
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE RESOLUTION

No. 3

Session of
2021

INTRODUCED BY BENNINGHOFF, JANUARY 5, 2021

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A RESOLUTION

1 Adopting permanent rules for the House of Representatives,
2 further providing for time of meeting, for order of business,
3 for fiscal notes, for general appropriation bill and non-
4 preferred bills, for consideration of bills, for amendments,
5 for bills amended by the Senate, for hospital and home
6 appropriations or acquiring lands of the Commonwealth, for
7 House and concurrent resolutions, for standing committees and
8 subcommittees, for powers and duties of standing committees
9 and subcommittees, for Government Oversight Committee, for
10 investigations, for privileged motions, for lay on the table,
11 for division of a question, for financial interests in gaming
12 entities, for electric roll call and for Committee on Ethics;
13 and providing for temporary rules relating to roll call
14 votes, to voting meetings of committees, to consideration of
15 bills, third consideration and final passage bills and
16 conference committee reports and remote participation.

17 RESOLVED, That the Permanent Rules of the House of
18 Representatives (2019-2020) be adopted as the Permanent Rules of
19 the House of Representatives for the 2021-2022 session of the
20 House of Representatives with the following amendments to the
21 heading and Rules 15, 17, 19 (a), 19 (b), 21, 27, 30, 32, 35,
22 43, 45, 45 (a), 51, 55, 59, 63, 65 (b), 66 and 3 E and the
23 addition of Rules 1 T, 2 T, 3 T, 4 T, 5 T and 6 T:

24 [2019-2020] 2021-2022

25 GENERAL OPERATING RULES

- 1 (2) Pledge of Allegiance.
- 2 (3) Correction and approval of the Journal.
- 3 (4) Leaves of absence.
- 4 (5) Master Roll Call.
- 5 (6) Reports of Committee.
- 6 (7) First consideration bills.
- 7 (8) Second consideration bills.
- 8 (9) Third consideration bills, final passage bills
- 9 (including both third consideration and final passage postponed
- 10 bills) and resolutions.
- 11 (10) Final passage bills recalled from the Governor.
- 12 (11) Messages from the Senate and communications from the
- 13 Governor.
- 14 (12) Reference to appropriate committees of bills,
- 15 resolutions, petitions, memorials, remonstrances and other
- 16 papers.
- 17 (13) Unfinished business on the Speaker's table.
- 18 (14) Announcements.
- 19 (15) Adjournment.

20 Any question may, by a majority vote of the members elected,
21 be made a special order of business. When the time arrives for
22 its consideration, the Speaker shall lay the special order of
23 business before the House.

24 In lieu of offering House Resolutions on topics of importance
25 to members, any member, without unanimous consent, may address
26 the House on such issue and have his or her remarks entered into
27 the record during a special period of time established each week
28 by the Speaker either prior to, or at the conclusion of, House
29 business on a specific day.

30 RULE 19 (a)

Fiscal Notes

1
2 (1) No bill, except a General Appropriation bill or any
3 amendments thereto, which may require an expenditure of
4 Commonwealth funds or funds of any political subdivision or
5 which may entail a loss of revenues overall, or to any
6 separately established fund shall be given third consideration
7 reading on the calendar until it has first been referred to the
8 Appropriations Committee for a fiscal note, provided however
9 that the Rules Committee may by an affirmative vote of three-
10 quarters of the entire membership to which such committee is
11 entitled:

12 (a) Waive the recommittal to the Appropriations
13 Committee and provide that the fiscal note be attached to the
14 bill while on the active calendar. The providing of such note
15 shall be a priority item for the Appropriations Committee; or

16 (b) Waive the necessity of a fiscal note on any bill
17 which it deems to have a de minimis fiscal impact or which
18 merely authorizes, rather than mandates, an increase in
19 expenditures or an action that would result in a loss of
20 revenue.

21 (2) Nothing herein shall preclude any member from moving, at
22 the proper time, the recommittal of any bill to the
23 Appropriations Committee for a fiscal note.

24 (3) The Appropriations Committee shall be limited in its
25 consideration of any such bill which has received second
26 consideration to the fiscal aspects of the bill and shall not
27 consider the substantive merits of the bill nor refuse to report
28 any such bill from committee for reasons other than fiscal
29 aspects. The fiscal note shall accompany the bill and provide
30 the following information in connection with the Commonwealth

1 and its political subdivisions:

2 (a) The designation of the fund out of which the
3 appropriation providing for expenditures under the bill shall
4 be made;

5 (b) The probable cost of the bill for the fiscal year of
6 its enactment;

7 (c) A projected cost estimate of the program for each of
8 the five succeeding fiscal years;

9 (d) The fiscal history of the program for which
10 expenditures are to be made;

11 (e) The probable loss of revenue from the bill for the
12 fiscal year of its enactment;

13 (f) A projected loss of revenue estimate from the bill
14 for each of the five succeeding fiscal years;

15 (g) The line item, if any, of the General Fund, special
16 fund or other account out of which expenditures or losses of
17 Commonwealth funds shall occur as a result of the bill;

18 (h) The recommendation, if any, of the Appropriations
19 Committee and the reasons therefor relative to the passage or
20 defeat of the bill; and

21 (i) A reference to the source of the data from which the
22 foregoing fiscal information was obtained, and an explanation
23 of the basis upon which it is computed.

