Kenya National Blood Transfusion Bill, 2020	Report tabled on 13/10/2020
<b>Fourth Session</b>		
7.	The Kenya Food and Drugs Authority Bill, 2019	Report tabled on 29/9/2021

NO.	BILL TITLE	STATUS
8.	Assisted Reproductive Technology Bill 2019)	Report tabled on 3/11/2021
9.	The Radiographers Bill, 2019	Report tabled on 5/8/2021
10.	The Kenya Medical Supplies Authority (Amendment) Bill 2020	Forwarded to Parliamentary Budget Office for technical review.
11.	The Cancer Prevention and Control (Amendment) Bill, 2019	Forwarded to Parliamentary Budget Office for technical review.
12.	The Pandemic Response and Management Bill, 2020	Forwarded to Parliamentary Budget Office for technical review.
13.	The Health (Amendment) Bill, 2020	Report tabled on 28/9/2021
14.	Community Health Workers Bill, 2020	Report tabled on 5/8/2021
15.	The Health Laws (Amendment) Bill,2020	Report tabled on 5/8/ 2021
16.	The Pharmacy and Poisons (Amendment) Bill	Report tabled on 5/8/ 2021
17.	The National Hospital Insurance Fund (Amendment) Bill, 2021	Report tabled on 5/8/ 2021
<b>Fifth Session</b>		
18.	The Health Laws (Amendment) Bill, 2021	Report tabled on 28/9/2021
19.	The Community Health Services Bill, (Senate Bill No. 34 of 2020)	Report tabled on 1/3/2022
<b>Sixth Session</b>		
20.	Mental Health (Amendment) Bill, 2020 (Senate Bill No. 28)	Report tabled on 19/5/ 2022

## 2.2 LEGISLATIVE PROPOSALS

7. Standing Order 114 of the National Assembly Standing Orders provides for the consideration of legislative proposals by Departmental Committees.
8. Nineteen (19) Legislative Proposals were referred to the Committee in the Twelfth Parliament. The Committee submitted reports on fifteen (15) legislative proposals to the Speaker for direction, while four (4) legislative proposals were pending at the end of the sixth session. The pie chart below illustrates the information.

## Summary of Legislative Proposals considered by the Committee



9. The table below shows the status of Legislative Proposals that were referred to the Committee.

NO.	LEGISLATIVE PROPOSAL	STATUS
<b>Second Session</b>		
1.	The National Hospital Insurance Fund (Amendment) Legislative Proposal, 2018.	The report was forwarded to the Speaker for direction.
<b>Third Session</b>		
2.	The Health (Amendment) Legislative Proposal, 2018	The report was forwarded to Speaker for direction.
3.	The Health (Amendment) Legislative Proposal, 2018	The report was forwarded to the Speaker for direction.
4.	The Radiographers Legislative Proposal	The report was forwarded to the Speaker for direction.
5.	Access to Health Legislative Proposal, 2018	The report was forwarded to the Speaker for direction.
6.	The Kenya Cancer Fund Legislative Proposal, 2019	The report was forwarded to the Speaker for direction.
7.	The Dental Technologists Legislative Proposal, 2019	The report was forwarded to the Speaker for direction.
8.	The Pharmacy and Poisons Legislative Proposal, 2019	The report was forwarded to the Speaker for direction.
9.	The Health (Amendment) Legislative Proposal, 2019	The report was forwarded to the Speaker for direction.

NO.	LEGISLATIVE PROPOSAL	STATUS
<b>Second Session</b>		
10.	The Health (Amendment) Legislative Proposal, 2019	Withdrawn.
<b>Fourth Session</b>		
11.	The Community Health Service Legislative Proposal 2019	The report was forwarded to the Speaker for direction.
<b>Fifth Session</b>		
12.	The Health (Amendment) Legislative Proposal, 2021	The report was forwarded to the Speaker for direction.
13.	The Immunization Bill, 2021,	The report was forwarded to the Speaker for direction.
<b>Sixth Session</b>		
14.	The Optician Bill, 2021	The report was forwarded to the Speaker for direction.
15.	The Reproductive Health Care Bill, 2021	The report was forwarded to the Speaker for direction.
16.	The Biomedical Engineers Bill, 2021	Pending.
17.	The Pharmacy and Poisons (Amendment) Bill, 2022	Pending.
18.	The National Hospital Insurance Fund, NHIF (Amendment) Bill, 2022	Pending.
19.	The Health (Amendment) Bill, 2022	Pending.

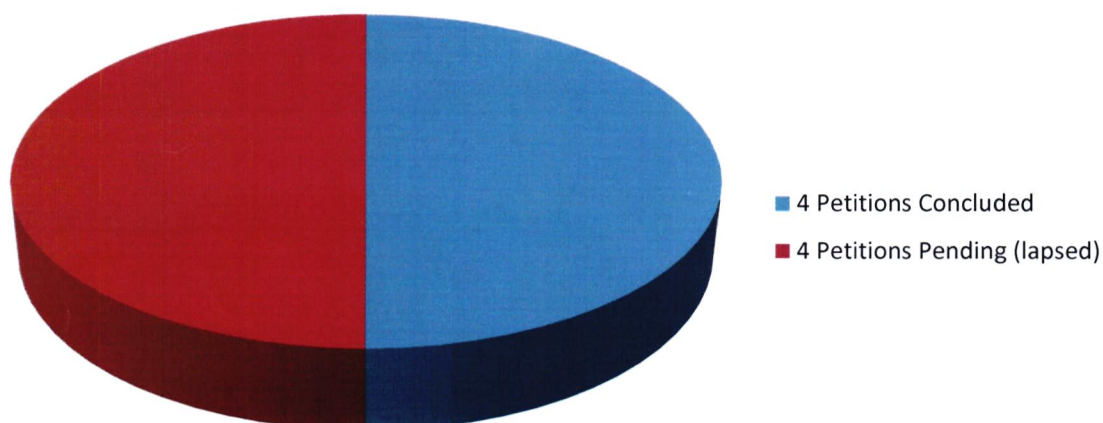
### 2.3 PETITIONS

10. Eight (8) Petitions were referred to the Committee for consideration during the period under review. The Committee considered and tabled reports on four (4) while (4) lapsed. The table below highlights the Petitions that were considered by the Committee and those that lapsed.

