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KAJIADO COUNTY BILLS, 2020

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**THE KAJIADO COUNTY HEALTH IMPROVEMENT FUND
BILL, 2020**

AN ACT of County Assembly of Kajiado to ensure and secure adequate, timely health financing, to increase public investment in health, to provide for the establishment, management and administration of the Kajiado County Health Improvement Fund, provide for the management and administration of health management and oversight teams and for connected purposes

ENACTED by the County Assembly of Kajiado, as follows—

PART I—PRELIMINARY

Short Title and commencement,

1. This Act may be cited as the Kajiado County Health Improvement Fund Act, 2020 and shall come into operation upon publication

Interpretation,

2. In this Act, unless the context otherwise requires—

“Department” means the department responsible for medical services and public health and sanitation as assigned by the County Executive Committee;

“Executive Member” means the County Executive Committee Member responsible for Medical Services and Public Health and Sanitation;

“health related emergencies and disasters” means an unpredictable event that leads to the disruption of normal health service delivery.

Object and Purpose of the Act,

3. The object and purpose of the Act is to—

- (a) provide a framework for the creation of a Health Improvement Fund in the County in accordance with sections 109 (2) of the Public Finance Management Act;
- (b) secure sustainable funding for day to day operations of the department;
- (c) create incentives for the department to sustainably generate resources;
- (d) secure financing for preventive and promotive health services;
- (e) provide for the establishment, management and administration of the Kajiado County Health Improvement Fund;

- (f) provide for the process of appointment of members of boards of hospitals and committees of health facilities;
- (g) provide funds for health related emergencies and disaster; and
- (h) provide a framework for fair, equitable, transparent, competitive and cost effective procurement within the department;

PART II—ESTABLISHMENT AND ADMINISTRATION OF THE FUND

Establishment of the Fund,

4. (1) There is established a fund to be known as the Kajiado County Health Improvement Fund.

(2) There shall be paid into the Fund—

- (a) monies earned or received as user charges or fees payable for services rendered by the department;
- (b) funds received from the free maternity service allocated to the County Government;
- (c) funds received as reimbursements from National Hospital Insurance Fund;
- (d) such monies received as insurance reimbursements from other sources;
- (e) any grants, gifts, donations or bequests;
- (f) any income generated from proceeds of the Fund; and
- (g) grants, donations or bequests from any lawful source;

County Revenue Fund.

5. All monies due to the Fund shall be—

- (a) received and paid into the Fund in full and shall be collected and accounted for through the established accounting system;
- (b) Reimbursed to the department for purposes of defraying its expenses;
- (c) Transferred from the County Revenue Fund to a Special Purpose account for the fund; and
- (d) received and accounted for as Appropriation in Aid.

Administration of the Fund

6. (1) The Chief Officer for the time being responsible for Health Services shall be the Administrator of the Fund.

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- (2) The Fund Administrator shall—
- (a) in the management of the Fund, ensure compliance with the Public Finance Management Act, 2012; and
 - (b) be responsible for the effective, efficient and economic use of the Fund.
 - (c) open and operate bank accounts with a bank to be approved by the County Treasury;
 - (d) supervise and control the administration of the Fund;
 - (e) consult with the Executive Member on matters relating to the administration of the Fund;
 - (f) cause to be kept proper books of accounts and other books and records in relation to the Fund, of all activities and undertakings financed from the Fund;
 - (g) prepare, sign and transmit to the Auditor-General, in respect of each financial year and within three months after the end thereof, a statement of accounts relating to the Fund and submit a copy to the, National Treasury and the statements shall be prepared in such a manner as the Public Sector Accounting Standards Board shall prescribe;
 - (h) furnish additional information which is proper and sufficient for the purpose of examination and audit by the Auditor- General in accordance with the provisions of the Public Audit Act, 2003;
 - (i) prepare a quarterly report on the receipts into and out of the Fund and submit it to the Executive Member for gazettelement by the 21st of every fourth month;
 - (j) prepare, sign and transit to the Executive Member and County Treasury in respect of each financial year and within three months after the end thereof, a statement of accounts relating to the Fund specifying all contributions to the Fund and the expenditure incurred from the Fund, and such details as the treasury may from time to time direct, in accordance with the provisions of the Public Finance Management Act, 2012;
 - (k) furnish such additional information as may be required that is proper and sufficient for the purpose of examination and audit by Auditor- General in accordance with the provisions of the Public Audit Act;
 - (l) prepare in consultation with the department a schedule of annual distribution of resources to health facilities;

- (m) institute prudent measures for the proper utilization for monies deposited in the Funds using suitable internal controls and appropriate mechanism for accountability including audit of accounts by internal auditors;
 - (n) cause to be kept proper books of accounts and records relating to all receipts , payments, assets and liabilities of the Fund and to any other activities and undertakings financed by the Fund.
- (3) Every statement of account shall include details of the balance between the assets and liabilities of the Fund, and shall indicate the financial status of the Fund as at the end of the financial year concerned.

