

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE RESOLUTION

No. 32 Session of
2011

INTRODUCED BY PILEGGI AND COSTA, JUNE 6, 2011

REFERRED TO RULES AND EXECUTIVE NOMINATIONS, JUNE 6, 2011

A RESOLUTION

1 Providing for the Rules of the Senate for the 195th and 196th
2 Regular Session.

3 RESOLVED, That Senate Resolution No. 1, Printer's No. 1
4 (2011), Senate Resolution No. 4, Printer's No. 4 (2011) and
5 Senate Resolution No. 45, Printer's No. 658 (2011) be repealed
6 effective September 1, 2011.

7 RESOLVED, That the following be adopted as the Rules of the
8 Senate for the governing of the 195th and 196th Regular Session
9 effective September 1, 2011.

10 (2011-2012)

11 RULES OF THE SENATE OF PENNSYLVANIA

12 I SESSIONS

13 Regular and Special

14 1. The General Assembly shall be a continuing body during
15 the term for which its Representatives are elected. It shall
16 meet at twelve o'clock noon on the first Tuesday of January each
17 year. Special sessions shall be called by the Governor on
18 petition of a majority of the Members elected to each House or

1 may be called by the Governor whenever in his opinion the public
2 interest requires. (Const. Art. 2, Sec. 4)

3 Weekly

4 2. The Senate shall convene its weekly sessions on Monday,
5 unless the Senate shall otherwise direct.

6 II PRESIDENT

7 The Lieutenant Governor shall be President of the Senate.
8 (Const. Art. 4, Sec. 4)

9 III DUTIES OF THE PRESIDENT

10 1. The President shall:

11 (a) Take the chair on every legislative day at the hour to
12 which the Senate stands recessed, immediately call the Senators
13 to order, and proceed with the Order of Business of the Senate.

14 (b) While in session have general direction of the Senate
15 Chamber. It shall be the President's duty to preserve order and
16 decorum, and, in case of disturbance or disorderly conduct in
17 the Chamber or galleries, may cause the same to be cleared. When
18 in the President's opinion there arises a case of extreme
19 disturbance or emergency the President shall, with the
20 concurrence of the President Pro Tempore, the Majority and
21 Minority Leaders, recess the Senate. Such recess shall not
22 extend beyond the limitation imposed by Article 2, Section 14 of
23 the Constitution.

24 (c) During debate, prevent personal references or questions
25 as to motive, and confine Senators, in debate, to the question.

26 (d) Decide, when two or more Senators arise, who shall be
27 first to speak.

28 (e) In the presence of the Senate, within one legislative
29 day after receipt or adoption, sign all bills and joint
30 resolutions which have passed both Houses after their titles

1 have been read.

2 (f) Sign resolutions, orders, writs, warrants and subpoenas
3 issued by order of the Senate. The signature shall be attested
4 by the Secretary-Parliamentarian of the Senate, or, if absent,
5 by the Chief Clerk; and the fact of signing shall be entered in
6 the Journal.

7 (g) Decide all points of order, subject to appeal, giving,
8 however, any Member called to order the right to extenuate or
9 justify. Debate shall not be permitted unless there be an appeal
10 from a decision of the President in which event the President
11 shall submit the question to the whole Senate for decision. The
12 President shall submit points of order involving the
13 constitutionality of any matter to the Senate for decision.
14 Questions of order submitted to the Senate may be debated.

15 IV PRESIDENT PRO TEMPORE

16 1. (a) The Senate shall, at the beginning and close of each
17 regular session and at such other times as may be necessary,
18 elect one of its Members President Pro Tempore, who shall
19 perform the duties of the Lieutenant Governor in any case of
20 absence or disability of that officer, and whenever the office
21 of Lieutenant Governor shall be vacant. (Const. Art. 2, Sec. 9)

22 (b) The vote of a majority of the Members voting shall be
23 required to elect a President Pro Tempore. Except at the
24 beginning and close of each regular session, the Senate shall
25 only elect a President Pro Tempore when the office has become
26 vacant and the vote of the majority of the Members elected shall
27 be required to vacate the office of a seated President Pro
28 Tempore.

29 V DUTIES OF PRESIDENT PRO TEMPORE

30 1. The President Pro Tempore shall:

1 (a) Appoint the Chair, Vice-Chair and members of the
2 Standing Committees of the Senate as soon after the election of
3 the President Pro Tempore as possible.

4 (b) Appoint members to special committees whenever
5 authorized.

6 (c) Fill all vacancies occurring in standing and special
7 committees.

8 (d) Refer to the appropriate standing committee, every bill
9 and joint resolution which may be introduced in the Senate or
10 received from the House of Representatives.

11 (e) Appoint and have under the President Pro Tempore's
12 direction such Senate employees as are authorized by law.

13 (f) Vote last on all questions when occupying the Chair.

14 2. The President Pro Tempore may:

15 (a) Name any Senator to preside in the absence of the
16 President, or if both the President and President Pro Tempore
17 are absent the Majority Leader, or the Majority Leader's
18 designee, shall preside. The Majority Leader, during such time,
19 shall be vested with all powers of the President. This authority
20 shall not extend beyond a day's recess.

21 VI DUTIES OF THE SECRETARY-PARLIAMENTARIAN

22 1. At the beginning of each regular session convening in an
23 odd-numbered year and at other times as may be necessary, the
24 Senate shall elect a Secretary-Parliamentarian of the Senate.

25 2. The Secretary-Parliamentarian of the Senate shall:

26 (a) Assist the presiding officer in conducting the business
27 of the session.

28 (b) Act in the capacity of Parliamentarian.

29 3. The Secretary-Parliamentarian of the Senate shall,
30 subject to the direction of the President Pro Tempore:

1 (a) Direct the following functions: (1) amending bills in
2 the Senate; (2) preparing and publishing the Senate Calendar;
3 (3) publication of the Senate History. (4) numbering Senate
4 bills as they are introduced and causing them to be distributed
5 to the chair of the committee to which they are referred and
6 receiving a receipt for same; (5) printing of bills.

7 (b) Keep a record of the Senate action on a bill on a
8 special record sheet attached to the bill after it has been
9 reported from committee.

10 (c) Keep a record of all leaves granted by the Senate by
11 compiling the leave requests submitted by a member and
12 transmitted to the Secretary-Parliamentarian by the respective
13 floor leaders. These records shall be retained only for the
14 duration of the two-year legislative session. Further, these
15 records shall be available for public inspection upon request.

16 (d) Transmit all bills, joint resolutions, concurrent
17 resolutions and other communications to the House of
18 Representatives within one legislative day of final passage or
19 adoption, and each shall be accompanied by a message stating the
20 title to the measure being transmitted and requesting
21 concurrence of the House, as required.

22 (e) Attest all writs, warrants and subpoenas issued by order
23 of the Senate; certify as to the passage of Senate Bills and the
24 approval of executive nominations.

25 (f) Supervise the Senate Library, assist Senators by making
26 reference material available to them and perform any duties
27 assigned to the Senate Librarian by any statute.

28 (g) Supervise the Chief Sergeant-at-Arms, the Senate Bill
29 Room, the Senate Print Shop, the Official Reporter's Office and
30 the Senate Page Service.

1 4. The Secretary-Parliamentarian of the Senate shall post
2 each roll call vote taken in the Senate on the Internet website
3 maintained by the Senate immediately, but in no case later than
4 24 hours after the vote. Each roll call vote shall be posted in
5 a manner which clearly identifies the bill, resolution or other
6 subject of the vote.

7 5. The Secretary-Parliamentarian of the Senate shall post
8 the Legislative Journal of the Senate on the Internet website
9 maintained by the Senate upon approval of the Journal or within
10 45 calendar days of each session day, whichever is earlier. If
11 the Secretary-Parliamentarian posts the Legislative Journal on
12 the Internet website prior to Senate approval, the copy shall be
13 marked "Official Reporter's Document."

14 VII DUTIES OF THE CHIEF CLERK

15 1. At the beginning of each regular session convening in an
16 odd-numbered year and whenever necessary, the Senate shall elect
17 a Chief Clerk of the Senate.

18 2. The Chief Clerk shall be the chief fiscal officer of the
19 Senate and shall perform those duties prescribed in section 2.4
20 of the act of January 10, 1968 (1967 P.L.925, No.417), referred
21 to as the Legislative Officers and Employees Law. In addition,
22 the Chief Clerk, subject to the direction of the President Pro
23 Tempore, shall perform those powers and duties prescribed in the
24 Financial Operating Rules of the Senate. In the absence of the
25 Secretary-Parliamentarian, the Chief Clerk shall, subject to the
26 direction of the President Pro Tempore, attest all writs,
27 warrants and subpoenas issued by order of the Senate and shall
28 certify as to the passage of Senate Bills and the approval of
29 executive nominations.

30 VIII DUTIES OF THE SERGEANT-AT-ARMS

1	Fifth	Asking of leaves of absence. No
2		Senator shall absent himself
3		without leave of the Senate,
4		first obtained, unless prevented
5		from attendance by sickness, or
6		other sufficient cause.
7	Sixth	Approval of Journals of
8		preceding session days.
9	Seventh	Offering of original
10		resolutions.
11	Eighth	Introduction of Guests.
12	Ninth	Consideration of the Calendar.
13		Any bill or resolution on the
14		Calendar not finally acted upon
15		within ten legislative days
16		shall be removed from the
17		Calendar and laid on the table,
18		unless the Senate shall
19		otherwise direct.
20	Tenth	Consideration of Executive
21		Nominations.
22	Eleventh	Unfinished Business. Reports of
23		Committees. Unanimous consent
24		resolutions. Congratulatory and
25		condolence resolutions.
26	Twelfth	First consideration of bills
27		reported from committee, which,
28		at this time, shall not be
29		subject to amendment, debate or
30		a vote thereon.