NO.	PETITION	STATUS
1.	Public Petition presented by the Speaker on the alleged irregular billing of a patient, Ms. Matilda Anyango, by MP Shah Hospital.	Report tabled on 15/11/2018
2.	Public Petition by the Kenya Medical Practitioners, Pharmacists and Dentists Union (KMPDU) on the enactment of legislation to provide for the National Health Referral and Training Hospitals and Establishment of Health Service Commission.	Report tabled on 24/4/2019
3.	Public Petition No. 60 OF 2019	Report tabled on 9/10/2019

NO.	PETITION	STATUS
	presented by the Hon. David Sankok, MP, on the management of haemophilia and other bleeding disorders.	
4.	Public Petition No. 59 OF 2019 by Ms. Caroline Ajwang Orenge, regarding Mental health issues and the need for more counsellors in public facilities.	Report tabled on 9/10/19
5.	Public Petition No 40 of 2020 presented by the Hon. Speaker on the County Government of Uasin Gishu Health Service Conditional Grant.	<p>The Petition lapsed. However, the Committee noted that through the County Allocation Revenue Act 2020 (CARA), the level 5 Conditional Grant and User Fee Conditional Grant were transitioned to the Counties by the National Treasury. The Ministry of Health budget for the year 2021/22 does not include these Grants as they are now part of the County Equitable Share.</p> <p>The Committee advocated for increased allocation at the County level with the transition of the Grants to the Equitable Share.</p>
6.	Public Petition No. 31 of 2021, presented by the Hon. Speaker regarding negligence by the Department of Immigration to enforce COVID 19 protocols on workers of Kibos Sugar factory arriving from India.	<p>The Petition lapsed. The Committee undertook a fact-finding visit to the Kibos Sugar factory and also met with the Petitioner and the Immigration officials.</p> <p>The responsibility to enforce covid-19 protocols is a whole government and societal approach and not an obligation of one government entity.</p>
7.	Public Petition No 46 of 2021 presented by the Hon. Speaker regarding refusal by the Ministry of Health to pay 'Equip Agencies' Limited.	The Petition Lapsed. However, in a meeting held on 2 <sup>nd</sup> November, 2021 between the Committee on Health, Ministry of Health, the National Treasury and the Equip agencies Limited. It was resolved that the Ministry of Health undertakes a comprehensive review of said pending Bill for Equip Agencies Limited and prioritizes settling the Bill progressively. Starting from the Financial Year 2022/2023.
8.	Public Petition No 53 of 2021 presented by the Hon. Speaker regarding the provision by NHIF of access to medical insurance cover by persons living with autoimmune diseases in Kenya.	The Petition Lapsed. Ministry appeared before the Committee and submitted that in future, as the Social Health Insurance matures in the context of UHC attainment, NHIF shall explore developing a stand-alone package to address this growing health need.

## Summary of Petitions presented before the Committee



### 2.4 INQUIRIES

11. The Committee undertook three (3) inquiries by the end of the sixth session of the Twelfth Parliament. The inquiries were aimed at improving service delivery by the subject institutions. The inquiries undertaken by the Committee are:

- i. Inquiry into the status of National Referral Hospitals;
- ii. Inquiry into the alleged sexual assault, breakdown of equipment, surgical mix-up and general operations of Kenyatta National Hospital; and
- iii. Inquiry into the utilization of the appropriated funds for the Covid-19 pandemic to the Ministry of Health in 2019/20 FY with a focus on Kenya Medical Supplies Authority.

### 2.5 QUESTIONS

12. Thirty-nine (39) Questions were referred to the Committee for responses during the Twelfth Parliament, though two (2) were withdrawn by owners. The pie chart below gives a summary of the status.

Question NO.	Subject Matter	Asking Member	Status
<b>Second session</b>			
1.	141/2018 Clearance of the huge medical bills accrued and access to the body of the late Loice Wanja Nganga National ID No. 23503203 of Nakuru County.	Hon. Simba Arati, MP	Answered on 6/12/2018

Question NO.	Subject Matter	Asking Member	Status
2. 188/2018	Shortage of cancer drugs.	Hon. Elijah Memusi, MP	Answered on 6/12/2018
<b>Third Session</b>			
3. 016/2019	National Health Insurance Fund (NHIF) budget Implementation.	Hon. Vincent K Mogaka, MP	Answered on 28/2/2019
4. 017/2019	Status of the recent cholera outbreak in the Country.	Hon. Simba Arati, MP	
5. 024/2019	Death of Ronny Kaburu Maingi of National ID No. 218955999 from Kiambogo area of Buuri Constituency	Hon. Mugambi Murwithania Rindikiri, MP	Answered on 7/5/2019,
6. 062/2019	Holding of patients at National and other private health institutions for non-payment of medical bills	Hon. Anthony Tom Oluoch, MP	Answered on 12/3/2019
7. 050/2019	Monitor, diagnose, treat and contain Hepatitis B in Baringo Sub-County	Hon. Joshua Chepyegon Kandie, MP	Answered on 12/3/2019
8. 295/2019	Status of the construction of the Wamumu Kenya Medical Research Institute (KEMRI) building facility in Mwea Constituency?	Hon. Kabinga Wachira, MP	Withdrawn
<b>Fourth Session</b>			
9. 001/2020	Status of collecting, testing, and distributing blood and blood-related products to all transfusing hospitals in the Country.	Hon. Ruweida Obo, MP	Answered on 19/3/2020
10. 006/2020	The arrival of eight (8) Chinese nationals from Wuhan City, China, the epicentre of the outbreak of Corona Virus, travelled to Section 5, Duka Moja Camp of the Standard Gauge Railway Construction site in Narok East Constituency on Saturday, 22nd February, 2020	Hon. Aramat Lemanken, MP	Answered on 19/3/2020
11. 013/2020	The rationale behind the use of the Health Index in the allocation of Ksh 5 Billion Conditional Grants funding extended to County Governments by the National Government for mitigating the COVID-19 pandemic	Hon. Wilson Sossion, MP	4/3/2020
12. 030/2020	Prevalence of Helicobacter Pylori (H. Pylori) in the Country?	Hon. Halima Mucheke, MP	Answered on 19/3/2020
13. 038/2020	Patients under the National Hospital Insurance Fund (NHIF) programmes are instructed to purchase prescribed medicine from outside the health facilities at prices	Hon. Githua Wamacukuru, MP	Answered on 19/3/2020