24 (4) No bill which may result in an increase in the
25 expenditure of Commonwealth funds shall be given third
26 consideration reading on the calendar until the Appropriations
27 Committee has certified that provision has been made to
28 appropriate funds equal to such increased expenditure. Whenever
29 the Appropriations Committee cannot so certify, the bill shall
30 be returned to the committee from which it was last reported for

1 further consideration and/or amendment.

2 (5) No amendment to a bill, concurrences in Senate
3 amendments, or adoption of a conference report which may result
4 in an increase in the expenditure of Commonwealth funds or those
5 of a political subdivision or which may entail a loss of
6 revenues in addition to that originally provided for in the bill
7 prior to the proposed changes nor any bill requiring a fiscal
8 note for which re-referral to the Appropriations Committee has
9 been waived by the Rules Committee shall be voted upon until a
10 fiscal note is available for distribution to the members with
11 respect to such changes or to such bill showing the fiscal
12 effect of the changes with respect to the bill, and containing
13 the information set forth by subsection (3) of this rule.

14 (6) When an amendment or certificate is timely filed with
15 the amendment clerk under Rule 21, the amendment or certificate
16 shall be forwarded to the Appropriations Committee. Upon receipt
17 of an amendment, the Appropriations Committee shall
18 automatically prepare a fiscal note.

19 (7) In obtaining the information required by these rules,
20 the Appropriations Committee may utilize the services of the
21 Office of the Budget and any other State agency as may be
22 necessary.

23 (8) [Any bill proposing any change relative to the
24 retirement system of the Commonwealth or any political
25 subdivision thereof, funded in whole or in part out of the
26 public funds of the Commonwealth or any political subdivision,
27 shall have attached to it an actuarial note.] No bill proposing
28 any change relative to a public employee pension or retirement
29 plan may be given second consideration until an actuarial note
30 prepared by an enrolled pension actuary as provided in Section

1 615-B of the Administrative Code of 1929 has been attached. No
2 amendment to any bill proposing any change relative to a public
3 employee pension or retirement plan may be considered until an
4 actuarial note prepared by an enrolled pension actuary as
5 provided in Section 615-B of the Administrative Code of 1929 has
6 been attached. Except for the provisions pertaining to the
7 content of fiscal notes as set forth in paragraphs (a) through
8 (i) of subsection (3), all the provisions pertaining to and
9 procedures required of bills containing fiscal notes, shall,
10 where applicable, also be required for bills containing
11 actuarial note. The actuarial note shall contain a brief
12 explanatory statement or note which shall include a reliable
13 estimate of the financial and actuarial effect of the proposed
14 change [in any such retirement system] to such public employee
15 pension or retirement plan.

16 RULE 19 (b)

17 General Appropriation Bill and Non-Preferred Bills

18 This rule shall apply to all amendments offered to the
19 General Appropriation Bill for each proposed fiscal year
20 including any amendments offered to or for supplemental
21 appropriations to prior fiscal years contained within the
22 General Appropriation Bill, and shall also apply to all
23 amendments offered to any non-preferred appropriation bill for
24 the same fiscal year.

25 Any amendment offered on the floor of the House to the
26 General Appropriation Bill that proposes to increase spending of
27 State dollars for the Commonwealth's proposed fiscal year or
28 prior fiscal years above the levels contained in the General
29 Appropriation Bill as reported from the Appropriations Committee
30 plus any aggregate if certified each year by the Appropriations

1 Committee shall not be in order and may not be considered unless
2 the same amendment contains sufficient reductions in line items
3 of that General Appropriation Bill so that the amendment offered
4 does not result in a net increase in the total proposed spending
5 contained within the General Appropriation Bill plus any
6 aggregate if certified by the Appropriations Committee.

7 Any amendment offered on the floor of the House to any non-
8 preferred appropriation bill that proposes to increase spending
9 of State dollars for the proposed fiscal year above the levels
10 contained in that non-preferred appropriation bill as reported
11 from the Appropriations Committee shall not be in order and may
12 not be considered unless the same amendment contains sufficient
13 reductions in that non-preferred appropriation bill so that the
14 amendment offered does not result in a net increase in the total
15 proposed spending contained within that non-preferred
16 appropriation bill.

17 The Appropriations Committee shall have full power and
18 control over any General Appropriation Bill, supplemental
19 appropriation bill, or non-preferred appropriation bill,
20 including the amendment of House amendments.

21 Members shall be notified of the scheduled vote on the
22 General Appropriation Bill no later than 4:30 P.M. of the day
23 that is [six] five days prior to the scheduled vote of the
24 General Appropriation Bill. In order to be considered,
25 amendments to the General Appropriation Bill must be submitted
26 to the Office of the Chief Clerk by 1:00 P.M. of the day that is
27 two days prior to the scheduled vote of the General
28 Appropriation Bill. The Appropriations Committee for special and
29 proper reason and by majority vote, may waive this deadline.
30 Rule 21 of the Rules of the House, insofar as it applies to the

1 filing deadline for amendments and notice requirements for the
2 voting schedule for the General Appropriation Bill, shall not
3 apply to this rule. Rule 21 shall, however, apply to the non-
4 preferred appropriation bills.

5 If the amendment cannot be submitted in accordance with the
6 provision of the previous paragraph because it is still being
7 prepared by the Legislative Reference Bureau, the member must,
8 by 1:00 P.M. on the day that is two days prior to the scheduled
9 vote, provide the Office of the Chief Clerk with a statement,
10 prepared by the member containing the factual content and exact
11 amounts of increases and decreases in line items which would be
12 proposed in the amendment, along with certification from the
13 Legislative Reference Bureau that the amendment was submitted to
14 the Legislative Reference Bureau prior to the above-noted 1:00
15 P.M. deadline. This filing deadline does not apply to amendments
16 to any non-preferred appropriation bill.