Utilization of the Fund,

7. (1) The Fund shall be used to—
- (a) defray the administrative expenses of the department;
 - (b) support the county and sub county health management teams;
 - (c) support of Level 1 health services
 - (d) promote hospitals, health facilities and public health functions;
 - (e) provide funds for health related emergencies and disaster; and
 - (f) for any other purpose provided for in the Constitution and any other written law.
- (2) The Executive Member in consultation with the Department may impose conditions on the utilization of the Fund including any reasonable, prohibition, restriction or other requirement concerning such use or expenditure.

Expenditure of the Fund,

8. (1) The expenditure incurred on the Fund shall be on the basis of and limited to annual work programmes and cost estimates which shall be prepared by the administrator of the Fund, and approved by the Executive member at the beginning of the financial year to which they relate.
- (2) Any revision of the approved annual work programme, and of any cost estimate, shall be referred to the Executive Member for approval.

Role of the Executive Member,

9. (1) The Executive Member shall provide leadership and policy direction in the overall administration of the Fund.
- (2) For the avoidance of doubt, the Executive Member shall—
- (a) publish guidelines on the fund allocation formula for distribution to hospitals, health facilities and public health functions;

- (b) make regulations to give effect to the objects of the Fund; and
- (c) perform any other functions assigned to him or her under this Act or any other written law.

Lifespan of the Fund,

10. (1) The fund shall exist for a period of ten years.
- (2) The lifespan of the fund may be extended beyond ten years with the authority and concurrence of both the Executive Member and the County Executive Committee Member for the time being responsible for Finance and subsequently with the approval of the County Assembly.

Winding up of the Fund,

11. (1) The County Executive Committee member for the time being responsible for finance, in consultation with the CECM Health may wind up the Fund with the approval of the county assembly.
- (2) On the winding up of the Fund—
- (a) the administrator of the fund shall pay any amount remaining in the fund into the County Exchequer Account; and
 - (b) the County Executive Committee member for finance shall, with the approval of the county assembly, pay any deficit in the fund from the County Exchequer Account.

PART III—HEALTH SERVICES MANAGEMENT

Board of Hospital,

12. (1) A county and a sub-county hospital shall be governed by a Board appointed by the Executive Member comprising—
- (a) a non-executive chairperson;
 - (b) the Medical Superintendent of the hospital who shall be an *ex-officio* member and the secretary;
 - (c) one officer of the department designated by the Executive Member from among members of the county health management team or sub county health management team;
 - (d) one person representing faith based organizations nominated by a joint forum of the organizations in the county or sub county;
 - (e) one person representing nongovernmental organizations providing health services in the county or sub county nominated by a joint forum of non-governmental organizations in the county or sub county;

- (f) one person representing persons with disabilities nominated by the joint forum of organizations of persons with disabilities in the county or sub county;
- (g) one person nominated by the joint forum of health professional bodies in the county or sub county, from amongst their members who are not public officers;
- (h) one person who has knowledge or experience in finance or accounting; and
- (i) one person nominated by organizations involved in provision of health services for women in the county or sub county.

(2) In appointing the members under sub section 1 (a), (d), (e), (f), (g), (h) and (i) the Executive member shall ensure that there are equal opportunities for persons living with disabilities, persons from marginalized communities and that not more than two thirds of the members are of the same gender.

(3) The Board may invite such other member of the county or sub-county hospital management team to attend its meeting as the Board may deem appropriate.

(4) A person shall not be eligible for appointment as a chairperson of a hospital unless the person—

- (a) possesses a degree from a recognized university; and
- (b) has at least five years' experience in management, leadership or administration.

(5) A person shall not be eligible for appointment as a member under subsection (1) (d), (e), (f), (g), (h) and (i) unless the person —

- (a) possesses at least a diploma from a recognized institution;
- (b) has at least five years' experience in community health, development administration or management or accountancy and finance in the case of a person appointed under subsection (h); and
- (c) is a resident of the county or sub county as the case may be.