Question N0.	Subject Matter	Asking Member	Status
	that exhaust the allowable limit or that exceed the available NHIF over?		
14. 007/2020	Measures put in place to help the families residing informal settlements and rural areas adversely affected during the COVID19 pandemic period.	Hon. Janet Nangabo Wanyama, MP	Answered on 29/7/2020
15. 078/2020	Cost DNA test in the Country.	Hon. SafiaSheik Adan, MP	Answered on 29/7/2020
16. 009/2020	Availability in the Country of drugs used to manage epilepsy and cerebral palsy conditions such as Phenytoin, Phenobarbitol among others?	Hon. David Ole Sankok, MP	Answered on 29/7/2020
17. 120/2020	Funds and other forms of donations that have been made so far to the COVID-19 Emergency Response Fund Committee.	Hon. Martha Wangari, MP	Answered on 10/11/2020
18. 160/2020	Street families with pre-existing health conditions and diseases such as diabetes, hypertension, chronic heart diseases, asthma, cystic fibrosis, cancer, arthritis, Alzheimer's, Crohn's, epilepsy, HIV/AIDS, mood disorders (bipolar, cyclothymic and depression), amongst other conditions, particularly towards the fight against the COVID-19 pandemic?	Hon. Titus Khamala, MP	Answered on 10/11/2020
19. 267/2020	Cause of delay by the National Hospital Insurance Fund (NHIF) to issue contracts to Cedar Hospital (Level 4) code (00178743) and to renew the contract for Cedar Clinical Associates (Level 2) code (0017481).	Hon. Oku Kaunya, MP	Answered on 10/11/2020
20. 322/2020	Measures put in place to ensure that contractual obligations owed to various contractors in the Country with regard to the construction and upgrade of various health facilities in the marginalized areas under the Equalization Projects Programme since January 2018 are fulfilled.	Hon. Mohamed Hire Garane, MP	Withdrawn
21. 366/2020	Sale of highly addictive LYFT nicotine pouches by supermarkets and local shops in the Country, particularly in Kiambu Constituency	Hon. Jude Njomo, MP	Answered on 23/3/21
22. 131/2020	NHIF Cards for the elderly.	Hon. David Gikaria, MP	Answered on 22/7/21
<b>Fifth Session</b>			
23. 012/2021	Detention of the late William Gisege and	Hon. Simba Arati, MP	Answerd on

	<b>Question NO.</b>	<b>Subject Matter</b>	<b>Asking Member</b>	<b>Status</b>
		the late William Omangwa Siambe.		8/12/ 2021
24.	114/2021	Side effects of AstraZeneca COVID-19 Vaccine (AZD1222).	Hon. Benjamin Washiali, MP	Answered on 22/7/21
25.	186/2021	NHIF Claims.	Hon. Caleb Amisi, MP	Answered on 22/7/21
26.	205/2021	NHIF remit to Linda Mama Programme.	Hon. Janet Nangabo, MP	Answered on 22/7/21
27.	208/2021	Reduced passenger capacity in Matatu due to COVID-19.	Hon. Charles Njagua, MP	Answered on 22/7/21
28.	215/2021	Mental Health Patients in the Country.	Hon. Omar Mwinyi, MP	answered on 22/7/21
29.	223/2021	Closure of NHIF Offices in Merti Sub-County.	Hon. Hassan Hulufu, MP	Answered on 22/7/21
30.	229/2021	Implementation status of the National Coroners Service Act, 2017.	Hon. Zuleikha Hassan, MP	Answered on 21/9/2021
31.	362/2021	Construction of a National Trauma Hospital at Salгаа	Hon. Kipruto Moi, MP	Answered on 21/10/21
32.	382/2021	Detention of Patients by hospitals over unpaid bills	Hon. Olago Aluoch, MP	Answered on 21/10/21
33.	377/2021	Status of implementation of the Universal Health Coverage programme.	Hon. Safia Sheikg Adan, MP	Answered on 21/10/21
34.	499/2021	KEMSA Operations	Hon. Babu Owino, MP	Answered on 8/12/ 2021
35.	471/2021	Whereabouts of the infant who had been abandoned and later rescued on 5 <sup>th</sup> October in Ongata Rongai.	Hon. Joseph Manje, MP	Answered on 8/12/ 2021
<b>Sixth Session</b>				
36.	001/2022	Status report on critical medical equipment for the treatment of cancer and kidney ailments available at the Kenyatta National Referral Hospital.	Hon. Benard Okoth, MP	Answered 24/2/2022
37.	036/2022	Nature of the recent contractual disagreements between the Kenya Association of Private Hospitals (KAPH) and the National Health Insurance Fund (NHIF).	Hon. Faith Wairimu Gitau, MP	Answered 24/2/2022
38.	038/2022	Status of the Universal Health Coverage (UHC) Programme in Marsabit County?	Hon. Safia Sheikh, MP	Answered 24/2/2022

## 2.6 STATEMENTS

13. All the Five (5) Statements that were referred to the Committee for response in the Twelfth (12<sup>th</sup>) Parliament were responded to.