1 Thirteenth Announcements by the Secretary-
2 Parliamentarian.
3 Fourteenth Introduction of Petitions and
4 Remonstrances.
5 Fifteenth Recess.

6 Special Order of Business

7 2. Any subject may, by a vote of a majority of the Members
8 present, be made a special order; and when the time so fixed for
9 its consideration arrives, the presiding officer shall lay it
10 before the Senate.

11 X ORDER AND DECORUM

12 Recognition

13 1. Any Senator who desires to speak or deliver any matter to
14 the Senate shall rise and respectfully address the presiding
15 officer as "Mr. President" or "Madam President," and on being
16 recognized, may address the Senate at a microphone located on
17 the floor of the chamber.

18 Avoiding Personal References

19 2. Any Senator addressing the Senate shall confine remarks
20 to the question under debate, avoiding personal references or
21 questions as to motive.

22 Speaking Out of Order

23 3. If any Senator transgresses the Rules of the Senate, in
24 speaking or otherwise, the presiding officer may, or any Senator
25 may through the presiding officer, call that Senator to order.

26 Speaking More than Twice

27 4. No Senator shall speak more than twice on one question
28 without leave of the Senate.

29 Decorum

30 5. When a Senator is speaking, no other person shall pass

1 between the Senator and the presiding officer.

2 Order and Privilege

3 6. No Senator speaking shall be interrupted except by a call
4 to order, a question of privilege, or a call for the previous
5 question, without the consent of the Senator speaking, and no
6 Senator shall speak on a question after it is put to a vote.

7 Questions of Order

8 7. The presiding officer shall decide all questions of
9 order, subject to appeal by any member. No debate shall be
10 allowed on questions of order, unless there is an appeal. A
11 second point of order on the same general subject, but not the
12 same point, is not in order while an appeal is pending, but when
13 the first appeal is decided, laid on the table or otherwise
14 disposed of, the second point of order is in order and is
15 subject to appeal. While an appeal is pending, no other business
16 is in order. It is within the discretion of the presiding
17 officer as to whether to vacate the chair on an appeal.

18 Question When Interrupted

19 8. A question regularly before the Senate can be interrupted
20 only by a call for the previous question, for amendment,
21 postponement, to lay on the table, commitment, recess or
22 adjournment sine die.

23 Use of Tobacco Products

24 9. No tobacco products, including cigarettes, cigars, pipes
25 and chewing tobacco shall be used in the Senate Chamber or in
26 Senate Committee Rooms.

27 Cell Phones

28 10. In the Senate Chamber, cell phones and similar portable
29 communication devices shall be set to silent mode.

30 XI MOTIONS

1 Motions Which Permit Limited Debate

2 4. On the motion to postpone, the question of postponement
3 is open to debate, but the main question is not.

4 5. The motion to commit or recommit to committee is
5 debatable as to the propriety of the reference, but the main
6 question is not open to debate.

7 6. The motion to amend is debatable on the amendments only
8 and does not open the main question to debate.

9 Seconding Motions

10 7. All motions except for the previous questions (which
11 shall be moved by not less than four Senators) may be made
12 without a second.

13 Recessing and Convening

14 8. (a) A motion to recess shall always be in order, except
15 when on the call for the previous question, the main question
16 shall have been ordered to be now put, or when a Member has the
17 floor and shall be decided without debate.

18 (b) A motion to recess, adopted and not having a reconvening
19 time, the Senate will meet the following day at 10:00 a.m.

20 (c) The Senate shall not convene earlier than 8:00 a.m.
21 unless the Senate adopts a motion that sets forth the need to
22 convene earlier than 8:00 a.m.

23 (d) The Senate shall not recess later than 11:00 p.m. each
24 session day unless the Senate adopts a motion that sets forth
25 the need to recess later than 11:00 p.m.

26 Motion for Previous Question

27 9. Pending the consideration of any question before the
28 Senate, a Senator may call for the previous question, and if
29 seconded by four Senators, the President shall submit the
30 question: "Shall the main question now be put?" If a majority

1 vote is in favor of it, the main question shall be ordered, the
2 effect of which shall cut off all further amendments and debate,
3 and bring the Senate to a direct vote first upon the pending
4 amendments and motions, if there be any, then upon the main
5 proposition. The previous question may be ordered on any pending
6 amendment or motion before the Senate.

7 Motion to Lay on Table

8 10. The motion to lay on the table is not debatable and the
9 effect of the adoption of this motion is to place on the table
10 the pending question and everything adhering to it. Questions
11 laid on the table remain there for the entire session unless
12 taken up before the session closes.

13 Motion to Take from Table

14 11. A motion to take from the table, a bill or other
15 subject, is in order under the same order of business in which
16 the matter was tabled. It shall be decided without debate or
17 amendment.

18 Reconsideration

19 12. When a question has once been made and carried in the
20 affirmative or negative, it shall be in order to move the
21 reconsideration thereof. When the Senate has been equally
22 divided on a question, or a bill shall have failed to pass, by
23 reason of not having received the number of votes required by
24 the Constitution, it shall be in order to move the
25 reconsideration thereof.

26 Provided, however, that no motion for the reconsideration of
27 any vote shall be in order after a bill, resolution, report,
28 amendment or motion upon which the vote was taken shall have
29 gone out of the possession of the Senate.

30 Provided, further, that no motion for reconsideration shall

1 be in order unless made on the same day on which the vote was
2 taken, or within the next five days of voting session of the
3 Senate thereafter.

4 A motion to reconsider the same question a third time is not
5 in order.

6 When a bill, resolution, report, amendment, order, or
7 communication, upon which a vote has been taken, shall have gone
8 out of the possession of the Senate and been sent to the House
9 of Representatives or to the Governor, the motion to reconsider
10 shall not be in order until a resolution has been passed to
11 request the House or Governor to return the same and the same
12 shall have been returned to the possession of the Senate.

13 XII BILLS

14 Passage of Bills

15 1. (a) No law shall be passed except by bill, and no bill
16 shall be so altered or amended, on its passage through either
17 House, as to change its original purpose. (Const. Art. 3, Sec.
18 1)

19 (b) No alteration or amendment shall be considered which is
20 not appropriate and closely allied to the original purpose of
21 the bill. If a bill has been amended after being reported by the
22 Appropriations Committee and if the amendment may require the
23 expenditure of Commonwealth funds or funds of a political
24 subdivision or cause a loss of revenue to the Commonwealth or a
25 political subdivision, the Appropriations Committee shall make a
26 fiscal note reflecting the impact of the amendment available to
27 the Senators.

28 Reference and Printing

29 2. No bill shall be considered unless referred to a
30 committee, printed for the use of the members and returned

1 therefrom. (Const. Art. 3, Sec. 2)

2 Form of Bills

3 3. No bill shall be passed containing more than one subject,
4 which shall be clearly expressed in its title, except a general
5 appropriation bill or a bill codifying or compiling the law or a
6 part thereof. (Const. Art. 3, Sec. 3)

7 Consideration of Bills

8 4. Every bill shall be considered on three different days in
9 each House. All amendments made thereto shall be printed for the
10 use of the members before the final vote is taken on the bill
11 and before the final vote is taken, upon written request
12 addressed to the presiding officer of either House by at least
13 twenty-five per cent of the Members elected to that House, any
14 bill shall be read at length in that House. No bill shall become
15 a law, unless on its final passage the vote is taken by yeas and
16 nays, the names of the persons voting for and against it are
17 entered on the Journal, and a majority of the Members elected to
18 each House is recorded thereon as voting in its favor. (Const.
19 Art. 3, Sec. 4)

20 Local and Special Bills

21 5. No local or special bill shall be passed unless notice of
22 the intention to apply therefor shall have been published in the
23 locality where the matter or the thing to be effected may be
24 situated, which notice shall be at least thirty days prior to
25 the introduction into the General Assembly of such bill and in
26 the manner to be provided by law; the evidence of such notice
27 having been published, shall be exhibited in the General
28 Assembly, before such act shall be passed. (Const. Art. 3, Sec.
29 7)

30 Revenue Bills

1 6. All bills for raising revenue shall originate in the
2 House of Representatives, but the Senate may propose amendments
3 as in other bills. (Const. Art. 3, Sec. 10)

4 Appropriation Bills

5 7. (a) The general appropriation bill shall embrace nothing
6 but appropriations for the executive, legislative and judicial
7 departments of the Commonwealth, for the public debt and for
8 public schools. All other appropriations shall be made by
9 separate bills, each embracing but one subject. (Const. Art. 3,
10 Sec. 11)

11 (b) No appropriation shall be made for charitable,
12 educational or benevolent purposes to any person or community
13 nor to any denomination and sectarian institution, corporation
14 or association: Provided, That appropriations may be made for
15 pensions or gratuities for military service and to blind persons
16 twenty-one years of age and upwards and for assistance to
17 mothers having dependent children and to aged persons without
18 adequate means of support and in the form of scholarship grants
19 or loans for higher educational purposes to residents of the
20 Commonwealth enrolled in institutions of higher learning except
21 that no scholarship, grants or loans for higher educational
22 purposes shall be given to persons enrolled in a theological
23 seminary or school of theology. (Const. Art. 3, Sec. 29)

24 Charitable and Educational Appropriations

25 8. No appropriation shall be made to any charitable or
26 educational institution not under the absolute control of the
27 Commonwealth, other than normal schools established by law for
28 the professional training of teachers for the public schools of
29 the State, except by a vote of two-thirds of all the members
30 elected to each House. (Const. Art. 3, Sec. 30)

Land Transfer Legislation

8.1. No bills granting or conveying Commonwealth land or taking title thereto shall be reported by any committee of the Senate unless there has been filed with the Secretary-Parliamentarian and the Chair of the Reporting Committee, a memorandum from the Department of General Services indicating the use to which the property is presently employed, the full consideration for the transfer, if any, a departmental appraisal of the property, including its valuation and a list of recorded liens and encumbrances, if any, the use to which the property will be employed upon its transfer, the date by which the land is needed for its new use, and the senatorial district or districts in which the land is located. The memorandum shall be filed within 60 days after a request is made for same and contain a statement by a responsible person in the Department of General Services indicating whether or not the departments involved favor the transfer which is the subject of the bill under consideration.