17 Debate on any debatable question related to the General
18 Appropriation Bill or a nonpreferred appropriation bill shall be
19 limited to five minutes each time a member is recognized. On the
20 bill a sponsor of an amendment shall be entitled to be
21 recognized twice, a maker of a debatable motion shall be
22 entitled to be recognized twice, any other members shall be
23 entitled to be recognized once. Unless the chair or minority
24 chair of the Appropriations Committee objects to the
25 determination that a bill implements the General Appropriation
26 Bill, bills implementing the General Appropriation Bill shall be
27 subject to the limits of this paragraph.

28 RULE 21

29 Consideration of Bills

30 (a) Every bill and every joint resolution shall be

1 considered on three different days. All amendments made thereto
2 shall be printed for the use of the members before the final
3 vote is taken thereon, and before the final vote is taken, upon
4 written request addressed to the presiding officer by at least
5 25% of the members elected to the House, any bill shall be read
6 at length. No bill shall become law and no joint resolution
7 adopted unless, on its final passage, the vote is taken by yeas
8 and nays, the names of the persons voting for and against it are
9 entered on the Journal, and a majority of the members elected to
10 the House is recorded thereon as voting in its favor.

11 (Constitution, Article III, Section 4).

12 (b) Members shall be notified of bills and resolutions
13 scheduled to be voted no later than prior to the close of
14 business at 4:30 P.M. of the second legislative day prior to the
15 date of second consideration for legislation that has no legal
16 deadline. (The General Appropriation Act and non-preferred bills
17 are included within the definition of legislation that has no
18 legal deadline.) Except as provided in subsection (d), all
19 amendments shall be submitted to the Office of the Chief Clerk
20 by 1:00 P.M. of the last legislative day preceding the scheduled
21 date of second consideration. Members shall be notified of bills
22 scheduled to be voted on third consideration. A change in the
23 printer's number as a result of third consideration shall not
24 require an additional notice of final passage. No vote on final
25 passage can occur before the date of the scheduled vote.

26 (c) If the amendment cannot be submitted in accordance with
27 the above subsection because it is still being prepared by the
28 Legislative Reference Bureau, the member must provide the Office
29 of the Chief Clerk with a statement, by the above-noted 1:00
30 P.M. deadline, prepared by the member containing the factual

1 content of said amendment along with certification from the
2 Legislative Reference Bureau that the amendment was submitted to
3 the Legislative Reference Bureau for drafting prior to the
4 above-noted 1:00 P.M. deadline. The Legislative Reference Bureau
5 may not issue a certificate for an amendment to a bill as
6 amended by another amendment unless the requesting member can
7 identify by number the underlying amendment.

8 (d) In cases where an amendment alters a bill so as to
9 effectively rule out of order an amendment which was timely
10 filed pursuant to the provisions of this rule, a replacement
11 amendment may be submitted to the Office of the Chief Clerk
12 provided that the subject matter of the replacement amendment is
13 not substantially different from the intent of the original
14 amendment. The replacement amendment shall be deemed to have met
15 the timely filed conditions provided for in this rule. The
16 member shall notify the Speaker of the member's intent to file a
17 replacement amendment and shall file a certificate with the
18 Office of the Chief Clerk. The bill in question may continue to
19 receive consideration but shall not be moved to third
20 consideration until the replacement amendment is available for a
21 vote. If consideration of the bill is delayed to a new
22 legislative day due solely to delay in receipt of replacement
23 amendments, then only amendments timely filed for the date of
24 the originally scheduled vote and replacement amendments shall
25 be considered. This limitation on amendments shall not apply to
26 the bill in question if consideration of the bill is rescheduled
27 beyond the new legislative day.

28 (e) A bill may not receive action on concurrence until at
29 least six hours have elapsed from the time the bill and its
30 amendatory language was available to the public, unless the

1 amendment was a technical amendment as described under the first
2 paragraph of Rule 24 or an affirmative vote of 2/3 of the
3 members elected to the House indicates they have had sufficient
4 time to review the language and thereby approve proceeding with
5 the bill.

6 A brief description of every bill on concurrence shall be
7 given prior to a vote. Additionally, members shall be notified
8 and conference committee reports shall be available to members
9 at least [24] 12 hours prior to the adoption of all conference
10 committee reports. When these reports are considered on the
11 first legislative day of the week, said notice shall be provided
12 no later than the close of business on the last business day
13 preceding the vote. Notwithstanding notice provided, members
14 may, by an affirmative vote of 2/3 of the members elected to the
15 House, indicate that they have had sufficient time to review a
16 conference committee report and that they approve proceeding
17 with a vote.

18 RULE 27

19 Amendments

20 No bill shall be amended so as to change its original
21 purpose. (Constitution, Article III, Section 1).

22 No motion or proposition on a subject different from that
23 under consideration shall be admitted under color of amendment.

24 Any member may move to amend a bill or resolution, provided
25 the proposed amendment is germane to the subject. Questions
26 involving whether an amendment is germane to the subject shall
27 be decided by the House.

28 No amendment to an amendment shall be admitted nor
29 considered.

30 The sponsor of an amendment shall explain the amendment prior

1 to consideration by the House.