14. The table below shows the status of requests for statements that were referred to the Committee.

NO.	STATEMENT	STATUS
<b>Sixth Session</b>		
1.	Statement by Hon. Paul Musyimi Nzengu, MP on the Outbreak of Visceral leishmaniasis (VL), commonly known as KALA-ZAR Disease in Mwingi North Constituency.	Responded to on 21/9/2021
2.	Statement by Hon. Peter Kaluma, MP on Statement regarding the COVID-19 pandemic situation in Homa-Bay County and Environs.	Responded to on 13/7/2021
3.	Statement by Hon. Abdulswamad Sheriff Nassir, MP	Responded to on 13/7/2021
4.	Statement by Hon. Gedion Koske, MP on the classification of Bomet County as a Covid-19 Hotspot zone	Responded to on 13/7/2021
5.	Statement by Moses Kuria, MP on Medical products and devices being promoted and sold in the Country by MS Ceragem Kenya Limited	Responded to on 4/11/2021

## 2.7 VETTING

The Committee conducted the vetting of the nominee, Mr. Peter Tum, for approval for appointment as Principal Secretary, State Department of Health and Ministry Of Health on 21<sup>st</sup> February 2018.

## 2.8 BUDGET REVIEW

15. The Committee, in playing its budget-making role, reviewed budget documents namely; budget policy statements for 2018, 2019, 2020, 2021 and 2022, budget estimates for FYs 2018/19, 2019/20, 2020/21, 2021/22 and 2022/23 and supplementary estimates that were submitted to the House for consideration during the period.

## 2.9 PROTOCOLS AND AGREEMENTS

16. During the period, the Committee considered the ratification of the Protocol to Eliminate Illicit Trade in Tobacco Products. The ratification of the Agreement enforces a more forceful and effective response to the illicit tobacco trade.

## 2.10 RETREATS AND WORKSHOPS UNDERTAKEN

17. During this period, the Committee undertook the following local activities

Dates	Venue	Activity

	Dates	Venue	Activity
1.	22-24 January, 2018	Mombasa	Orientation and induction of Members
2.	31 <sup>st</sup> January, 2018	Kenyatta National Hospital	Investigations into the operations of the KNH, including breakdown of equipment, alleged sexual assault, baby theft and surgical mishap
3.	23-27 April, 2018	Kakamega	Devolution Conference with the Council of Governors
4.	14-19 May, 2018	Mombasa	Familiarization retreat with the Ministry of Health and its SAGAs Scrutiny of MOH FY 2018/19 Estimates Visit of Miritini portable clinics site
5.	3 <sup>rd</sup> – 8 <sup>th</sup> September, 2018	Mombasa	Mid-year work plan review and adoption of various reports
6.	5 <sup>th</sup> – 6 <sup>th</sup> October, 2018	Diani	Speaker's roundtable with KEPSA
7.	11 <sup>th</sup> – 14 <sup>th</sup> October, 2018	Mombasa	Retreat with NHIF on its operations
8.	15 <sup>th</sup> November, 2018	Mathari Teaching and Referral Hospital	Fact-finding visit
9.	15 <sup>th</sup> – 18 <sup>th</sup> November, 2018	Naivasha	Retreat with KEMSA on its operations
10.	22 <sup>nd</sup> November, 2018	National Spinal Injury Hospital	Fact-finding visit
11.			
12.	22 <sup>nd</sup> – 24 <sup>th</sup> February 2019.	Kiambu	Consideration of Budget Policy Statement, 2019.
13.	15 <sup>th</sup> -18 <sup>th</sup> April, 2019	Mombasa	Report writing on referral hospitals, KMPDU Petition, the Kenya Medical Laboratory Technicians and Technologist (Amendment) Bill, 2019, the Health (Amendment) Bill, 2019
14.	20 <sup>th</sup> – 25 <sup>th</sup> May, 2019.	Nairobi	Consideration of the Budget Estimates 2019/20 and Supplementary Budget 2018/19 for the Ministry of Health and its agencies.
15.	16 <sup>th</sup> – 19 <sup>th</sup> June, 2019.	Naivasha	Retreat to Consider the National Hospital Insurance Fund (Amendment) Bill, 2019 and The Kenya Food Drugs Authority Bill, 2019 From 6th – 9th June, 2019

	Dates	Venue	Activity
16.	15 <sup>th</sup> -17 <sup>th</sup> March 2020	Machakos County	Consideration of the Health (Amendment) Bill 2019 and the Cancer Prevention and Control (Amendment) Bill, 2020
17.	11 <sup>th</sup> -12 <sup>th</sup> September 2020.	Kiambu County	Consideration of the Committee Inquiry into the Utilization of the Appropriated Funds for COVID19 pandemic to the MoH in FY 2019/2020
18.	16 <sup>th</sup> -20 <sup>th</sup> September 2020.	Mombasa and Kilifi County	Verification Inspection Visits By The Departmental Committee On Health On Covid-19 Funds Probe
19.	24 <sup>th</sup> – 28 <sup>th</sup> September 2020.	Mombasa County	Consideration of the Committee Inquiry into the Utilization of the Appropriated Funds for COVID19 pandemic to the MoH in FY 2019/2020
20.	5 <sup>th</sup> - 9 <sup>th</sup> November 2020	Mombasa County	Consideration of The Assisted Reproductive Technology Bill, 2019

## 2.11 STAKEHOLDER ENGAGEMENT

18. During this period, the Committee engaged with various stakeholders in the execution of its mandate, these include: -

1.	Ministry of Health in relation to various issues including budget scrutiny, Bills listed above and policy issues in the Ministry including Leasing of Medical Equipment for Level 4 and 5 Hospitals, Containerized/ portable clinics programme and CT Scan project on February 2018.
2.	Hosted delegation of Canadian MPs on their fact-finding visit on projects implemented by World Vision Kenya, to a meeting on 14 <sup>th</sup> May, 2018.
3.	Consultative meetings with Kenya Medical Practitioners & Dentists Union and Boresha Maisha Advocacy on the operationalization of the Health Act 2017. Breakfast meetings held on May 2018.
4.	Consultative meeting with National Commission on Science and Technology on issues of biosafety and biosecurity held on June 2018.
5.	Consultative meetings with Kenya National Commission on Human Rights on women's reproductive rights. Breakfast meeting held on 3 <sup>rd</sup> May, 2018.
6.	The Chairperson graced the Nurses Association of Kenya as its chief guest on 11 <sup>th</sup> May, 2018 in Nyeri and 15 <sup>th</sup> Annual Scientific Conference of the Kenya Pharmaceutical Association on 12 <sup>th</sup> May, 2018.
7.	Attended a parliamentary networking meeting on population and development issues organized by the National Council for Population and Development on 26 <sup>th</sup> June, 2018.
8.	Meeting with UNAIDS regional director Dr. Catherine Sozi, on the fight against AIDS, on 11 <sup>th</sup> September, 2018.
9.	Meeting with Optometrists Association of Kenya on their pursuit of regulation, on 27 <sup>th</sup> November, 2018.
10.	Kenya AIDS NGOs Consortium (KANCO) on "vaccines immunization, nutrition and Universal Health