8.2. No amendment granting or conveying Commonwealth land or taking title thereto shall be considered by the Senate unless there has been filed with the Secretary-Parliamentarian and the Chair of the committee reporting the bill, a memorandum from the Department of General Services indicating the use to which the property is presently employed, the full consideration for the transfer, if any, a departmental appraisal of the property, including its valuation and a list of recorded liens and encumbrances, if any, the use to which the property will be employed upon its transfer, the date by which the land is needed for its new use, the senatorial district or districts in which the land is located and a statement by a responsible person in

1 the Department of General Services indicating whether or not the
2 departments involved favor the transfer which is the subject of
3 the amendment under consideration. The sponsor of the amendment
4 may request the memorandum from the Department of General
5 Services.

6 Consideration - Second Regular Session

7 9. All bills, joint resolutions, resolutions, concurrent
8 resolutions, or other matters pending before the Senate upon the
9 recess of a first regular session convening in an odd-numbered
10 year shall maintain their status and be pending before a second
11 regular session convening in an even-numbered year but not
12 beyond adjournment sine die or November 30th of such year,
13 whichever first occurs.

14 Introduction

15 10. All bills shall be introduced in quadruplicate. A
16 sponsor may be added after a bill has been printed but the
17 addition of sponsors shall not require that the bill be
18 reprinted. All bills shall be examined by the Legislative
19 Reference Bureau for correctness as to form and shall be
20 imprinted with the stamp of the Bureau before being filed with
21 the Secretary-Parliamentarian for introduction.

22 Character of Bills to be Introduced

23 11. No Member shall introduce, nor shall any committee
24 report any bill for the action of the Senate, proposing to
25 legislate upon any of the subjects prohibited by Article III,
26 section 32 of the Constitution.

27 Printing of Amended Bills

28 12. All bills reported or re-reported from committee, if
29 amended by the committee, and all bills on the Calendar, if
30 amended by the Senate, shall be reprinted and a new printer's

1 number assigned thereto before any action is taken thereon.

2 No bill or joint resolution re-reported from committee as
3 amended shall be voted on final passage until at least six hours
4 have elapsed from the time of the committee report.

5 First Consideration

6 13. Bills on first consideration shall not be subject to
7 amendment, debate or a vote thereon.

8 Second Consideration

9 14. Bills on second consideration may be subject to
10 amendment, debate and a vote thereon.

11 Third Consideration and Final Passage

12 15. (a) Bills on third consideration may be amended and are
13 subject to debate. Bills on final passage may not be amended but
14 are open to debate. The vote on final passage shall be taken by
15 a roll call. The names of the Senators voting for and against
16 shall be recorded, entered in the Journal and posted on the
17 Internet website maintained by the Senate. No bill shall be
18 declared passed unless a majority of all Senators elected to the
19 Senate shall be recorded as voting for the same.

20 (b) No bill which may require an expenditure of Commonwealth
21 funds or funds of any political subdivision or cause a loss of
22 revenue to the Commonwealth or any political subdivision shall
23 be given third consideration on the Calendar until it has been
24 referred to the Appropriations Committee and a fiscal note
25 attached thereto.

26 (b.1) In obtaining the information required by these Rules,
27 the Appropriations Committee may utilize the services of the
28 Budget Office and any other State agency as may be necessary.

29 (b.2) No bills appropriating money for charitable or
30 benevolent purposes shall be considered finally until after the

1 general appropriation bill shall have been reported from
2 committee.

3 16. (a) It shall not be in order, by suspension of this
4 Rule or otherwise, to consider a bill on final passage unless it
5 is printed, together with amendments, if any, and made available
6 to the Senators.

7 (b) No bill or joint resolution amended on third
8 consideration shall be voted on final passage until at least six
9 hours have elapsed from the time of adoption of the amendment.

10 Pre-Filing of Bills, Joint Resolutions
11 and Resolutions

12 17. Any Senator or Senator-elect may file bills, joint
13 resolutions and resolutions with the Secretary-Parliamentarian
14 of the Senate commencing on December 15 of each even-numbered
15 year. The Secretary-Parliamentarian of the Senate shall number
16 the bills, joint resolutions and resolutions and shall have them
17 available for distribution. Upon the naming of the committees of
18 the Senate at the convening of a First Regular Session, the
19 President Pro Tempore shall refer all prefiled measures to the
20 proper committee within 14 calendar days.

21 Normal Filing of Bills, Joint Resolutions
22 and Resolutions

23 18. Senators may introduce bills, joint resolutions and
24 resolutions by filing the same with the Secretary-
25 Parliamentarian of the Senate. The Secretary-Parliamentarian of
26 the Senate shall number the bills, joint resolutions and
27 resolutions and shall notify the President Pro Tempore of the
28 fact of such filing.

29 Referral to Committee by President Pro Tempore

30 19. Every bill, joint resolution and resolution introduced

1 by a Senator or received from the House of Representatives shall
2 be referred by the President Pro Tempore to the appropriate
3 committee within 14 calendar days. Upon referral, the Secretary-
4 Parliamentarian of the Senate shall deliver the bills, joint
5 resolutions and resolutions to the committees to which they have
6 been referred. The Secretary-Parliamentarian of the Senate shall
7 have the bills, joint resolutions and resolutions available for
8 distribution.

9 XIII AMENDMENTS

10 When in Order

11 1. Amendments shall be in order when a bill is reported or
12 re-reported from committee, on second consideration and on third
13 consideration. No amendments shall be received by the presiding
14 officer or considered by the Senate which destroys the general
15 sense of the original bill, or is not appropriate and closely
16 allied to the original purpose of the bill. Any Member, upon
17 request, must be furnished a copy of a proposed amendment and be
18 given a reasonable opportunity to consider same before being
19 required to vote thereon.

20 2. Amendments offered on the floor shall be read by the
21 clerk and stated by the presiding officer to the Senate before
22 being acted upon. Amendments shall be presented with at least
23 four typewritten copies obtained through the Legislative
24 Reference Bureau, which shall have the Sponsor identified. No
25 amendment may be considered by the Senate until the Secretary-
26 Parliamentarian of the Senate has posted the amendment on the
27 Internet website maintained by the Senate.

28 3. Amendments to bills or other main motions or questions
29 before the Senate may be tabled. When an amendment proposed to
30 any bill or other main motion or question before the Senate is

1 laid on the table, it shall not carry with it or prejudice the
2 bill, main motion or question. A motion to take an amendment
3 from the table shall only be in order if the bill or other main
4 motion or question remains before the Senate for decision. The
5 motion to take an amendment from the table is not debatable and
6 shall have the same precedence as the motion to amend.

7 Amendments Reconsidering-Revert to Prior Print

8 4. Amendments adopted or defeated may not be again
9 considered without reconsidering the vote by which said
10 amendments were adopted or defeated, unless a majority vote of
11 the Senators present shall decide to revert to a prior printer's
12 number. If such a motion is made to a bill on third
13 consideration and carried it shall not be in order to vote on
14 the final passage of said bill until a copy of the reverted
15 printer's number is made available to the Senators.

16 Concurrence in House Amendments

17 5. (a) No amendments to bills by the House shall be
18 concurred in by the Senate, except by the vote of a majority of
19 the Members elected to the Senate, taken by yeas and nays.
20 (Const. Art. 3, Sec. 5)

21 (b) If a bill on concurrence contains an amendment which may
22 require the expenditure of Commonwealth funds or funds of a
23 political subdivision or cause a loss of revenue to the
24 Commonwealth or a political subdivision, the bill may not be
25 voted finally until a fiscal note reflecting the impact of the
26 amendment is made available to the Senators.

27 6. (a) Any bill or resolution containing House amendments
28 which is returned to the Senate shall be referred to the
29 Committee on Rules and Executive Nominations immediately upon
30 the reading of the communication by the clerk. The consideration

1 of any bill or resolution containing House amendments may
2 include the amendment of House amendments by the Committee on
3 Rules and Executive Nominations. The vote on concurring in
4 amendments by the House to bills or resolutions amended by the
5 House shall not be taken until said bills or resolutions have
6 been favorably reported, as committed or as amended, by the
7 Committee on Rules and Executive Nominations and have been
8 placed on the desks of the Senators and particularly referred to
9 on their calendars.

10 (b) Unless the Majority Leader and the Minority Leader shall
11 agree otherwise, the offering of an amendment to House
12 amendments in the Committee on Rules and Executive Nominations
13 shall not be in order until at least one hour after the filing
14 of a copy of the amendment as prepared by the Legislative
15 Reference Bureau with the office of the Secretary-
16 Parliamentarian. Upon the filing of such an amendment, the
17 Secretary-Parliamentarian shall immediately time stamp the
18 amendment and forward a time-stamped copy of the amendment to
19 the offices of the Majority Leader and the Minority Leader.
20 Except as provided in this subsection, it shall not be in order
21 to suspend or otherwise waive the requirements of this
22 subsection.