2 Before consideration, [nine] six typewritten copies of a
3 proposed amendment signed by its sponsor shall be [presented to
4 the Speaker] submitted to the Office of the Chief Clerk, one
5 copy of which shall be delivered to the news media and a printed
6 copy in typewritten form prepared by the Legislative Reference
7 Bureau shall be placed on the desk of each member if the
8 amendment is not available on the Legislative Data Processing
9 floor system.

10 Amendments adopted or defeated may not be considered again
11 without first reconsidering the vote.

12 RULE 30

13 Bills Amended by the Senate

14 When a bill or joint resolution has been amended by the
15 Senate and returned to the House for concurrence, it shall be
16 referred automatically to the Committee on Rules immediately
17 upon the reading of the message from the Senate by the Clerk.
18 The consideration of any bill or joint resolution containing
19 Senate amendments may include [the amendment of Senate]
20 amendments by the Committee on Rules. The vote on concurring in
21 amendments by the House to bills or joint resolutions amended by
22 the Senate shall not be taken until said bills or joint
23 resolutions have been favorably reported, as committed or as
24 amended, by the Committee on Rules.

25 When said bill or joint resolution has been favorably
26 reported by the Committee on Rules, either as committed or as
27 amended, said bill or joint resolution shall be placed on the
28 calendar. When acting on bills or joint resolutions amended by
29 the Senate, the bill and the amendments shall be read and the
30 question put on the concurrence in all amendments to the bill

1 since it was last considered by the House.

2 Any two members may object to the report of any bill or joint
3 resolution containing [Senate] amendments [amended] by the
4 Committee on Rules. The objection must be raised prior to the
5 bill or joint resolution being put to a roll call vote. The
6 question shall be decided by a majority vote of the members
7 elected to the House. If the House rejects the report of any
8 such bill or joint resolution, the bill or joint resolution
9 shall be automatically returned to the Committee on Rules as
10 last passed by the Senate.

11 The House shall not consider any proposed amendment to any
12 amendment made by the Senate to a bill or joint resolution, nor
13 consider any amendment to any amendment made by the Committee on
14 Rules.

15 A majority vote of the members elected to the House taken by
16 yeas and nays shall be required to concur in amendments made by
17 the Senate, except for appropriations to charitable and
18 educational institutions not under the absolute control of the
19 Commonwealth, where a vote of two-thirds of all the members
20 elected to the House shall be required to concur. (Constitution,
21 Article III, Sections 5 and 30).

22 Unless the Majority Leader and the Minority Leader shall
23 agree otherwise, the offering of an amendment [to Senate
24 amendments] in the Committee on Rules shall not be in order
25 until at least one hour after the filing of a copy of the
26 amendment as prepared by the Legislative Reference Bureau with
27 the office of the Chief Clerk. Upon the filing of such an
28 amendment, the Chief Clerk shall immediately time stamp the
29 amendment and forthwith forward a time-stamped copy of the
30 amendment to the offices of the Majority Leader and the Minority

1 Leader. Except as provided under this paragraph, it shall not be
2 in order to suspend or otherwise waive the requirements of this
3 paragraph.

4 RULE 32

5 Hospital and Home Appropriations or
6 Acquiring Lands of the Commonwealth

7 No bills appropriating moneys to State-aided hospitals or
8 State-aided homes shall be introduced in the House, except such
9 as appropriate in single bills the total sum to be appropriated
10 to all of the institutions within the same class or group.
11 Requests for appropriations for particular State-aided hospitals
12 or State-aided homes shall be filed with the Chair of the
13 Committee on Appropriations on forms to be furnished by the said
14 Committee on Appropriations, and shall be signed by the member
15 requesting the appropriation.

16 No bill granting or conveying Commonwealth lands or taking
17 title thereto shall be reported by any committee to the House,
18 nor shall an amendment making substantive changes to such a bill
19 be offered on the floor of the House, unless there has been
20 filed with the Chief Clerk and the chair of the reporting
21 committee a memorandum from the Department of General Services
22 indicating the use to which the property is presently employed,
23 the full consideration for the transfer, if any, a departmental
24 appraisal of the property, including its valuation and a list of
25 recorded liens and encumbrances, if any, the use to which the
26 property will be employed upon its transfer, the date by which
27 the land is needed for its new use, and the legislative district
28 or districts in which the land is located. The memorandum shall
29 contain a statement by a responsible person in the Department of
30 General Services indicating whether or not the administration

1 favors the transfer which is the subject of the bill under
2 consideration.

3 RULE 35

4 House and Concurrent Resolutions

5 Members introducing resolutions other than concurrent
6 resolutions shall file five copies thereof; seven copies of
7 concurrent resolutions shall be filed. All resolutions shall be
8 signed by their sponsors, dated and filed with the Chief Clerk.
9 After being numbered, one copy of all resolutions shall be given
10 to the news media and all other copies delivered to the Speaker.
11 A sponsor may not be added or withdrawn after a resolution has
12 been printed. Resolutions may not be withdrawn after reference
13 to a committee.