Coverage, (UHC)"- 2 <sup>nd</sup> July, 2019.
11. Global TB Caucus on the Eastern African Parliamentary TB Summit on TB response in the region - 23 <sup>rd</sup> - 25 <sup>th</sup> June, 2019.
12. Ministry of Agriculture, Livestock, Fisheries and Irrigation on Kenya's agricultural biotechnology progress - 11 <sup>th</sup> June, 2019.
13. National Council for population and development on Parliamentary retreat on population and development – 26 <sup>th</sup> -28 <sup>th</sup> June, 2019.
14. Meeting with the Ministry's' of Health Advisory Committee on Blood Donation over the status of the Country's Blood Bank and the Legislation before the House.- 4/5/2020.
15. Meeting with the Council of Governors regarding the Implementation of Universal Health Coverage. - 12/6/2020.
16. Meeting with the Non-Communicable Diseases Alliance regarding the NCD burden in Kenya. – 17/6/2020.
17. Consultative forum between the Ministry of Health and the Committee on Health - National Assembly an Senate on review of pending legislation on 26 <sup>th</sup> - 29 <sup>th</sup> November 2020.
18. Round table meeting on Primary Health Care with the Health NGO'S Network on 10 <sup>th</sup> June 2021.
19. Round table meeting on Primary Health Care with the Health NGO'S Network on 7 <sup>th</sup> July 2021
20. The Committee convened stakeholders meetings on 4 <sup>th</sup> -7 <sup>th</sup> and 21 <sup>st</sup> -26 <sup>th</sup> November, 2021 to deliberate on the cost of healthcare in Kenya.

## 2.12 FOREIGN VISITS

19. During this period, the Committee undertook the following foreign visits-

	Dates	Country Visited	Activity
1.	29 <sup>th</sup> Jan – 3 <sup>rd</sup> Feb, 2018	USA	Meetings Of The Global Parliamentary TB Caucus
2.	21-22 Feb., 2018	Uganda	East African Heads Of State Joint Retreat On Health Development And Infrastructure
3.	16 <sup>th</sup> – 19 <sup>th</sup> April, 2018	USA	Global Parliamentary Conference/ IMF-WB Spring meetings
4.	19 <sup>th</sup> – 20 <sup>th</sup> April, 2018	USA	3 <sup>rd</sup> Annual Universal Health Coverage Forum
5.	23 <sup>rd</sup> – 27 <sup>th</sup> April, 2018	Cuba	International Convention on Public Health
6.	24 <sup>th</sup> – 30 <sup>th</sup> April, 2018	USA	Meetings Of The Global Parliamentary TB Caucus
7.	21 <sup>st</sup> – 26 <sup>th</sup> May, 2018	Switzerland	71 <sup>st</sup> World Health Assembly
8.	23 <sup>rd</sup> – 27 <sup>th</sup> July, 2018	Netherlands	22 <sup>nd</sup> International Aids Conference, Amsterdam
9.	22 <sup>nd</sup> – 25 <sup>th</sup> July, 2018	Lesotho	12 <sup>th</sup> Cervical, Breast and Prostate Cancer Africa Conference, Maseru
10.	16 <sup>th</sup> – 23 <sup>rd</sup> September, 2018	Portugal	Joint Action Policy Day, Lisbon and Hepatitis meeting, Cascais
11.	20 <sup>th</sup> September – 1 <sup>st</sup>	USA	73 <sup>rd</sup> UN General Assembly, New York, USA

	Dates	Country Visited	Activity
	October		
12.	5 <sup>th</sup> -12 <sup>th</sup> October, 2018	Switzerland	8th Session of the Cop8 WHO - Geneva FCTC)
13.	17 <sup>th</sup> -22 <sup>nd</sup> November, 2018	Egypt	AU training workshop on viral hepatitis
14.	27 <sup>th</sup> January – 4 <sup>th</sup> February, 2019	Thailand	Participation in Prince Mahidol Award Conference,
15.	12 <sup>th</sup> – 15 <sup>th</sup> May, 2019	Turkey	study tour at the International Business Development Department of Acibadem Health Group
16.	17 <sup>th</sup> - 20 <sup>th</sup> February 2020.	South Africa	1 <sup>st</sup> Regional Conference on Hepatitis Care in Substance Users in Cape Town, South Africa from,
17.	24 <sup>th</sup> May – 2 <sup>nd</sup> June 2021	Dubai, UAE	Climate Change Responses and Approaches: Roles and Responsibilities of the Legislatures,
18.	28 <sup>th</sup> May – 7 <sup>th</sup> June 2021	Dubai, UAE	Strengthening Health Systems in Kenya- Role of Parliamentary Health Committee
19.	7 <sup>th</sup> - 10 <sup>th</sup> – October, 2021	Texas, USA	East Africa Chamber of Commerce Conference
20.	23 <sup>rd</sup> -24 <sup>th</sup> November, 2021.	Cape Town, South Africa	Visit to the South African Medical Research Council (SAMRC),
21.	20 <sup>th</sup> – 28 <sup>th</sup> November , 2021	Denmark	Benchmarking visit to Denmark on the Kenya Food and Drugs Authority Bill 2019
22.	12 <sup>th</sup> - 19 <sup>th</sup> December, 2021	United Kingdom	Visit to the United Kingdom to meet with the Kenya Nurses and Midwives Association officials to discuss the welfare of the Kenyan Nurses and Midwives in the United Kingdom.
23.	20 <sup>th</sup> - 29 <sup>th</sup> May, 2022	Geneva	75 <sup>th</sup> World Health Assembly