(6) The term of office of a member appointed under sub section (1) (a), (d), (e) (f), (g), (h) and (i) shall be three years which may be renewed for one further and final term.

(7) The Secretary shall provide secretariat services to the Board.

Functions of the Board

13. The Board shall be responsible for—

- (a) providing oversight over the administration of the hospital;
- (b) promoting the development of the hospital;
- (c) approving plans and programs for implementing county health strategies in the hospital;
- (d) approving estimates before submission to the Executive Member; and
- (e) carrying out any other function assigned by the Executive Member.

Committee of a health centre or dispensary,

14. (1) A health centre or dispensary shall be governed by a committee appointed by the Executive Member, consisting of—

- (a) non-executive chairperson;
- (b) the officer in-charge of the facility, who shall be an *ex-officio* member and the secretary to the committee;
- (c) one person representing faith-based organizations or non-governmental organizations providing health services in the ward nominated by the joint forum of the organizations; and
- (d) two persons nominated by local community members in accordance with the prescribed procedure.

(2) A person shall not be eligible for appointment as a chairperson of a committee of a health center or a dispensary unless the person—

- (a) possesses at least a diploma from a recognized institution;
- (b) has at least three years' experience in management, leadership or administration; and
- (c) a resident in the ward.

(3) A person shall not be eligible for appointment as a member under subsection (1) (c) and (d) unless the person—

- (a) possesses at least a certificate from a recognized institution;
- (b) has at least three years' experience in community health, development administration or leadership; and
- (c) a resident in the ward.

(4) The term of office of a member appointed under sub section (1) (a), (c) and (d) shall be three years which may be renewed for one further and final term.

Functions of a committee of a health centre dispensary

15. The Committee shall be responsible for—

- (a) health centre or dispensary, providing oversight over the administration of the health centre or dispensary;
- (b) promoting the development of the health centre or dispensary;
- (c) approving plans and programs for implementing county health strategies in the health centre or dispensary;
- (d) approving estimates before submission to the Executive Member; and
- (e) carrying out any other function assigned by the Executive Member.

Conduct of business

16. (1) The conduct and regulation of the business and affairs of the board or a committee established under section 12 and 14 shall be as set out in the First Schedule.

(2) Except as provided in the First Schedule, the Boards or the committees may regulate their own procedure.

Vacancy

17. (1) The office of a person appointed under section 12 and 14, shall become vacant if the holder—

- (a) dies;
- (b) resigns from office in writing to the Executive Member; or
- (c) is removed or retired from office by the Executive Member for;
 - (i) serious violation of the Constitution or any other written law including a contravention of Chapter Six;
 - (ii) gross misconduct, whether in the performance the functions of the office;
 - (iii) physical or mental incapacity to perform the functions of the office;
 - (iv) incompetence;
 - (v) being convicted and sentenced of a criminal offense for a period exceeding six months; or
 - (vi) bankruptcy.

Management of county health facilities

18. (1) Subject to section 12 and 14—

- (a) the Medical Superintendent shall be responsible for the day to day management of a hospital; and
- (b) the officer in charge of a health center or a dispensary shall be responsible for the day to day management of the health centre or dispensary.

(2) The Executive Member shall prescribe the manner of management of community health units as per the existing National Guidelines.

Operational guidelines and standards for administration of health facility

19. (1) Subject to such policy, standards and norms the Executive Member may prescribe operational policies and guidelines for management and administration of a county health facility.

(2) Each county health facility shall, with the approval of the Executive Member, establish such professional and management teams as may be necessary for the purposes of effectively carrying out their functions.

County Health Management Team

20. (1) There is established the County Health Management Team.

(2) The County health management team shall consist of—

- (a) the Director of health services who shall be the chairperson;
- (b) the administrative officer of the Department who shall be the secretary;
- (c) all the heads of units in the Department at the county; and
- (d) the Medical superintendents of the county hospitals.

(3) The county health management team shall be responsible for—

- (a) coordinating implementation of health legislations and other health policies in the County;
- (b) providing supervision and support to the management of the county health facilities and the sub county health management teams;
- (c) under the direction of any relevant delegated authority in exercising disciplinary measures over health personnel working in the county;

- (d) reviewing and monitoring the implementation of this Act and advising the Department on appropriate measures to be adopted for effective implementation of this Act;
- (e) facilitating county health facilities in the sub county to comply with the established standards; and
- (f) carrying out any other function as may be assigned by the Executive Member.