23 XIV COMMITTEES

24 Standing Committees

25 1. There shall be the following permanent Standing
26 Committees, the Chair, the Vice-Chair and members thereof to be
27 appointed by the President Pro Tempore as soon as possible after
28 the election of the President Pro Tempore in sessions convening
29 in odd-numbered years or such other times as may be necessary.
30 The composition of each Standing Committee shall reasonably

1 reflect the caucus composition of the Senate membership.

2 Aging and Youth -- 10 members

3 Agriculture and Rural Affairs -- 10 members

4 Appropriations -- 23 members

5 Banking and Insurance -- 13 members

6 Communications and Technology -- 10 members

7 Community, Economic and Recreational Development -- 13
8 members

9 Consumer Protection and Professional Licensure -- 13 members

10 Education -- 10 members

11 Environmental Resources and Energy -- 10 members

12 Finance -- 10 members

13 Game and Fisheries -- 10 members

14 Intergovernmental Operations -- 10 members

15 Judiciary -- 13 members

16 Labor and Industry -- 10 members

17 Law and Justice -- 10 members

18 Local Government -- 10 members

19 Public Health and Welfare -- 10 members

20 Rules and Executive Nominations -- 16 members

21 State Government -- 10 members

22 Transportation -- 13 members

23 Urban Affairs and Housing -- 10 members

24 Veterans' Affairs and Emergency Preparedness -- 10 members

25 Subcommittees

26 2. Each standing committee or the chair thereof may appoint,
27 from time to time, a subcommittee to study or investigate a
28 matter falling within the jurisdiction of the standing committee
29 or to consider a bill or resolution referred to it. A
30 Subcommittee may hold public hearings only with the prior

1 permission of its standing committee. Subcommittees shall be
2 regulated by the Senate Rules of Procedure and shall be in
3 existence for only that time necessary to complete their
4 assignments and report to their standing committees.

5 Members-ex-officio

6 3. (a) The President Pro Tempore shall be an ex-officio
7 voting Member of all standing committees and any subcommittees
8 that may be established and shall not be included in the number
9 of committee members herein provided. However, the President Pro
10 Tempore shall not be an ex-officio Member of the Committee on
11 Ethics and Official Conduct.

12 (b) The Majority Leader and the Minority Leader shall each
13 be an ex-officio member of the Committee on Appropriations and
14 shall not be included in the number of members of the committee
15 provided herein.

16 (c) The Majority Leader shall serve as Chair of the
17 Committee on Rules and Executive Nominations and the Minority
18 Leader shall serve as the Minority Chair.

19 Committees' Function Between Sessions

20 4. Standing committees shall exist and function both during
21 and between sessions. Such power shall not extend beyond
22 November 30th of any even-numbered year.

23 Powers and Responsibilities

24 5. Standing committees are authorized:

25 (a) To maintain a continuous review of the work of the
26 Commonwealth agencies concerned with their subject areas and the
27 performance of the functions of government within each such
28 subject area, and for this purpose to request reports from time
29 to time, in such form as the standing committee shall designate,
30 concerning the operation of any Commonwealth agency and

1 presenting any proposal or recommendation such agency may have
2 with regard to existing laws or proposed legislation in its
3 subject area. The standing committee is authorized to require
4 public officials and employees and private individuals to appear
5 before the standing committee for the purpose of submitting
6 information to it.

7 (b) In order to carry out its duties, each standing
8 committee is empowered with the right and authority to inspect
9 and investigate the books, records, papers, documents, data,
10 operation, and physical plant of any public agency in this
11 Commonwealth.

12 (c) In order to carry out its duties, each standing
13 committee may issue subpoenas, subpoenas duces tecum and other
14 necessary process to compel the attendance of witnesses and the
15 production of any books, letters or other documentary evidence
16 desired by the committee. The chair may administer oaths and
17 affirmations in the manner prescribed by law to witnesses who
18 shall appear before the committee to testify.

19 Notice of Meetings

20 6. (a) The chair of a committee, or, in the absence of the
21 chair, the vice-chair, with the approval of the chair, shall
22 provide each member of the committee with written notice of
23 committee meetings, which shall include the date, time and
24 location of the meeting and the number of each bill, resolution
25 or other matter which may be considered. During session, notice
26 of meetings of standing committees shall be published daily.
27 Notice shall be delivered by the chair to the Secretary-
28 Parliamentarian's office in writing by the end of the session on
29 the day preceding its intended publication.

30 (b) Whenever the chair of any standing committee shall

1 refuse to call a regular meeting, then a majority plus one of
2 the members of the standing committee may vote to call a meeting
3 by giving two days' written notice to the Secretary-
4 Parliamentarian of the Senate, setting the time and place for
5 such meeting. Such notice shall be read in the Senate and the
6 same posted by the Secretary-Parliamentarian in the Senate.
7 Thereafter, the meeting shall be held at the time and place
8 specified in the notice. In addition, any such meeting shall
9 comply with all provisions of 65 Pa.C.S. Ch. 7 (relating to open
10 meetings) relative to notice of meetings.

11 (c) When the majority plus one of the members of a standing
12 committee believe that a certain bill or resolution in the
13 possession of the standing committee should be considered and
14 acted upon by such committee, they may request the chair to
15 include the same as part of the business of a committee meeting.
16 Should the chair refuse such request, the membership may require
17 that such bill be considered by written motion made and approved
18 by a majority plus one vote of the entire membership to which
19 the committee is entitled.

20 7. A committee meeting, or hearing for which notice has not
21 been published as provided in section 6(a), may be held during a
22 session only if approval is granted by the Majority and Minority
23 Leaders and if notice of the bills to be considered is given
24 during session.

25 Bills Recommitted

26 8. Any bill or resolution reported by any standing committee
27 without prior notice having been given as required by these
28 Rules shall be recommitted to the committee reporting the same.

29 Public Meetings or Hearings

30 9. (a) The chair of a standing committee may hold hearings

1 open to the public and in doing so shall make a public
2 announcement in writing prior to the date of the hearing of the
3 date and time, the location and the subject matter of the
4 hearing.

5 (b) The chair of a standing committee shall have the power
6 to designate whether or not a meeting of the committee for the
7 purpose of transacting committee business shall be open to the
8 public or shall be held in executive session and therefore
9 closed to the public, but no matters may be considered in
10 executive session for which an open meeting is required under 65
11 Pa.C.S. Ch. 7 (relating to open meetings).

12 10. All standing committees may have their hearings reported
13 and transcribed if payment for such service is being made from
14 committee funds. If payment is expected to be made from a source
15 other than committee funds, approval must be first obtained from
16 the President Pro Tempore.

17 Quorum of Committee

18 11. A committee is actually assembled only when a quorum
19 constituting a majority of the members of that committee is
20 present in person. A majority of the quorum of the whole
21 committee shall be required to report any bill, resolution or
22 other matter to the floor for action by the whole Senate.

23 Quorum of Subcommittee

24 12. A subcommittee is actually assembled only when a quorum
25 constituting a majority of the members of that subcommittee is
26 present in person. A majority of the quorum of the whole
27 subcommittee shall be required to report any bill, resolution or
28 other matter to the committee.

29 Discharging Committees

30 13. (a) No standing committee shall be discharged from

1 consideration of any bill, resolution or other matter within ten
2 legislative days of its reference to committee without the
3 unanimous consent of the Senate or after such ten-day period
4 except by majority vote of all members elected to the Senate.

5 (b) Such discharge shall be by resolution which shall lie
6 over one day for consideration upon introduction and which may
7 be considered under the Order of Business of Resolutions on the
8 Calendar.

9 XV COMMITTEE OFFICERS

10 Chair - Ex-officio

11 1. The Chair of each standing committee shall be ex-officio
12 a member of each subcommittee that may be established as part of
13 the standing committee, with the right to attend meetings of the
14 subcommittee and vote on any matter before the subcommittee.

15 Calling Committee to Order

16 2. The Chair, or, if authorized by the Chair, the Vice-Chair
17 shall call the committee to order at the hour provided by these
18 Rules. Upon the appearance of a quorum, the committee shall
19 proceed with the order of business. Any member of the committee
20 may question the existence of a quorum.

21 Chair Control of the Committee Room

22 3. The Chair, or, if authorized by the Chair, the Vice-Chair
23 shall preserve order and decorum and shall have general control
24 of the committee room. In case of a disturbance or disorderly
25 conduct in the committee room, the Chair, or, if authorized by
26 the Chair, the Vice-Chair may cause the same to be cleared. The
27 use of cell phones and similar portable communication devices
28 within any Senate committee room by other than members of the
29 Senate or their staffs is strictly prohibited.

30 Chair's Authority to Sign Notices, etc.

1 Decide Questions of Order

2 4. The Chair shall sign all notices, vouchers, subpoenas or
3 reports required or permitted by these Rules. The Chair shall
4 decide all questions of order relative to parliamentary
5 procedure, subject to an appeal by any member of the committee.

6 Vote of Chair, Vice-Chair

7 5. The Chair and Vice-Chair shall vote on all matters before
8 such committee provided that the name of the Chair shall be
9 called last.

10 Performance of Duties by Vice-Chair

11 6. Upon the death of the Chair, the Vice-Chair shall perform
12 the duties of the office until and unless the President Pro
13 Tempore shall appoint a successor. Upon and during disability,
14 or incapacity of the Chair, the Vice-Chair shall perform the
15 Chair's duties.

16 Chair's Duty to Report

17 7. The Chair shall report any bill to the floor of the
18 Senate not later than the second legislative day after the
19 committee's vote to report it.