14 Unless privileged under Rule 36 for immediate consideration
15 or deemed noncontroversial by the Speaker in consultation with
16 the Majority Leader and the Minority Leader, the Speaker shall
17 refer House resolutions (except discharge resolutions) and
18 Senate resolutions presented to the House for concurrence to
19 appropriate committees. No House resolution shall be deemed
20 noncontroversial if an indictment is returned or a charge is
21 filed before a court of record against the prime sponsor of the
22 resolution, and the gravamen of the indictment or charge is
23 directly related to his or her conduct as a member or is one
24 which would render the member ineligible to the General Assembly
25 under section 7 of Article II of the Constitution of
26 Pennsylvania. If, during the same legislative term, the
27 indictment or charge is quashed, dismissed or withdrawn, or the
28 court finds that the member is not guilty of the offense
29 alleged, the member may be the prime sponsor of subsequently
30 introduced House resolutions deemed noncontroversial as provided

1 in this rule.

2 House resolutions deemed noncontroversial[, including, but
3 not limited to,] shall be limited to condolence [and
4 congratulatory] resolutions[,] for current or former public
5 officials, or for members of the armed services or emergency
6 first responders killed in the line of duty, and shall be
7 considered under the proper order of business on the same day as
8 introduced or within two legislative days thereafter without
9 being referred to committee. The Speaker, in consultation with
10 the Majority Leader and the Minority Leader, shall place
11 noncontroversial resolutions[, except condolence or
12 congratulatory resolutions,] on an uncontested resolution
13 calendar. Resolutions on the uncontested calendar may be voted
14 by a single roll-call vote. Each resolution listed on the
15 uncontested resolution calendar shall be printed separately in
16 the journal with the vote recorded on the approval of the
17 uncontested calendar as the vote on final passage of each
18 resolution contained therein.

19 A House resolution other than a concurrent or joint
20 resolution shall not:

21 (a) recognize or designate a day or other period of time
22 which is not a Federal or Pennsylvania state holiday for any
23 purpose;

24 (b) encourage action on a public issue unless either the
25 resolution has legal force or effect concerning such action or
26 such action would be taken by a public body;

27 (c) congratulate individuals or entities for achievements;

28 or

29 (d) be offered for any non-legislative purpose or function.

30 The Speaker shall report to the House the committees to which

1 resolutions have been referred, either on the day introduced or
2 received or the next two legislative days the House is in
3 session.

4 A resolution introduced in the House and referred to
5 committee shall be printed and placed in the House files.

6 When a resolution (House or Senate) is reported from
7 committee, it shall be placed on the calendar and may be called
8 up by a member for consideration by the House under the order of
9 business of resolutions. A House resolution other than a
10 concurrent or joint resolution shall be adopted by a majority of
11 the members voting.

12 RULE 43

13 Standing Committees and Subcommittees

14 The Committee on Committees shall consist of the Speaker and
15 15 members of the House, ten of whom shall be members of the
16 majority party and five of whom shall be members of the minority
17 party, whose duty shall be to recommend to the House the names
18 of members who are to serve on the standing committees of the
19 House. Except for the Speaker, the Majority and Minority
20 Leaders, Whips, Caucus Chairs, Caucus Secretaries, Caucus
21 Administrators, Policy Chairs and the chairs and minority chairs
22 of standing committees, each member shall be entitled to serve
23 on not less than two standing committees.

24 The Speaker shall appoint the chair and vice-chair of each
25 standing committee when such standing committee has no standing
26 subcommittees as prescribed herein, except the Committee on
27 Appropriations which shall also have a vice-chair appointed by
28 the Speaker; when the standing committee has standing
29 subcommittees, the Speaker shall appoint a subcommittee chair
30 for each standing subcommittee. The Speaker shall appoint a

1 secretary for each standing committee. The Minority Leader shall
2 appoint the minority chair, minority vice-chair and minority
3 secretary of each standing committee and the minority
4 subcommittee chair for each standing subcommittee.

5 Except for members who decline chair status or minority chair
6 status in writing or who are barred from serving as a chair or
7 minority chair under this rule, the chair and minority chair of
8 each standing committee except the Appropriations Committee
9 shall be limited only to the members of the applicable caucus
10 with the most seniority as members of their respective caucus.
11 Whenever there are more caucus members with equal seniority than
12 available chairs or minority chairs for that caucus, the
13 selection of a chair or minority chair from among such caucus
14 members shall be in the discretion of the appointing authority.
15 The appointing authority may designate the standing committee to
16 which the appointing authority shall appoint a member as chair
17 or minority chair without regard to seniority. The Speaker and
18 the Floor Leader, Whip, Caucus Chair, Caucus Secretary, Caucus
19 Administrator and Policy Chair of the majority party and
20 minority party shall not be eligible to serve as chair or
21 minority chair of any standing committee and no member may serve
22 as chair or minority chair of more than one standing committee.

23 Any chair or minority chair held by a member who fails to
24 meet the requirements of this rule shall become vacant by
25 automatic operation of this rule. If the appointing authority
26 fails to make an appointment of a chair or minority chair prior
27 to the organizational meeting of a standing committee or fails
28 to fill a vacancy within seven calendar days after it occurs,
29 such position shall be deemed to remain vacant in violation of
30 this rule. Whenever a chair or minority chair becomes vacant or

1 remains vacant in violation of this rule, the member of the
2 applicable caucus who meets the requirements of this rule shall
3 automatically fill the vacancy and, if there are two or more
4 such eligible caucus members for any such vacancy or vacancies,
5 they shall be filled from among such eligible members through a
6 lottery to be conducted under the supervision of the Chief Clerk
7 after giving notice of the time and place thereof to all
8 eligible members, to the Speaker, to the Majority Leader and to
9 the Minority Leader.