## PART THREE

### 3.0 IMPACT/ACHIEVEMENTS BY THE COMMITTEE

#### (i) Budget Increase

At the beginning of the 12<sup>th</sup> Parliament in 2017, the Budget for the Health Sector was Kshs 78 Billion. This has increased to Kshs. 123 in 2022/23. This means the budget for the Health sector has increased by 58% between 2017/18 and 2022/23, that is, during the five-year tenure of this Committee. Some of the key flagship projects and programmes for which the Committee provided funding in the last five years are:

- a) The Linda mama programme;
- b) The Health Insurance Subsidy Programme (HISP) under the social protection;
- c) Support to level 5 hospitals at the county level through conditional grants;
- d) Support to the National Referral Health facilities;
- e) Support to KMTC and KEMRI, which are two critical learning and research institutions;
- f) Vaccines and immunizations, including family planning/reproductive health commodities;
- g) Funding for TB, HIV and Malaria interventions;
- h) The rollout of Universal Health Care (UHC); and
- i) The COVID 19 pandemic interventions, among others.

The increase in the budget allowed the Committee to provide funding for various capital projects which the Ministry of Health and its SAGA's have been implementing. Some of the projects have been completed during the tenure of this Committee, such as the Molecular Imaging centre at KUTRRH, Kidney Institute at KNH, Commodity Storage Centre at KEMSA, Equipping of Daycare centre at KNH, procurement of cyber knife at KUTRRH, among others. The other projects are long-term and are still ongoing. The Committee has been able to make a number of oversight visits to some of the projects. The Committee recommends that these projects will be completed in the 13<sup>th</sup> Parliament for public benefit.

#### (ii) Universal Health Care (UHC)

It is critical to note that the UHC, as part of the big four agenda, was incepted during the tenure of this Committee. The Committee is credited for setting the pace for the rollout of UHC by approving of resources required to support various UHC interventions.

The Committee was able to support the implementation of the UHC through approval of resources since inception. The Committee approved funding for the UHC pilot programme in four counties, provided resources for provision of HPT's through KEMSA for UHC as well as provided resources for the provision of social health insurance.

This Committee recommends that the 13<sup>th</sup> Parliament Committee will ensure that this flagship project is fully implemented, including bringing on board more ideas to improve its rollout. This will ensure that Kenyans are able to access affordable and quality healthcare.

#### (iii) COVID-19

It was also under the tenure of this Committee that the COVID 19 pandemic broke out in the Country. The Committee was able to approve resources to support the Ministry of Health and the county governments in responding to the pandemic. The Committee recommends that the next Committee supports this course,



including promoting research and local vaccine production through the BIOVAX facility, among others, to ensure that the COVID 19 is fully controlled and does not pose a threat to the wellbeing of the Country.

The Committee stood to the occasion and provided resources to respond to the COVID 19 pandemic in the Country. Through the Committee, the National Referral facilities and selected county hospitals which had high incidences of the virus were able to receive support from the National government to support response to COVID 19 pandemic. Through the support, the hospitals were able to expand infrastructure including bed capacity, installed critical equipment such as oxygen plants, bought ambulances, hired more health care workers among other interventions. Some of these interventions will be used beyond the pandemic and will form part of critical health infrastructure for posterity.

The Committee in support of the COVID 19 pandemic response provided Kshs 5 Billion to county governments to support the response. The funding supported health various health facilities at the county level, expanded their infrastructure , supported establishment of isolation and quarantine centres, counties were able to access PPE's among other interventions.

**(iv) Linda mama programme (free maternity)**

Provision of resources for the Linda mama programme (free maternity) - approximately Kshs 20 Billion was approved by this Committee in the last five years to support women of the reproductive age. The Committee was also able to change the mode of implementation of this programme where initially funds were transferred to county governments as conditional grants to channeling of this funds through NHIF which significantly improved the implementation of this programme.

**(v) Health Insurance Subsidy Programme (HISP)**

The Committee through the approval of resources under the Health Insurance Subsidy Programme (HISP) programme ensured that the orphans, vulnerable children, PWD's and the elderly were able to access medical insurance. It is the Committee expectation that with the full implementation of the UHC, all the vulnerable people in the society will access quality healthcare at affordable and end catastrophic health related expenditures.

**(vi) Operationalization of Kenyatta University Teaching, Research and Referral Hospital (KUTRRH)**

Operationalization of Kenyatta University Teaching, Research and Referral Hospital through allocation of funds. The 600 bed capacity level six Hospital lacked funds to operationalize it despite being fully built and equipped. It is this Committee which provided the resources required for operationalization. Today, the hospital is fully operational, courtesy of the 12th Parliament Health Committee.

**(vii) Mathare Teaching and Referral Hospital**

The Mathare Teaching and Referral Hospital funding has steadily risen under this Committee, and this has gone well to support the Hospital in running its various programmes related to mental health. It is noted that this Hospital was able to secure the title deed to its land which risked being grabbed through the intervention of this Committee. Further, the Committee was able to ensure that this Hospital is recognized as one of the SAGA's within the Ministry of Health which gave it financial autonomy. The Hospital no longer operates as a Department within the Ministry of Health.

### **(viii) Operationalization of key Agencies created by the Health Act**

The Committee has also ensured the operationalization of key Agencies created by the Health Act through funding. These institutions are Kenya Health Professionals Oversight Authority (KHPOA) and Kenya Health Human Resource Advisory Council (KHRAC). These two institutions are critical in providing sanity to the hitherto chaotic health human resources. The two institutions are still at the budding stage and will require more support, especially funding, to ensure they are fully operational. It is the onus of the 13th Parliament Health Committee to midwife these two institutions to their full potential and ensure they deliver as mandated under the Health Act.