(4) The County Health Management Team shall convene at least one quarterly meeting with the sub county health management team.

(5) The County Health Management Team shall prepare and submit quarterly report of its operations to the Department.

(6) The Executive Member shall, in consultation with the County Health Management Team prescribe guidelines for governing operations of the County Health Management Team.

Sub-County Health Management Team

21. (1) There is established in each sub county, a Sub County Health Management Team.

- (2) The sub county health management team shall consist of—
 - (a) the medical officer in-charge of the sub county who shall be the chairperson;
 - (b) the sub county health administrative officer who shall be the secretary;
 - (c) the heads of units in the department at the sub county;
 - (d) the medical superintendents of the sub county hospitals; and
 - (e) any other officer as the Executive Member may designate in consultation with the County Health Management Team.
- (3) The sub county health management team shall be responsible for—
 - (a) coordinating implementation of health legislations and other health policies in the sub county;
 - (b) providing supervision and support to the management of the county health facilities in the sub county;
 - (c) reviewing and monitoring the implementation of this Act;
 - (d) advising the Department on appropriate measures to be adopted for effective implementation of this Act;
 - (e) under the direction of any relevant delegated authority in

exercising disciplinary measures over health personnel working in the sub county;

- (f) carrying out needs and capacity assessment for sub county health facilities;
- (g) in consultation with the county health management team, facilitating capacity building of health personnel at the sub county;
- (h) facilitating county health facilities in the sub county to comply with the established standards; and
- (i) carrying out any other function as may be assigned by the Executive Member.

(4) The Sub county health management team shall prepare and submit quarterly report of its operations to the county health management team.

(5) The Department shall provide secretariat services to the county and sub county health management teams.

(6) The Executive Member shall in consultation with the County Health Management Team and the Sub County Health Management Teams prescribe guidelines for governing operations of the Sub County Health Management Teams.

(7) The Sub County Health Management Team shall meet at least once every month.

Allowances

22. (1) Chairpersons and members of the hospital boards, health centre and dispensary committees and the county and sub county health management, teams shall be paid such allowances as may be guided by the Salaries and Remuneration Commission.

(2) Allowances referred to in subsection (1) shall be payable in relation to four full board meetings annually and any other meeting, which shall not exceed four in a quarter.

PART IV—FINANCIAL PROVISIONS

Funds

23. (1) The funds for financing the implementation of this Act shall consist of—

- (a) monies earned or received as user charges or fees payable for services rendered by the department;

- (b) funds received from the free maternity service allocated to the County Government;
- (c) funds received as reimbursements from National Hospital Insurance Fund;
- (d) such monies received as insurance reimbursements from other sources;
- (e) any grants, gifts, donations or bequests;
- (f) any income generated from proceeds of the Fund; and
- (g) grants, donations or bequests from any lawful source.

(2) Subject to subsection (3) a county health facility may charge such user charges or fees for the services rendered.

(3) The Executive Member shall prescribe the user charges and fees payable under each county health facility as approved by the County Executive Committee and the County Assembly.

Procuring Entity.

24. (1) The Department shall be a procuring entity for the purposes of procuring medical goods and services limited to the utilization of the Fund and for the purposes of implementing this Act.

(2) Notwithstanding subsection (1), a hospital classified as a county hospital shall be a procuring entity.

(3) The Department or a hospital stipulated under subsection (2) shall establish a tender committee in accordance with the Public Procurement and Disposal Act, 2015 and with the approval of the County Treasury.

(4) The Department or a county hospital described under subsection (1) shall only procure goods or services that conform to the standards prescribed under any written law.

Health related emergencies and disasters.

25. (1) The Executive Member may authorize the Fund Administrator to make payments out of the Fund towards health related emergencies and, disasters only if satisfied that there is an urgent and unforeseen need for the expenditure.

(2) For the purposes of subsection (1) there is an urgent and unforeseen need for expenditure towards health related emergencies and disaster if, the Executive Member guided by regulations and relevant laws establishes that—

- (a) payment cannot be delayed until a later financial year without harming the general public interest;
 - (b) the payment is meant to alleviate the damage, loss, hardship or suffering which may be caused directly by the event; and
 - (c) the damage caused by the event is on small scale and limited to the County.
- (3) For the purposes of subsection (1) the unforeseen event is one which—
- (a) threatens damage to human life or welfare; or
 - (b) threatens damage to the environment.