20 XVI COMMITTEE MEMBERS

21 Members, Attendance, Voting

22 1. Every member of a committee shall be in attendance during
23 each of its meetings, unless excused or necessarily prevented,
24 and shall vote on each question, except that no member of a
25 committee shall be required or permitted to vote on any
26 questions immediately concerning that member's direct personal,
27 private or pecuniary interest.

28 2. The Chair may excuse any Senator for just cause from
29 attendance during the meetings of the committee for any stated
30 period.

1 3. Any member of a committee who is otherwise engaged in
2 legislative duties may have the member's vote recorded on bills,
3 resolutions or other matters pending before the committee by
4 communicating in writing to the Chair the inability to attend
5 and the manner in which the member desires to be voted on bills,
6 resolutions or other matters pending before the committee.

7 XVII COMMITTEE VOTING

8 Taking the Vote

9 1. The Chair shall announce the results of all votes to
10 report a bill or resolution or a vote regarding an executive
11 nomination. All votes shall be open to the public and shall be
12 posted on the Internet website maintained by the Senate within
13 24 hours.

14 2. In all cases where the committee vote shall be equally
15 divided, the question falls.

16 XVIII MOTIONS IN COMMITTEES

17 1. All motions made in committee shall be governed and take
18 the same precedence as those set forth in these Rules.

19 XIX CONFERENCE COMMITTEES

20 1. The President Pro Tempore shall appoint three Senators to
21 comprise a Committee of Conference. Two shall be from the
22 majority party and one from the minority party.

23 2. The deliberations of the committee shall be confined to
24 the subject of difference between the two Houses, unless both
25 Houses shall direct a free conference.

26 Report of Conference Committee

27 3. (a) The report of a Committee of Conference shall be
28 prepared in triplicate by the Legislative Reference Bureau and
29 shall be signed by the members or a majority of the members of
30 each committee comprising the Committee of Conference. Every

1 report of a Committee of Conference shall be printed together
2 with the bill as amended by the committee, made available to the
3 Senators and shall be particularly referred to on their
4 calendars before action shall be taken on such report. No report
5 of a Committee of Conference may be adopted by the Senate until
6 at least six hours have elapsed from the time of adoption of the
7 report by the Committee of Conference.

8 (b) A report of a Committee of Conference which requires the
9 expenditure of Commonwealth funds or funds of a political
10 subdivision or causes a loss of revenue to the Commonwealth or a
11 political subdivision shall have a fiscal note attached before
12 the report is finally adopted by the Senate.

13 Report of Conference Committee - Adoption

14 4. Reports of committees of conference shall be adopted only
15 by the vote of a majority of the members elected to the Senate,
16 taken by yeas and nays. (Const. Art. 3, Sec. 5)

17 XX VOTING

18 Senators Must be Present

19 1. Every Senator shall be present within the Senate Chamber
20 during the sessions of the Senate, and shall be recorded as
21 voting on each question stated from the Chair which requires a
22 roll call vote unless the Senator is on leave, is duly excused
23 or is unavoidably prevented from attending session. The refusal
24 of any Senator to vote as provided by this Rule shall be deemed
25 a contempt of the Senate.

26 Voting Required

27 2. Except as may be otherwise provided by this Rule, no
28 Senator shall be permitted to vote on any question unless the
29 Senator is present in the Senate Chamber at the time the roll is
30 being called, or prior to the announcement of the vote.

1 Capitol Leave

2 (a) A Senator who is performing a legislative duty in the
3 Harrisburg area, which is defined in the Financial Operating
4 Rules of the Senate as within Dauphin County or otherwise within
5 a 10-mile radius of the Capitol, may, upon request during
6 session, be granted a Capitol Leave by the Senate and may be
7 voted by the Senator's respective floor leader. A specific
8 reason for the Capitol Leave must be given in writing by the
9 Senator. The Capital Leave request shall be communicated to the
10 Senator's respective floor whip for transmission to the
11 respective floor leader prior to the beginning of a roll call
12 vote. All written Capitol Leave requests shall be transmitted by
13 the respective floor leaders to the Secretary-Parliamentarian of
14 the Senate for retention in accordance with Rule VI 3.(c) within
15 24 hours of the conclusion of the legislative day in which leave
16 was requested.

17 Legislative Leave

18 (b) A Senator who is performing a legislative duty outside
19 of the Harrisburg area may, upon request during session, be
20 granted a Legislative Leave by the Senate and may be voted by
21 the Senator's respective floor leader. A specific reason for the
22 Legislative Leave must be given in writing by the Senator. The
23 Legislative Leave request shall be communicated to the Senator's
24 respective floor whip for transmission to the respective floor
25 leader prior to the beginning of a roll call vote. All written
26 Legislative Leave requests shall be transmitted by the
27 respective floor leaders to the Secretary-Parliamentarian of the
28 Senate for retention in accordance with Rule VI 3.(c) within 24
29 hours of the conclusion of the legislative day in which leave
30 was requested.

1 Military Leave

2 (c) A Senator who is on active duty or in training with a
3 reserve component of the armed forces of the United States or
4 the Pennsylvania National Guard or Air National Guard may be
5 granted a military leave. A Senator requesting military leave
6 shall submit a leave request to the Senator's respective floor
7 leader who shall transmit the request to the Secretary-
8 Parliamentarian of the Senate on behalf of the Senator
9 requesting leave within 24 hours of the conclusion of the
10 legislative day in which leave was requested.

11 Personal Leave

12 (d) A Senator who is absent for any purpose other than those
13 set forth in these Rules may be granted a personal leave. A
14 Senator on personal leave shall not be voted on any question
15 before the Senate or on any question before any committee of the
16 Senate. A Senator requesting personal leave shall submit a leave
17 request to the Senator's respective floor leader who shall
18 transmit the request to the Secretary-Parliamentarian of the
19 Senate on behalf of the Senator requesting leave within 24 hours
20 of the conclusion of the legislative day in which leave was
21 requested.

22 Excused from Voting

23 3. (a) A Senator desiring to be excused from voting due to
24 a direct, personal, private or pecuniary interest in any
25 question or bill proposed or pending before the Senate, shall
26 seek a ruling from the presiding officer.

27 (b) Senators who seek a ruling on whether they have a
28 direct, personal, private or pecuniary interest in any question
29 or bill proposed or pending before the Senate shall, after the
30 Senator is recognized by the presiding officer, make a brief

1 statement of the reasons for making the request and ask the
2 presiding officer to decide whether or not the Senator must
3 vote. The question shall be decided by the presiding officer
4 without debate.

5 Changing Vote

6 4. No Senator may vote or change a vote after the result is
7 announced by the Chair. Before the announcement of the final
8 result, however, a Senator may change a vote, or may vote, if
9 previously absent from the Chamber. Should a Senator be
10 erroneously recorded on any vote, the Senator may at any time,
11 with the permission of the Senate, make a statement to that
12 effect which shall be entered in the Journal. Similarly, should
13 the Senator be absent when a vote is taken on any question, the
14 Senator may later, with the permission of the Senate, make a
15 statement for entry upon the Journal, indicating how the Senator
16 would have voted had the Senator been present when the roll was
17 taken and the reasons therefor shall be submitted in writing or
18 delivered orally not to exceed five minutes.

19 Persons Allowed at Desk During Roll Call

20 5. No Senator or other person, except the Majority or
21 Minority Leader or other persons designated by them, shall be
22 permitted at the Reading Clerk's desk during the recording,
23 counting or verification of a roll call vote.

24 Two-Thirds Vote

25 6. When bills or other matters which require a two-thirds
26 vote are under consideration, the concurrence of two-thirds of
27 all the Senators elected shall not be requisite to decide any
28 question or amendment short of the final question and on any
29 question short of the final one, a majority of Senators voting
30 shall be sufficient to pass the same.

1 Majority Vote Defined

2 7. A majority of the Senators elected shall mean a majority
3 of the Senators elected, living, sworn and seated.

4 Majority Vote

5 8. When bills or other matters which require a vote of the
6 majority of Senators elected are under consideration, the
7 concurrence of a majority of all the Senators elected shall not
8 be requisite to decide any question or amendment short of the
9 final question; and, on any question short of a final one, a
10 majority of Senators voting shall be sufficient to pass the
11 same.

12 Announcement of Vote

13 9. Upon completion of a roll call vote or a voice vote the
14 result shall be announced immediately unless the Majority or
15 Minority Leader requests a delay.

16 Explanation of Vote

17 10. Any Senator may, with the consent of the Senate, make an
18 explanation of a vote on any question and have the explanation
19 printed in the Journal.

20 Tie Vote

21 11. In the case of a tie vote, the President of the Senate
22 may cast a vote to break the tie so long as by doing so it does
23 not violate any provisions of the Constitution of Pennsylvania.
24 In the event there is a tie vote on a question requiring a
25 constitutional majority, the question falls.

26 Verifying Vote

27 12. Any Senator may demand a verification of a vote
28 immediately upon the completion of a roll call or after the
29 announcement of the vote by the presiding officer. In verifying
30 a vote, the Clerk shall first read the affirmative roll at which

1 time any additions or corrections shall be made. Upon the
2 completion and verification of the affirmative roll call, the
3 Clerk shall proceed with the reading of the negative roll at
4 which time any additions or corrections shall be made. Upon the
5 completion and verification of the negative roll call, the roll
6 call shall be declared verified. It shall not be in order for a
7 Senator to change a vote after the verified roll call is
8 announced. A demand for a verification shall not be in order
9 when all Senators vote one way. The demand for a verification of
10 a vote is not debatable.