### **(ix) Revival of the construction of the Nyayo Korogocho hospital in Mathare**

The Committee started a conversation around the revival of the construction of the Nyayo Korogocho hospital in Mathare, which had stalled for many years. The Committee implored the Nairobi Metropolitan Services (NMS) to prioritize the project to ease up patients' pressure at KNH. It is important to note that this Hospital was completed by the NMS and renamed Mama Margaret Kenyatta Hospital. This health facility and others which have been constructed by the NMS in the city has greatly assisted in easing outpatient traffic at KNH. This has to some extent, allowed KNH to concentrate on its vital role as a referral facility.

### **(x) Managed Equipment Service (MES) Programme and HCIT Component and the CT Scan Project**

In 2018 and 2019 the Committee engaged the Ministry of Health and the Office of the Auditor-General in conducting an inquiry into the project. However, the Committee did not finalize on the inquiry. The MES project contract comes to an end by 2022 and it is for this reason that the Committee recommends to the 13th Parliament Health Committee to establish the following from the Ministry of Health-

- i. Roadmap on its implementation after the contract period lapses;
- ii. The fate of the project after expiry of the contract?;
- iii. How the Ministry will handle contractual obligations relating to the project for instance clearing of pending bills if they exist?;
- iv. If the Ministry intends to renew the project; and
- v. Production of an exit report documenting the successes and challenges of the project.

### **(xi) Cost of Healthcare in Kenya**

The Committee convened stakeholders meetings on 4th -7th and 21st -26th November, 2021 to deliberate on the cost of healthcare in Kenya. The engagement established that the general cost of healthcare in Kenya has several drivers, both internal and external to the health sector. The key inputs to informing pricing include human resources for health, consumables, health products and technologies, governance and management, ICT and infrastructure. Overall, the key cost drivers were attributed to costs in the following areas:

- i. Professional fees
- ii. Procedure fees
- iii. Hospitality fees
- iv. Home based visitation fees
- v. Taxation
- vi. Licensing and insurance fees

- vii. Other permits
- viii. Business permits
- ix. Medical equipment
- x. Devices
- xi. Technologies
- xii. Office and infrastructure costs
- xiii. Lack of enabling policy and legislative framework

The Committee recommended the following:

- iv. Review of general costs of healthcare in the Country, including components of professional fees; and cost of medicine, hospitality and medical devices which will contribute towards the lowering of healthcare costs.
- v. Establishing proposed costs and fee guidelines for each cadre aligned to strategies for lowered healthcare cost.
- vi. Rationalization of the health facility and professional practice license fees.

**Key issues which may require budgetary and policy intervention and which the 13<sup>th</sup> Parliament Health Committee should pursue**

**Implementation of the Universal Health Coverage (UHC)**

- i) The full implementation of the Universal Health Coverage (UHC) as envisioned to ensure that all persons are able to access affordable and quality healthcare.

**Cost of healthcare in Kenya**

- ii) The conversation around the high cost of healthcare in the Country and how to address it. This Committee had mandated the KMPDC to spearhead this conversation and come up with recommendations.

**Budget Increase**

- iii) Lobby for more resources to be allocated to the Health sector at the National level to ensure that the 10% threshold is progressively attained. This is critical given that most of the development partners are sun-setting their support to the Health sector. Given that the donors were crucial contributors to the Health sector budget, the National government needs to support the sector through GOK funding.

**Health projects under the Sports, Arts and Social Development Fund**

- iv) Follow up on the implementation of Health projects under the Sports, Arts and Social Development Fund by calling for disclosure of these projects. The fund regulations require that 60% of the resources be channeled to UHC related projects. This may require the review of the regulations establishing this fund.

**Policy on the trainee doctors (registrars)**

- v) A policy to ensure that the trainee doctors (registrars) stationed at the referral facilities is facilitated by the National government.

**Memorandum of understanding (MOU) between the KUTRRH and Kenyatta University**

- vi) Ensure that the memorandum of understanding (MOU) between the KUTRRH and Kenyatta University regarding the use of the facility by medical students is implemented.

**Establishment of the facility improvement fund (FIF)**

- vii) The establishment of the facility improvement fund (FIF) for county health facilities taking into account the new dispensation where health is devolved.

**Policy on categorization and classification of health facilities**

- viii) A revised policy on categorization and classification of health facilities in the Country in line with the Health Act.

**Revival of the Kenyatta University Children (pediatric) hospital**

- ix) The revival of the Kenyatta University Children (pediatric) hospital is currently stalled. Once completed, this facility will be the only public hospital strictly dealing with Children's issues through treatment and research. It will also be the first one in Eastern and Central Africa.

The 13th Parliament Health Committee will encounter all this, and many more will require closer collaboration between various health sector stakeholders to achieve positive results. This Committee expects that the 13th Parliament Health Committee will be ready for the work ahead and leave a mark in the Health sector.

## PART FOUR

### REASONS AS TO WHY THERE WAS PENDING BUSINESS BY THE END OF 6<sup>TH</sup> SESSION

The Committee experienced the following challenges, which made it difficult for it to discharge its mandate optimally:

- (i) Disruption during virtual meetings due to poor internet connectivity as well as the hence the inability to engage in transacting particular business fully. This mainly affected considerations of voluminous legislation.
- (ii) The COVID-19 pandemic affected the frequency of meetings, and it made it challenging to meet stakeholders to prosecute matters before the Committee. This affected the Committee's efficiency in the execution of its mandate.
- (iii) The Court Ruling on the Petition by the Senate regarding consideration of Bills between the two Houses of Parliament made some Bills to be considered afresh since there was no concurrence. This slowed down the legislative process, especially on the Health-related laws.
- (iv) Unavailability of Government officials when invited for meetings to consider business before the Committee. This made it difficult for the Committee to discharge its mandate effectively.
- (v) Some Members whose business was referred to the Committee were not available when invited for Committee meetings to consider their Questions, Legislative Proposals, Statements or Petitions.
- (vi) Difficulty in raising quorum because of the 2022 General Elections, especially in the Sixth Session, slowed down activities of the Committee.
- (vii) Inadequate committee meeting rooms and furniture occasionally led to delays in starting meetings and cancelling meetings.