10 Nothing in this rule shall prohibit the appointing authority
11 from transferring a member from the chair or minority chair of a
12 standing committee to the chair or minority chair of another
13 standing committee.

14 Whenever the appointment of a chair or minority chair will
15 cause the applicable caucus to exceed its permissible allocation
16 of members on a standing committee, the appointing authority
17 shall make a temporary transfer of an eligible committee member
18 to the standing committee vacated by the member appointed as
19 chair or minority chair until a regular committee appointment
20 can be made in accordance with the rules of the House. If the
21 Speaker or Minority Leader fails to make a temporary transfer
22 within seven calendar days after such appointment, the committee
23 member with the least seniority, who is eligible for transfer,
24 shall be automatically transferred to the committee vacated by
25 the newly appointed chair or minority chair and, if more than
26 one committee member is eligible for such transfer, the transfer
27 shall be implemented through a lottery conducted under the
28 supervision of the Chief Clerk.

29 The Speaker of the House, Floor Leader of the majority party
30 and the Floor Leader of the minority party shall be ex-officio

1 members of all standing committees, without the right to vote
2 and they shall be excluded from any limitation as to the number
3 of members on the committees or in counting a quorum.

4 Twenty-four standing committees of the House, each to consist
5 of 25 members except the Committee on Appropriations, which
6 shall consist of 37 members, are hereby created. In addition,
7 there are hereby created [50] 56 standing subcommittees.

8 All standing committees shall consist of 15 members of the
9 majority party and 10 members of the minority party, except the
10 Committee on Appropriations which shall consist of 22 members of
11 the majority party and 15 members of the minority party. The
12 quorum for each of the standing committees and subcommittees
13 shall be no less than the majority of said committees. The
14 following are the standing committees and subcommittees thereof:

- 15 (1) Aging and Older Adult Services
 - 16 (a) Subcommittee on Care and Services
 - 17 (b) Subcommittee on Programs and Benefits
- 18 (2) Agriculture and Rural Affairs
- 19 (3) Appropriations
 - 20 (a) Subcommittee on Health and Human Services
 - 21 (b) Subcommittee on Education
 - 22 (c) Subcommittee on Economic Impact and Infrastructure
 - 23 (d) Subcommittee on Fiscal Policy
 - 24 (e) Subcommittee on Criminal Justice
 - 25 (f) Subcommittee on Government and Financial Oversight
- 26 (4) Children and Youth
- 27 (5) Commerce
 - 28 (a) Subcommittee on Financial Services and Banking
 - 29 (b) Subcommittee on Housing
 - 30 (c) Subcommittee on Economic Development

- 1 (d) Subcommittee on Small Business
- 2 (e) Subcommittee on Automation and Technology
- 3 (6) Consumer Affairs
- 4 (a) Subcommittee on Public Utilities
- 5 (b) Subcommittee on [Telecommunications] Consumer
- 6 Protection
- 7 (7) Education
- 8 (a) Subcommittee on Basic Education
- 9 (b) Subcommittee on Higher Education
- 10 (c) Subcommittee on Special Education
- 11 (d) Subcommittee on Career and Technical Education
- 12 (8) Environmental Resources and Energy
- 13 (a) Subcommittee on Energy
- 14 (b) Subcommittee on Mining
- 15 (c) Subcommittee on Parks and Forests
- 16 (9) Finance
- 17 (a) Subcommittee on Tax Modernization and Reform
- 18 (10) Game and Fisheries
- 19 (11) Gaming Oversight
- 20 (12) Health
- 21 (a) Subcommittee on Health Facilities
- 22 (b) Subcommittee on Health Care
- 23 (13) Human Services
- 24 (a) Subcommittee on Mental Health
- 25 (b) Subcommittee on Drugs and Alcohol
- 26 (14) Insurance
- 27 (15) Judiciary
- 28 (a) Subcommittee on Crime and Corrections
- 29 (b) Subcommittee on Courts
- 30 (c) Subcommittee on Family Law

- 1 (16) Labor and Industry
- 2 (a) Subcommittee on Employment and Unemployment
- 3 Compensation
- 4 (b) Subcommittee on Workers Compensation and Worker
- 5 Protection
- 6 (17) Liquor Control
- 7 (a) Subcommittee on Licensing
- 8 (b) Subcommittee on Marketing
- 9 (18) Local Government
- 10 (a) Subcommittee on Boroughs
- 11 (b) Subcommittee on Counties
- 12 (c) Subcommittee on Townships
- 13 (19) Professional Licensure
- 14 (20) State Government
- 15 (a) Subcommittee on Government Operations
- 16 (b) Subcommittee on [Federal-State Relations] Government
- 17 Information Technology and Communication
- 18 (c) Subcommittee on Government Integrity and
- 19 Transparency
- 20 (d) Subcommittee on Public Pensions, Benefits and Risk
- 21 Management
- 22 (e) Subcommittee on Campaign Finance and Elections
- 23 (21) Tourism and Recreational Development
- 24 (a) Subcommittee on Arts and Entertainment
- 25 (b) Subcommittee on Recreation
- 26 (c) Subcommittee on Travel Promotion, History and
- 27 Heritage
- 28 (22) Transportation
- 29 (a) Subcommittee on Highways
- 30 (b) Subcommittee on Public Transportation