11 Voice Vote

12 13. Unless otherwise ordered or demanded, a voice vote may
13 be taken. Any Senator who doubts the accuracy of a voice vote
14 may demand a roll call vote. Such request must be made
15 immediately upon the announcement of the vote by the presiding
16 officer and shall not be in order after other business has
17 intervened. The demand for a verification of a voice vote shall
18 not be in order.

19 XXI CORRESPONDENTS

20 Admission to Senate Press Gallery

21 1. Admission to the Senate Press Gallery shall be limited to
22 members in good standing of the Pennsylvania Legislative
23 Correspondents' Association and to other members of the press as
24 determined by the President Pro Tempore. Seating shall be
25 available on a first-come-first-served basis.

26 Photographs in Senate Chamber

27 2. Photographers may be authorized by the President Pro
28 Tempore to take still photographs in the Senate.

29 3. No still photographs shall be taken in the Senate during
30 sessions without prior notice to the Senators. When possible,

1 such notice shall be given at the beginning of the session
2 during which the still photographs are scheduled to be taken.

3 Order and Decorum of Press

4 4. Persons seated in the Senate Press Gallery shall be
5 dressed appropriately and shall, at all times, refrain from loud
6 talking or causing any disturbance which tends to interrupt the
7 proceedings of the Senate.

8 5. Persons seated in the Senate Press Gallery shall not walk
9 onto the floor of the Senate nor approach the rostrum or the
10 clerk's desk during session or while being at ease.

11 XXII RADIO AND TELEVISION

12 1. Filming, videotaping, televising or broadcasting of
13 Senate sessions shall be permitted as provided in these Rules.

14 2. Nothing in this Rule shall be construed to prohibit any
15 licensed radio station or television station from broadcasting a
16 session from the Senate or any part thereof provided that the
17 signal originates from the Senate-operated audio-visual system
18 which transmits Senate session activity to the offices in the
19 Main Capitol and environs.

20 XXIII VIDEO FEED AND AUDIO FEED

21 Responsibilities of the Chief Clerk

22 1. The Chief Clerk of the Senate, in consultation with the
23 Secretary-Parliamentarian of the Senate, shall provide a video
24 feed and an audio feed of Senate floor activity.

25 2. The Chief Clerk of the Senate shall be responsible for
26 the acquisition, installation and maintenance of equipment
27 required to provide the video feed and the audio feed, and for
28 the continued development and operation of the feeds, including
29 the hiring of the necessary personnel.

30 3. All equipment required to produce the video feed and

1 audio feed shall be operated by Senate personnel. Nothing in any
2 contract entered into by the Office of the Chief Clerk regarding
3 installation or maintenance of equipment shall permit any
4 control over the video cameras and microphones in the Senate
5 Chamber to be exercised by anyone but the appropriate Senate
6 officers and employees.

7 Sessions Provided Free of Charge

8 4. Continuous broadcast of Senate sessions shall be provided
9 free of charge to any licensed television station, radio station
10 or cable television outlet and shall further be available
11 through the Senate's website.

12 5. The Senate Committee on Management Operations may
13 authorize providing the video feed and audio feed free of charge
14 to other entities.

15 Funding

16 6. Funding for the implementation and operation of the
17 broadcasting system shall be provided through Senate
18 appropriations as designated by the President Pro Tempore.

19 Scope of Video and Audio Feeds

20 7. The video feed and audio feed shall provide a complete,
21 unedited record of what is said on the floor of the Senate and
22 shall be free from commentary.

23 8. To the extent possible, only the presiding officer and
24 the persons actually speaking shall be covered by the video
25 cameras and microphones.

26 9. During roll call votes and other votes, the video cameras
27 shall be focused on the presiding officer or the appropriate
28 clerks until the announcement of the vote tabulation by the
29 presiding officer.

30 10. During recesses of the Senate or when the Senate is at

1 ease, the video feed and audio feed shall be turned off.

2 Restrictions on Video and Audio Feeds

3 11. The video feed and audio feed, and any television or
4 radio coverage thereof, shall not be made available or used for
5 political or campaign purposes, whether in paid political
6 advertisements or otherwise. Use of the video feed and audio
7 feed shall be subject to all Federal and State laws relating to
8 elections and campaign practices.

9 12. The video feed and audio feed, and any television or
10 radio coverage thereof, shall not be used in any commercial
11 advertisement.

12 13. Any live coverage of the Senate shall be without and
13 presented without any commercial sponsorship, except when it is
14 part of a bona fide news program or public affairs program.

15 14. The President Pro Tempore or any other presiding officer
16 shall be prohibited from ordering, without consent of the
17 Senate, that any segment of a floor session not be broadcast or
18 recorded.

19 15. Except as provided in this paragraph, the President Pro
20 Tempore, any other presiding officer and any Senator, officer or
21 employee of the Senate shall be prohibited from editing any
22 portion of the video feed and audio feed described in this Rule.
23 A Senator may post a video clip or audio clip of Senate session
24 on an Internet website or provide a video clip or audio clip of
25 Senate session for any television broadcast as long as the clip
26 exclusively features the Senator who is posting or providing the
27 clip.

28 Other Recording Prohibited

29 16. Except as provided in this Rule, any recording, filming,
30 videotaping, broadcasting or distribution of any session of the

1 Senate, or any part thereof, in any form whatsoever is
2 prohibited.

3 17. Nothing in this Rule shall be construed to prohibit any
4 licensed radio station from broadcasting a session from the
5 Senate or any part thereof provided that the signal originates
6 from the Senate-operated sound system which transmits Senate
7 session activity to the offices in the Main Capitol and
8 environs.

9
10 Violations

11 18. Any violation of this Rule shall be dealt with as
12 directed by the Committee on Rules and Executive Nominations.

13 Official Record

14 19. The video feed and audio feed provided by the Senate
15 shall not constitute an official record of Senate actions. The
16 official record of Senate actions shall be contained in the
17 Journals prepared by the Secretary-Parliamentarian of the Senate
18 and approved by the Senate.

19 XXIV WHO PRIVILEGED TO THE
20 FLOOR OF THE SENATE

21 1. With the exception of the Senate Gallery and the Senate
22 Press Gallery, no person shall be admitted within the Senate
23 Chamber during Senate sessions, unless invited by the President
24 Pro Tempore or the Majority or Minority Leaders. During session,
25 authorized staff with access to the Senate Chamber shall be
26 limited and shall be restricted to the area immediately adjacent
27 to the Majority and Minority Leaders' desks. Advice to Senators
28 during debate shall be allowed only when the Senator is using
29 the microphones at the leaders' desks.

30 Rear Entrance Closed During Session

2. No person or persons shall, during a session, be

1 permitted to enter through the front or rear door of the Senate
2 Chamber nor be present in the rooms immediately to the rear of
3 the Senate Chamber except for Senators, officers and employees
4 expressly authorized.

5 Telephone Facilities

6 3. No person or persons other than Senators or their staff
7 shall, at any time, be permitted to use the telephone facilities
8 in or adjacent to the Senate Chamber.

9 XXV RULES

10 1. These Rules shall be in full force and effect until
11 altered, changed, amended or repealed as provided herein.

12 Dispensing with Rules

13 2. The consent of a majority of the Senators elected shall
14 be necessary to suspend any Rule.

15 Altering, Changing or Amending - Vote

16 3. The consent of a majority of the Senators elected shall
17 be necessary to alter, change or amend these Rules.

18 Alterations, Changing or Amending - Resolution

19 4. All alterations, changes or amendments to Senate Rules
20 shall be by resolution which shall not be considered unless
21 first referred to and reported from the Rules Committee.

22 XXVI MASON'S MANUAL OF LEGISLATIVE

23 PROCEDURE TO GOVERN SENATE

24 1. The Rules of Parliamentary Practice comprised in Mason's
25 Manual of Legislative Procedure shall govern the Senate in all
26 cases to which they are applicable, and in which they are not
27 inconsistent with the Standing Rules, Prior Decisions and Orders
28 of the Senate.

29 XXVII QUORUM

30 Majority Constitutes a Quorum

1 1. A majority of Senators elected shall constitute a quorum,
2 but a smaller number may adjourn from day to day, and compel the
3 attendance of absent members. (Const. Art. 2, Sec. 10)

4 When Less than a Quorum is Present

5 2. When, upon a call, which may be demanded by not less than
6 four Senators, it is found that less than a quorum is present,
7 it shall be the duty of the presiding officer to order the doors
8 of the Senate to be closed, and to direct the clerk to call the
9 roll of the Senate and note the absentees after which the names
10 of the absentees shall be again called. A Senator whose absence
11 is not excused, or an insufficient excuse is made, may by order
12 of a majority of the Senators present be sent for and taken into
13 custody by the Sergeant-at-Arms, or assistant sergeants-at-arms
14 appointed for the purpose. Any unexcused Senator shall be
15 brought before the bar of the Senate, where, unless excused by a
16 majority of the Senators present, shall be publicly reprimanded
17 by the presiding officer for neglect of duty.

18 When Less than a Quorum Vote But Present

19 3. When less than a quorum vote upon any subject under the
20 consideration of the Senate, not less than four Senators may
21 demand a call of the Senate, when it shall be the duty of the
22 presiding officer to order the doors of the Senate to be closed
23 and the roll of the Senators to be called. If it is ascertained
24 that a quorum is present, either by answering to their names, or
25 by their presence in the Senate, the presiding officer shall
26 again order the yeas and nays; and, if any Senator present
27 refuses to vote, the name or names of such Senator shall be
28 entered on the Journal as "Present but not voting." Such refusal
29 to vote shall be deemed a contempt; and, unless purged, the
30 presiding officer shall direct the Sergeant-at-Arms to bring the

1 Senator before the bar of the Senate, where the Senator shall be
2 publicly reprimanded by the presiding officer.

3 XXVIII EXECUTIVE NOMINATIONS

4 Presentation and Reference

5 1. All nominations by the Governor or the Attorney General
6 shall be submitted to the Secretary-Parliamentarian of the
7 Senate. All nominees shall file the financial statements
8 required pursuant to 65 Pa.C.S. Ch. 11 (relating to ethics
9 standards and financial disclosure) with the Secretary-
10 Parliamentarian of the Senate. Copies of the nominations and
11 financial statements shall be furnished by the Secretary-
12 Parliamentarian of the Senate to the Majority and Minority
13 Caucus Secretaries or their designees.