SIGNED.....



DATE.....

8/6/2022

HON. SABINA CHEGE, CBS, MP  
CHAIRPERSON,  
DEPARTMENTAL COMMITTEE ON HEALTH

NATIONAL ASSEMBLY	
DATE: 08 JUN 2022	NOV.
TABLED BY:	
CLERK AT THE TABLE:	



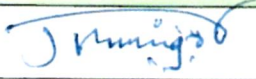

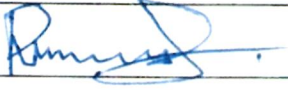
**THE NATIONAL ASSEMBLY**  
**12TH PARLIAMENT - FIFTH SESSION (2021)**  
**HEALTH COMMITTEE**  
**ATTENDANCE REGISTER**

Date: 3/6/2022

Venue: Medusa Conference Room, English Point Marina

**Adoption of the Exit Report for the Health Committee (2017-2022)**

No.	HON MEMBER	SIGNATURE
1.	HON. SABINA CHEGE, MP - <b>CHAIRPERSON</b>	
2.	HON. JOSHUA KUTUNY, MP - <b>VICE/CHAIRPERSON</b>	
3.	HON. DR. ESELI SIMIYU, MP	
4.	HON. DR. JAMES NYIKAL, MP	Virtual
5.	HON. DR. JAMES KIPKOSGEI MURGOR, MP	
6.	HON. DR. MOHAMED DAHIR DUALE, MP	
7.	HON. ALFRED AGOI MASAIDA, MP	
8.	HON. MURIUKI NJAGAGUA, MP	Virtual
9.	HON. JOYCE AKAI EMANIKOR, MP	Virtual
10.	HON. DR. GEDION OCHANDA, MP	Virtual
11.	HON. SARAH PAULATA KORERE, MP	
12.	HON. PROF. MOHAMUD SHEIKH MOHAMED, MP	Virtual

No.	HON MEMBER	SIGNATURE
13.	HON. MARTIN PETERS OWINO, MP	
14.	HON. KIPSENGERET KOROS, MP	Virtual
15.	HON. TONGOYO GABRIEL KOSHAL, MP	
16.	HON. BEATRICE ADAGALA, MP	
17.	HON. SAID HIRIBAE, MP	
18.	HON. (CAPT.) RUWEIDA MOHAMMED, MP	
19.	HON. JAMES GITHUA KAMAU WAMACUKURU, MP	Virtual.

**MINUTES OF THE 54<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON HEALTH HELD IN MEDUSA CONFERENCE ROOM, ENGLISH POINT MARINA ON FRIDAY, 3<sup>RD</sup> JUNE 2022 AT 10:00 A.M.**

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**PRESENT**

1. **The Hon. Sabina Chege, MP** - **Chairperson – Virtual**
2. **The Hon. Joshua Kutuny, MP** – **Vice-Chairperson**
3. The Hon. Dr James Nyikal, MP
4. The Hon. Muriuki Njagagua, MP – Virtual
5. The Hon. Dr Mohamed Dahir Duale, MP
6. The Hon. Joyce Akai Emanikor, MP – Virtual
7. The Hon. Dr Gideon Ochanda, MP
8. The Hon. Prof Mohamud Sheikh Mohamed, MP – Virtual
9. The Hon. Martin Peters Owino, MP – Virtual
10. The Hon. Kipsengeret Koros, MP – Virtual
11. The Hon. Said Hiribae, MP

**ABSENT WITH APOLOGY**

1. The Hon. Dr Eseli Simiyu, MP
2. The Hon. Dr James Kipkosgei Murgor, MP
3. The Hon. Alfred Agoi Masadia, MP
4. The Hon. Beatrice Adagala, MP
5. The Hon. (Capt) Ruweida Mohammed, MP
6. The Hon. Tongoyo Gabriel Koshal, MP
7. The Hon. Sarah Paulata Korere, MP
8. The Hon James Githua Kamau Wamacukuru, MP

**IN ATTENDANCE**

**NATIONAL ASSEMBLY SECRETARIAT**

1. Douglas Katho – Clerk Assistant II
2. Muyodi Emmanuel – Clerk Assistant II
3. Nimrod Ochieng – Audio Officer

**AGENDA**

1. Prayers
2. **Consideration and adoption of the Exit Report of the Departmental Committee on Health (2017-2022).**
3. Any Other Business
4. Adjournment/Date of Next Meeting

**MIN.NO.NA/HEALTH/2022/212: COMMUNICATION FROM THE CHAIRPERSON**

The meeting was called to order at twenty-six minutes past ten o'clock and the Chairperson said the Prayer before inviting the meeting to deliberate on the day's agenda.



MIN.NO.NA/HEALTH/2022/216:

**CONSIDERATION AND ADOPTION OF  
THE EXIT REPORT OF THE  
DEPARTMENTAL COMMITTEE ON  
FINANCE AND NATIONAL PLANNING OF  
THE 12<sup>TH</sup> PARLIAMENT**

The Committee secretariat took the Committee through the Exit Report. Members observed that there was need to include percentages in future reports in order to easily gauge the Committee's performance. Members also observed that there is need to include what was inherited from the previous Committee, detailing what has been accomplished in future exit Reports.

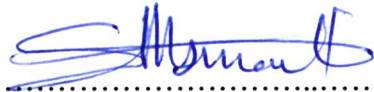
The Exit Report was adopted having been proposed by Hon. Joyce Emanikor, MP and Seconded by Hon. (Capt.) Mohamed Ruweida, MP

MIN.NO.NA/HEALTH/2022/218:

**ADJOURNMENT/DATE OF NEXT  
MEETING**

There being no other business to deliberate on, the meeting was adjourned at seventeen minutes to noon. The next meeting will be held on notice.

SIGNED.....



DATE.....

8/6/2022

**HON. SABINA CHEGE, MP  
(CHAIRPERSON)**