- 1 (c) Subcommittee on Transportation Safety
2 (d) Subcommittee on Aviation
3 (e) Subcommittee on Railroads
4 (f) Subcommittee on Ports
5 (23) Urban Affairs
6 (a) Subcommittee on Cities, Counties - First Class
7 (b) Subcommittee on Cities, Counties - Second Class
8 (c) Subcommittee on Cities, Third Class
9 (24) Veterans Affairs and Emergency Preparedness
10 (a) Subcommittee on Military and Veterans Facilities
11 (b) Subcommittee on Security and Emergency Response
12 Readiness

13 RULE 45

14 Powers and Duties of Standing Committees
15 and Subcommittees

16 The chair of each standing committee and subcommittee shall
17 fix regular weekly, biweekly or monthly meeting days for the
18 transaction of business before the committee or subcommittee.
19 The chair of the committee or subcommittee shall notify all
20 members, at least 24 hours in advance of the date, time and
21 place of regular meetings, and, insofar as possible, the
22 subjects on the agenda. In addition to regular meetings, special
23 meetings may be called from time to time by the chair of the
24 committee or subcommittee as they deem necessary. No recess or
25 combination of recesses shall exceed 48 hours for any committee
26 meeting or subcommittee meeting. No committee shall meet during
27 any session of the House without first obtaining permission of
28 the Speaker. During any such meeting, no vote shall be taken on
29 the Floor of the House on any amendment, recommittal motion,
30 final passage of any bill, or any other matter requiring a roll

1 call vote. Any committee meeting called off the Floor of the
2 House shall meet in a committee room. In addition to the
3 specific provisions of this rule, all provisions of 65 Pa.C.S.
4 Ch. 7 (relating to open meetings) relative to notice of meetings
5 shall be complied with.

6 At regularly scheduled meetings, or upon the call of the
7 chair, or subcommittee chair, for special meetings, the
8 membership of such committees shall meet to consider any bill,
9 resolution, or other matter on the agenda. The secretary of each
10 standing committee, or in case of subcommittees a secretary
11 designated by the subcommittee chair, shall record:

12 (1) the minutes of the meeting,

13 (2) all votes taken,

14 (3) a roll or attendance of members at standing committee or
15 subcommittee meetings showing the names of those present, absent
16 or excused from attendance, and the majority and minority chairs
17 or their designees shall verify by their signatures all votes
18 taken and the roll or attendance of those members present,
19 absent or excused before said records are submitted to the Chief
20 Clerk, and

21 (4) dispatch of bills and resolutions before the committee.

22 Such records shall be open to public inspection. On the first
23 legislative day of each week the House is in session, the chair
24 of each standing committee shall submit to the Chief Clerk for
25 inclusion in the House Journal only, the roll or record of
26 attendance of members at standing committee or subcommittee
27 meetings held prior thereto and not yet reported, along with the
28 record of all votes taken at such meetings. All reports from
29 standing committees shall be prepared in writing by the
30 secretary of the committee. Members of a standing committee may

1 prepare in writing and file a minority report, setting forth the
2 reasons for their dissent. Such committee reports shall be filed
3 with the Chief Clerk within five days of the meeting. All
4 meetings at which formal action is taken by a standing committee
5 or subcommittee shall be open to the public, making such reports
6 as are required under Rule 44. When any member, except for an
7 excused absence, fails to attend five consecutive regular
8 meetings of his or her committee, the chair of that committee or
9 subcommittee shall notify the member of that fact and, if the
10 member in question fails to reasonably justify absences to the
11 satisfaction of a majority of the membership of the standing
12 committee of which he or she is a member, membership on the
13 committee or subcommittee shall be deemed vacant and the chair
14 of the standing committee shall notify the Speaker of the House
15 to that effect. Such vacancy shall then be filled in the manner
16 prescribed by these rules.

17 Whenever the chair of any standing committee shall refuse to
18 call a regular meeting, then a majority of the members of the
19 standing committee may vote to call a meeting by giving two days
20 written notice to the Speaker of the House, setting the time and
21 place for such meeting. Such notice shall be read in the House
22 and the same posted by the Chief Clerk in the House Chamber.
23 Thereafter, the meeting shall be held at the time and place
24 specified in the notice. In addition, all provisions of 65
25 Pa.C.S. Ch. 7 (relating to open meetings) relative to notice of
26 meetings shall be complied with.

27 Records, bills and other papers in the possession of
28 committees and subcommittees, upon final adjournment of the
29 House shall be filed with the Chief Clerk.

30 The chair of each standing committee shall have the power to

1 administer oaths and affirmations to witnesses appearing before
2 the committee.

3 No committee report, except a report of the Appropriations
4 Committee, shall be recognized by the House, unless the same has
5 been acted upon by a majority vote of the members of a standing
6 committee present at a committee session actually assembled and
7 meeting as a committee, provided such majority vote numbers at
8 least 11 members, and provided further a quorum is present. No
9 committee report of the Appropriations Committee shall be
10 recognized by the House, unless the same has been acted upon by
11 a majority vote of the members of such committee present at a
12 committee session actually assembled and meeting as a committee,
13 provided such majority vote numbers at least 17 members, and
14 provided further a quorum is present.

15 No proxy voting shall be permitted in committee, except as
16 provided for herein. If a member reports to a scheduled
17 committee meeting and advises the chair and other members of a
18 conflicting committee meeting or other legislative meeting which
19 he or she must attend on the same day, the member is authorized
20 to give the chair or minority chair his or her proxy in writing
21 which shall be valid only for that day and which shall include
22 written instructions for the exercise of such proxy by the chair
23 or minority chair during the meeting. The member should also
24 advise the chair where he or she can be reached. In the event
25 the conflicting committee meeting or other legislative meeting
26 is scheduled to convene at the same time or prior to the meeting
27 at which a member desires to vote by proxy, such proxy shall be
28 delivered to both the chair and minority chair prior to, but on
29 the same day as, the conflicting meetings.