(4) The County Executive Committee Member shall not, during a financial year, authorize payment under subsection (1) if the payment exceeds five per cent of the total monies due to the Fund as shown in the Department's audited financial statements for the previous financial year.

Annual Estimates

26. (1) At least three months before the commencement of each financial year, the Fund Administrator shall cause to be prepared estimates of the revenue and expenditure of the Fund, hospital boards, health centre and dispensary committees and the county and sub county health management teams that year.

(2) The annual estimates shall make provision for all the estimated expenditure for the financial year concerned and, in particular, shall provide for the—

- (a) payment of fund allocation to hospitals, health facilities and public health functions;
- (b) payments to defray administration expenses;
- (c) payment of remuneration or allowances in respect of the chairpersons and members of the various hospital boards, health centre and dispensary committees and the county and sub county health management teams;
- (d) payment towards health related emergencies and disasters;
- (e) any other expenditure necessary or purposes of this Act.

(3) The annual estimates shall be approved by the Department before the commencement of the financial year to which they relate and shall be submitted to the Executive Committee Member for tabling in County Assembly.

Accounts and Audit

27. (1) The Fund Administrator shall cause to be kept all proper books and records of account of the income, expenditure, assets and liabilities under this Act.

(2) Within a period of three months after the end of each financial year, the Fund Administrator shall submit to the Auditor-General the books accounts in respect of that year together with a—

- (a) statement of the income and expenditure during that year; and
- (b) statement of the assets and liabilities on the last day of that financial year.

(3) The annual accounts shall be prepared, audited and reported upon in accordance with the provisions of Articles 226 and 229 of the Constitution and the law relating to public audit.

Bank Accounts.

28. (1) Each hospital board and health facility or dispensary committee shall cause a bank account to be opened for funds to be disbursed to it under this Act.

(2) The account shall be opened and maintained at a commercial bank approved by the County Executive Committee Member in charge of finance.

(3) The signatory to the accounts opened in subsection (1) shall be the Chairperson, officer in –charge or medical superintendent, as the case may be, and one other person appointed by the executive committee member responsible for finance.

(5) The bank signing instructions shall be such that the—

- (a) signature of the person designated by County treasury in respect of the hospitals shall be mandatory;
- (b) signature of the chairman of the dispensary or health centre shall be mandatory

Reports

29. (1) The Fund Administrator shall prepare an annual report, which shall be submitted, to the County Assembly for consideration.

(2) The report shall provide among others for—

- (a) the performance of the Fund against the set targets;
- (b) challenges faced in the implementation of this Act and mitigation measures taken;
- (c) any other matter as may be directed by the Executive Member.

PART V—MISCELLANEOUS PROVISIONS

Code of Conduct

30. The Executive Member shall within one year of coming into force of this Act prescribe, publish and publicize a code of conduct to guide the operations and conduct of chairpersons, members, and any other person assigned a task under this Act.

Offences and penalties,

31. A person who contravenes any of the provisions in this Act commits a crime and shall on conviction be liable to a fine not exceeding three million shillings or imprisonment for a term not exceeding three years, or to both.

Regulations

32. The Executive Committee Member may, in consultation with the County Executive Committee member responsible for Finance, make such regulations as are necessary or expedient to give full effect to or for the carrying out of the provisions of this Act.

Transition and Savings

33. (1) The chairpersons and members of the hospital boards and health centre and dispensary committees established under any other law shall be deemed to be chairpersons and members of the hospital boards and health centre and dispensary committees and shall be reconstituted within six (6) months of the coming into operation of this Act.

(2) Subject to subsection (1) the Executive Member shall revoke such legal notices as shall be appropriate for the reconstitution of the hospital boards and health centre and dispensary committees.

SCHEDULE**PROVISIONS AS TO THE CONDUCT OF BUSINESS AND AFFAIRS OF THE BOARDS AND COMMITTEES (Sec. 12 and 14)****Board or Committee Meetings**

1. (1) The Board or Committee shall meet not less than four times in every financial year and not more than four months shall elapse between the date of one meeting and the date of the next meeting.

(2) Notwithstanding the provisions of sub paragraph (2), above, the chairperson may, and upon requisition in writing by at least four members, shall convene a special meeting of the board at any time for the transaction of the business of the Board or Committee.