14 2. Nominations shall, after being read, without a motion, be
15 referred by the presiding officer to the Committee on Rules and
16 Executive Nominations. After having been reported by the
17 committee, the final question on every nomination shall be:
18 "Will the Senate advise and consent to this nomination?"

19 3. The Chair of the Committee on Rules and Executive
20 Nominations shall designate an appropriate standing committee of
21 the Senate to conduct a public hearing for nominees that have
22 Statewide jurisdiction and to which salaries are attached. The
23 Committee on Rules and Executive Nominations shall refer those
24 nominees to the designated committee for the purpose of holding
25 a public hearing to scrutinize the qualifications of nominees
26 and to report back its recommendations. Public hearings may be
27 held for nominees for any other office.

28 Information Concerning Nominations

29 4. All information, communication or remarks made by a
30 Senator when acting upon nominations in committee, concerning

1 the character or qualifications of the person nominated, may be
2 kept confidential. If, however, charges shall be made against a
3 person nominated, the committee may, in its discretion, notify
4 the nominee, but the name of the person making such charges
5 shall not be disclosed.

6 Consideration

7 5. When the consideration of executive nominations is
8 reached in the order of business, a Senator may make a motion to
9 go into executive session for the purpose of confirming the
10 nominations which have been reported from committee; and on the
11 motion being agreed to, the nomination or nominations shall be
12 considered until finally disposed of, unless the same shall be
13 postponed by a majority of the Senate.

14 Executive Session

15 6. When in executive session, no communication shall be
16 received from the Governor, unless it be relative to the
17 nomination under consideration, nor from the House of
18 Representatives, nor shall any other business.

19 Reconsideration

20 7. When a nomination is confirmed or rejected by the Senate,
21 any Senator may move for a reconsideration on the same day on
22 which the vote was taken, or on either of the next two days of
23 voting session of the Senate; but if a notification of the
24 confirmation or rejection of a nomination shall have been sent
25 to the Governor before the expiration of the time within which a
26 motion to reconsider may be made, the motion to reconsider shall
27 be accompanied by a motion to request the Governor to return
28 such notification to the Senate. A motion to reconsider the vote
29 on a nomination may be laid on the table without prejudice to
30 the nomination.

1 XXIX RESOLUTIONS

2 Introduction

3 1. All resolutions, Senate and concurrent, shall be
4 introduced by presenting four copies of the Resolution, with the
5 sponsor identified, to the presiding officer.

6 Consideration

7 2. The following resolutions, after being read, shall be
8 referred to an appropriate committee without debate unless by
9 unanimous consent the Senate shall otherwise direct and, if
10 favorably reported by the committee, shall lie over one day for
11 consideration, after which they may be called up as, of course,
12 under their appropriate order of business:

13 (a) All Senate and House concurrent resolutions, excepting
14 resolutions in reference to adjournment sine die, recesses and
15 those recalling bills from the Governor, which shall be regarded
16 as privileged.

17 (b) Resolutions containing calls for information from the
18 heads of departments, or to alter the Rules.

19 (c) Resolutions giving rise to debate, except those that
20 relate to the disposition of matters immediately before the
21 Senate, those that relate to the business of the day on which
22 they were offered, and those that relate to adjournment sine die
23 or a recess.

24 Printing in Senate History

25 3. Congratulatory and condolence resolutions shall be given
26 to the Secretary-Parliamentarian and shall be considered under
27 the order of unfinished business in the daily order of business.

28 4. All resolutions shall be adopted by a majority vote of
29 the Senators present except as specifically provided for in
30 these Rules.

1 acted upon may be brought up for consideration in a second
2 regular session.

3 XXXII DIVISION OF A QUESTION

4 1. Any Senator may call for a division of a question by the
5 Senate if the question includes points so distinct and separate
6 that, one of them being taken away, the other will stand as a
7 complete proposition. The motion to strike out and insert is
8 indivisible.

9 XXXIII COORDINATION WITH OTHER SENATE RULES

10 1. Any use of Senate resources or time shall be governed by
11 the Financial Operating Rules and the Ethical Conduct Rules of
12 the Senate.

13 XXXIV COMMITTEE ON ETHICS

14 1. In addition to the committees created by Rule XV, there
15 shall be a Senate Committee on Ethics which shall be composed of
16 six members appointed by the President Pro Tempore. Three
17 members shall be of the Majority Party and three members shall
18 be of the Minority Party. The Minority Party members will be
19 appointed on the recommendation of the Minority Leader.

20 2. The Senate Committee on Ethics shall be organized as
21 follows:

22 (a) The President Pro Tempore shall appoint one of the
23 Majority Party members as Chair and, on the recommendation of
24 the Minority Leader, one of the Minority Party members as Vice-
25 Chair. A quorum for this committee shall be four members and the
26 committee shall have such duties, powers, procedure and
27 jurisdiction as are prescribed and authorized in this Rule.

28 (b) The chair shall notify all members of the committee at
29 least 24 hours in advance of the date, time and place of a
30 meeting. Whenever the chair shall refuse to call a meeting, a

1 majority of the committee may call a meeting by giving two days'
2 written notice to the Majority Leader and the Minority Leader of
3 the Senate setting forth the time and place for such meeting. A
4 meeting commenced in this manner shall be held at the time and
5 place specified in the notice.

6 (c) Except as provided in section 10 of this Rule, all
7 meetings of the committee shall be open to the public and notice
8 of such meetings shall be given as generally provided in these
9 rules for the convening of committees.

10 (d) The committee may adopt rules of procedure for the
11 orderly conduct of its affairs, investigations, hearings and
12 meetings, which rules are not inconsistent with this Rule.

13 3. The committee shall receive complaints against any
14 Senator alleging unethical conduct in violation of a Senate
15 Rule, statute or constitutional provision governing the ethical
16 conduct of a Senator. Any complaint filed with the committee
17 shall be submitted in writing; be sworn or affirmed by the
18 person filing the complaint and shall detail the alleged
19 unethical conduct in question and specify the Rule, statute or
20 constitutional provision allegedly violated.

21 4. Upon receipt of a complaint that conforms with all the
22 requirements of this Rule, the Senate Committee on Ethics shall
23 review the complaint and determine whether or not a preliminary
24 investigation is warranted within 30 days of receiving the
25 complaint. For good cause, a majority of the members of the
26 committee may vote to grant an additional 30 days to complete
27 the committee's review. A frivolous or de minimis complaint may
28 be dismissed by a majority of the members of the committee, with
29 prejudice. The chair shall notify the complainant and the
30 subject Senator of the disposition of a dismissed complaint.

1 5. If it is determined by a majority of the members of the
2 Senate Committee on Ethics that an ethical conduct violation may
3 have occurred, the Senator against whom the complaint has been
4 brought shall be notified in writing and given a copy of the
5 complaint. Within 15 days after receipt of the complaint, the
6 Senator may file a written answer to the complaint with the
7 committee. If no answer is filed, the complaint shall be deemed
8 denied by the subject Senator. The lack of an answer shall not
9 be deemed to be an admission or create an inference or
10 presumption that the complaint is true. The lack of an answer
11 shall not prohibit a majority of the members of the committee
12 from either proceeding with a formal investigation or dismissing
13 the complaint.

14 6. The committee shall have 30 days from the date that
15 receipt of the answer to the complaint is to be provided to
16 complete its preliminary investigation. For good cause, a
17 majority of the members of the committee may vote to grant an
18 additional 30 days to complete the committee's review. The
19 committee may employ an independent counsel to conduct a
20 preliminary investigation. Upon conclusion of the preliminary
21 investigation, by vote of a majority of the members of the
22 committee, the committee shall determine whether to proceed with
23 a formal investigation, which may include hearings. In the event
24 that the committee vote is equally divided, the question falls.
25 If the committee does not decide to proceed to a formal
26 investigation, the Chair shall notify the complainant and the
27 subject Senator of the disposition of the complaint and shall
28 summarize the committee's rationale for its conclusion.

29 7. Prior to the commencement of a formal investigation, the
30 fact that a preliminary investigation is being conducted or is

1 to be conducted shall be confidential information. If, however,
2 the filing of a complaint or a preliminary investigation is made
3 public by the complainant, the committee may publicly confirm
4 the receipt of a complaint.

5 8. When an indictment is returned against a member of the
6 Senate, and the gravamen of the indictment is directly related
7 to the ethical conduct of a Senator in violation of a Senate
8 Rule, statute or constitutional provision governing the ethical
9 conduct of a Senator, the Senate Ethics Committee shall not
10 initiate any new investigation, and shall suspend any ongoing
11 investigation, initiated pursuant to this Rule until the subject
12 matter of the indictment that relates to the Senator's alleged
13 unethical conduct is resolved.