(3) Unless three quarters of the total members of the Board or Committee otherwise agree, at least fourteen days' written notice of every meeting of the Board shall be given to every member of the Board or Committee.

(4) The chairperson shall preside at every meeting of the Board or Committee at which he is present, but in his absence, the members present shall elect one of their members to preside, who shall, with respect to that meeting and the business transacted thereat, have all the powers of the chairperson.

(5) Unless a unanimous decision is reached, a decision on any matter before the Board or Committee shall be by a majority of votes of the members present and voting and, in the case of an equality of votes, the chairperson or the person presiding shall have a casting vote.

(6) Subject to subparagraph (5), no proceedings of the Board or Committee shall be invalid by reason only of a vacancy among the members thereof.

Conflict of Interest

2. (1) If a member is directly or indirectly interested in an outcome of any decision of the Board or Committee or other matter before the Board or Committee and is present at a meeting of the Board or Committee at which the matter is the subject of consideration, that member shall, at the meeting as soon practicable after the commencement thereof, disclose the fact and shall not take part in the consideration or discussion of, or vote on, any questions with respect to the contract or other matter, or be counted in the quorum of the meeting during consideration of the matter:

Provided that, if the majority of the members present are of the opinion that the experience or expertise of such member is vital to the

deliberations of the meeting, the Board or Committee may permit the member to participate in the deliberations subject to such restriction as it may impose but such member shall not have the right to vote on the matter in question.

(2) A member of the Board or Committee shall be considered to have a conflict of interest for the purpose of this Act if he acquires any pecuniary or other interest that could conflict with the proper performance of his duties as a member or employee of the Board or Committee.

(3) Where the Board or Committee becomes aware that a member has a conflict of interest in relation to any matter before the Board or Committee, the Board or Committee shall direct the

member to refrain from taking part, or taking any further part, in the consideration or determination of the matter.

(4) If the chairperson has conflict of interest, he shall, in addition to complying with the other provisions of this section, disclose the conflict that exists to the board in writing.

(5) Upon the Board or Committee becoming aware of any conflict of interest, it shall make a determination as to whether in future the conflict is likely to interfere significantly with the proper and effective performance of the functions and duties of the member or the Board or Committee and the member with the conflict of interest shall not vote on this determination

(6) Where the Board or Committee determines that the conflict is likely to interfere significantly with the member's proper and effective performance, the members shall resign unless the member has eliminated the conflict to the satisfaction of the Board or Committee within thirty days

(7) The Board or Committee shall report to the department any determination by the Board or Committee that a conflict is likely to interfere significantly with performance as above and whether or not the conflict has been eliminated to the satisfaction of the Board or Committee.

(8) The Board or Committee shall prepare annual report which shall disclose details of all conflicts of interest and determinations arising during the period covered by the report.

(9) A disclosure of interest made under this paragraph shall be recorded in the minutes of the meeting at which it is made.

(10) A member of the Board or Committee who fails to declare conflict of interest where such is the case commits an offence and is guilty of misconduct.

MEMORANDUM OF OBJECTS AND REASONS

The principal object of this Bill is to provide a framework to ensure and secure adequate, timely health financing, to increase public investment in health, to provide for the establishment, management and administration of the Kajiado County Health Improvement Fund, provide for the management and administration of health management and oversight teams and for connected purposes.

Part II of the Bill establishes a fund to be known as the Kajiado County Health Improvement Fund. It further sets out guidelines on administration of the Fund, utilization of the Fund. It also empowers the executive committee member to administer the Act and fund.

Part III of the Bill sets up a health services management by establishing a board of hospital for every sub-county hospital and a Committee for every health centre or dispensary. This section further sets out operational guidelines and standards for administration.

Part IV of the Bill is on Financial provision and it obligates the fund administrator to cause to be prepared estimates of the revenue and expenditure of the Fund. In addition, cause to be kept all proper books and records of account of the income, expenditure assets and liabilities.

Part V of the Bill- Miscellaneous provisions. This sets out the code of conduct, the offences, and penalties. In addition, the executive committee member is obligated to develop regulations necessary or expedient to give full effect to or for the carrying out of this Act.

Statement on Constitutionality

This Bill does not limit any fundamental rights and freedoms.

The Bill will occasion additional expenditure for purposes of Article 114 of the Constitution as the enactment.

Dated the 10th July, 2020.

MOSES SAOYO,
*Chairperson, Medical Services,
Public Health and Sanitation Committee*