14 9. In addition to action on formal complaints as provided in
15 section 3, a majority of the members of the Senate Committee on
16 Ethics may initiate a preliminary investigation of suspected
17 unethical conduct in violation of a Senate Rule, statute or
18 constitutional provision governing the ethical conduct of a
19 Senator. If it is determined by a majority of the members of the
20 committee that a violation may have occurred, the Senator in
21 question shall be notified in writing of the alleged unethical
22 conduct in question and the Rule, statute or constitutional
23 provision allegedly violated. Within 15 days of the receipt of
24 this information, the Senator may file a written answer with the
25 committee. The lack of an answer shall not be deemed to be an
26 admission or create an inference or presumption that the
27 complaint is true. The lack of an answer shall not prohibit a
28 majority of the members of the committee from either proceeding
29 with a formal investigation or dismissing the complaint. The
30 committee shall have 30 days from the date that receipt of the

1 answer to the complaint is to be provided to complete its
2 preliminary investigation. For good cause, a majority of the
3 members of the committee may vote to grant an additional 30 days
4 to complete the committee's review. Upon conclusion of the
5 preliminary investigation, by vote of a majority of the members
6 of the committee, the committee shall determine whether to
7 proceed with a formal investigation, which may include hearings.
8 In the event that the committee vote is equally divided, the
9 question falls.

10 10. The committee shall conduct its preliminary
11 investigations, hearings and meetings related to a specific
12 investigation or a specific Senator in closed session unless the
13 Senator subject to investigation advises the committee in
14 writing that he or she wants such meetings or hearings to be
15 held publicly. In the event that the Senator in question makes
16 such a request, the committee shall furnish the Senator with a
17 public meeting or hearing.

18 11. In the event that the Senate Committee on Ethics shall
19 elect to proceed with a formal investigation of alleged
20 unethical conduct by a Senator, the committee may employ an
21 independent counsel to conduct a formal investigation. The
22 committee and any independent counsel employed by the committee
23 shall comply with the following procedural requirements at all
24 stages of the investigation:

25 (a) The Chair of the Senate Committee on Ethics may continue
26 any hearing for reasonable cause. Upon the vote of a majority of
27 the members of the committee, or upon the request of the Senator
28 subject to investigation, the Chair shall issue subpoenas for
29 the attendance and testimony of witnesses and the production of
30 documentary evidence relating to any matter under formal

1 investigation by the committee. The Chair of the committee may
2 administer oaths or affirmations, examine and receive evidence,
3 or rule on any objections raised during the course of a hearing.

4 (b) All testimony, documents, records, data, statements or
5 information received by the committee in the course of any
6 preliminary or formal investigation shall be private and
7 confidential except in the case of public meetings or hearings
8 or in a report to the Senate.

9 (c) All constitutional rights of any Senator under
10 investigation shall be preserved, and the Senator shall be
11 entitled to present evidence, cross-examine witnesses, face the
12 accuser and be represented by counsel.

13 (d) An oath or affirmation shall be executed in writing
14 before any member of the committee, any independent counsel
15 employed by the committee to conduct a preliminary or formal
16 investigation, or any employee of the Senate related to the
17 investigation may have access to information that is
18 confidential under the rules of the committee as follows:

19 "I do solemnly swear or affirm that I will not disclose,
20 to any person or entity outside of the Senate Ethics
21 Committee, any information received in the course of my
22 service with the committee, except as authorized by the
23 committee or in accordance with the Rules of the Senate."

24 Copies of the executed oath or affirmation shall be provided to
25 the Secretary-Parliamentarian of the Senate as part of the
26 records of the Senate. Any Senator or other person who violates
27 the confidentiality requirements of this section shall be
28 removed immediately from the committee and replaced by another
29 Senator, counsel or employee of the Senate appointed in like
30 manner as the person's original appointment or selection.

1 12. No report regarding unethical conduct by a Senator shall
2 be made to the Senate unless a majority of the members of the
3 Senate Ethics Committee determine that a finding of unethical
4 conduct in violation of a Senate Rule, statute or constitutional
5 provision governing the ethical conduct of a Senator has
6 occurred. No finding of unethical conduct by a Senator in
7 violation of a Senate Rule, statute or constitutional provision
8 governing the ethical conduct of a Senator adopted by the Senate
9 Committee on Ethics shall be valid unless signed by at least a
10 majority of the members of the committee. Any such report may
11 include a minority report. A report adopted by the committee
12 that contains findings of unethical conduct by a Senator in
13 violation of a Senate Rule, statute or constitutional provision
14 governing the ethical conduct of a Senator shall not be filed
15 with the Secretary-Parliamentarian of the Senate or released to
16 the public until at least seven days after a copy of the report
17 is sent by certified mail to the Senator under investigation.

18 13. After the expiration of the seven-day notice requirement
19 contained in section 12, the Senate Ethics Committee shall file
20 its report with the Secretary-Parliamentarian of the Senate, who
21 shall cause a copy of the report of the committee to be
22 distributed to the members of the Senate. The report of the
23 Senate Ethics Committee shall be placed on the Senate Calendar
24 and shall be acted on by the Senate within ten legislative days
25 of the adoption of a temporary rule setting forth rules of
26 procedure for the orderly disposition of the report by the full
27 Senate. A vote by a majority of the members elected to the
28 Senate shall be necessary to adopt each finding set forth in the
29 Ethics Committee Report.

30 14. Should the full Senate vote to adopt an unethical

1 conduct finding against a Senator as set forth in the Ethics
2 Committee Report, that Senator may be subject to sanction by the
3 full Senate. A sanction may include any of the following
4 depending on the circumstances of the violation: a warning; a
5 written reprimand; restitution for damages or any other sanction
6 provided for under the Rules of the Senate of Pennsylvania or
7 the Constitution of Pennsylvania.

8 15. The Senate Committee on Ethics, at the request of a
9 Senator or officer who has an ethical question or concern
10 regarding the Senate Rules individually or in conjunction with
11 others, may issue an advisory opinion seeking to clarify the
12 ethical requirements of the Senate Rules. These advisory
13 opinions, with such deletions and changes as shall be necessary
14 to protect the identity of the persons involved or seeking them,
15 may be published and shall be distributed to all members,
16 officers and employees of the Senate. No action regarding
17 unethical conduct may be taken against a Senator, officer or
18 employee, who has relied on a written advisory opinion, whether
19 directly addressed to that person or not, which is reasonably
20 construed as being applicable to the unethical conduct in
21 question.

22 16. In the event that a member of the Senate Ethics
23 Committee shall be under investigation, that Senator shall be
24 temporarily replaced on the committee in a like manner as the
25 Senator's original appointment.

26 17. Whenever the committee shall employ independent counsel
27 to conduct a preliminary or formal investigation or shall incur
28 other expenses pursuant to its duties under this rule, payment
29 of costs of such independent counsel or other expenses incurred
30 by the committee pursuant to this Rule shall be paid by the

1 Chief Clerk upon submission of vouchers and necessary
2 documentation. The vouchers shall be signed by both the chair
3 and vice-chair of the committee. Included in such allowable
4 expense items shall be travel and per diem for the members of
5 the committee. The Chief Clerk shall pay such expenses out of
6 funds appropriated to the Chief Clerk for incidental expenses.

7 XXXV STATUS OF MEMBERS INDICTED OR CONVICTED
8 OF A CRIME

9 1. When an indictment is returned against a member of the
10 Senate, and the gravamen of the indictment is directly related
11 to the Senator's conduct as a committee chair, ranking minority
12 committee member or in a position of leadership, the Senator
13 shall be relieved of such committee chairmanship, ranking
14 minority committee member status, or leadership position until
15 the indictment is disposed of, but the member shall otherwise
16 continue to function as a Senator, including voting, and shall
17 continue to be paid.

18 2. If, during the same legislative session, the indictment
19 is quashed, or the court finds that the Senator is not guilty of
20 the offense alleged, the Senator shall immediately be restored
21 to the committee chairmanship, ranking minority committee member
22 status, or leadership position retroactively from which that
23 Senator was suspended.

24 3. Upon a finding or verdict of guilt by a judge or jury, a
25 plea or admission of guilt or plea of nolo contendere of a crime
26 by a member of the Senate, the gravamen of which relates to the
27 member's conduct as a Senator, and upon imposition of sentence,
28 the Secretary-Parliamentarian of the Senate shall prepare a
29 resolution of expulsion under session.

30 XXXVI STATUS OF OFFICERS OR EMPLOYEES INDICTED

OR CONVICTED OF A CRIME

1
2 1. Whenever any officer or employee of the Senate is
3 indicted or otherwise charged before a court of record with the
4 commission of a felony or a misdemeanor, the gravamen of which
5 relates to the officer's or employee's conduct or status as an
6 officer or employee of the Commonwealth or the disposition of
7 public funds, such employee shall immediately be suspended
8 without pay and benefits by the Chief Clerk. After a finding or
9 a verdict of guilt by a judge or a jury, plea or admission of
10 guilt, or plea of nolo contendere, and upon imposition of
11 sentence, the employment shall be terminated.

12 2. If the indictment is quashed, or the court finds that the
13 officer or employee is not guilty of the offense alleged, the
14 suspension without pay shall be terminated, and the officer or
15 employee shall receive compensation for the period of time
16 during which the officer or employee was suspended which
17 compensation shall be reduced by the amount of any compensation
18 said officer or employee earned from other employment during the
19 period of suspension.

20 3. If the officer or employee or the supervising Senator of
21 such employee disagrees with the decision of the Chief Clerk as
22 to whether an indictment for particular conduct shall be a crime
23 requiring suspension or dismissal, the officer or employee in
24 question or the supervising Senator may appeal the suspension to
25 the Committee on Ethics, which shall determine whether the
26 conduct charged is an offense requiring suspension. Whenever an
27 appeal of a suspension shall be taken to the committee, the
28 suspension shall remain effective pending a decision by the
29 committee.