30 When the majority of the members of a standing committee

1 believe that a certain bill or resolution in the possession of
2 the standing committee should be considered and acted upon by
3 such committee, they may request the chair to include the same
4 as part of the business of a committee meeting. Upon failure of
5 the chair to comply with such request, the membership may
6 require that such bill be considered by written motion made and
7 approved by a majority vote of the entire membership to which
8 such committee is entitled.

9 Whenever the phrase "majority of members of a standing
10 committee or subcommittee" is used in these rules, it shall mean
11 majority of the entire membership to which a standing committee
12 or subcommittee is entitled, unless the context thereof
13 indicates a different intent.

14 To assist the House in appraising the administration of the
15 laws and in developing such amendments or related legislation as
16 it may deem necessary, each standing committee or subcommittee
17 of the House shall exercise continuous watchfulness of the
18 execution by the administrative agencies concerned of any laws,
19 the subject matter of which is within the jurisdiction of such
20 committee or subcommittee; and, for that purpose, shall study
21 all pertinent reports and data submitted to the House by the
22 agencies in the executive branch of the Government.

23 The Committee on Appropriations shall have the power to issue
24 subpoenas under the hand and seal of its chair commanding any
25 person to appear before it and answer questions touching matters
26 properly being inquired into by the committee, which matters
27 shall include data from any fund administered by the
28 Commonwealth, and to produce such books, papers, records,
29 accounts, reports, documents and data and information produced
30 and stored by any electronic data processing system as the

1 place of meetings and, insofar as possible, the subjects on the
2 agenda. Meetings may be called from time to time by the chair of
3 the committee as the chair deems necessary.

4 The committee shall be authorized and empowered to do all of
5 the following:

6 (1) Conduct hearings at any place in this Commonwealth to
7 investigate any matter referred to the committee by the Speaker,
8 the Majority Leader or the Minority Leader. Referred matters
9 shall relate to executive agencies and administrative actions
10 and may not include matters which are:

11 (a) under the jurisdiction of the Committee on Ethics;

12 (b) under the jurisdiction of the Committee on
13 Appropriations, except matters which may incidentally include
14 information related to expenditures of public money; or

15 (c) within the scope of an adopted House resolution
16 authorizing and empowering a standing committee, subcommittee or
17 select committee to investigate any matter.

18 Unless in conflict with the provisions of this rule, Rule 51
19 shall be applicable to hearings of the committee concerning
20 referred matters.

21 (2) Any action necessary to fulfill any assignment or duty
22 given to the committee by any resolution or other rule of the
23 House.

24 The committee may issue subpoenas for documents or testimony
25 as part of the investigation of any matter referred to the
26 committee. Notwithstanding any other rule of the House,
27 subpoenas issued under this rule shall be in the name of the
28 committee, shall be signed by the chair of the committee and
29 attested by another member of the committee who voted in favor
30 of either authorizing the subpoena or authorizing the chair to

1 issue subpoenas.

2 A subpoena issued by the committee may be served upon any
3 person and shall have the force and effect of a subpoena issued
4 out of the courts of this Commonwealth. Subpoenas shall be
5 served by the Sergeant-at-Arms of the House or other person
6 designated by the committee when directed to do so by the
7 committee. Each subpoena shall be addressed to the witness and
8 shall state that the proceeding is before a committee of the
9 House for which the witness is required to attend and testify at
10 a specified time and place; or to produce books, papers,
11 records, accounts, reports, documents and data and information
12 produced and stored by any electronic data processing system; or
13 both, as the committee may also require. All subpoenaed items
14 shall be maintained and returned in accordance with Rule 51.
15 Mileage and witness fees shall be paid by the House to the
16 witness in an amount prescribed by law. A person who willfully
17 neglects or refuses to comply with a subpoena issued by the
18 committee shall be subject to the penalties provided by the laws
19 of this Commonwealth with respect to such willful neglect or
20 refusal. The committee may quash or modify the subpoena if it
21 finds the subpoena to be overly broad or without proper purpose.
22 Each member of the committee shall have power to administer
23 oaths and affirmations to witnesses appearing before the
24 committee.

25 Upon completion of the investigation of any matter referred
26 to the committee, the committee shall file a final report with
27 the House. A final report of a referred matter shall not be
28 considered in the committee unless the report has been available
29 to committee members for at least three days before
30 consideration, excluding Saturdays, Sundays, and legal holidays,

1 unless the House is in session on those days. A report on a
2 referred matter shall be adopted by a majority vote of the
3 committee members to which the committee is entitled, present at
4 a committee session actually assembled and meeting as a
5 committee. Members of the committee may prepare in writing and
6 file a minority report, setting forth the reasons for their
7 dissent. Such committee reports shall be filed with the Chief
8 Clerk within five days of the meeting.

9 The committee shall not continue to exist after sine die
10 adjournment of the General Assembly. Investigation of any
11 referred matter before the committee that has not been concluded
12 or disposed of by [October 31 of the second year of a
13 legislative term] sine die adjournment of the General Assembly
14 shall cease on such date, and all documents, reports,
15 communications, transcripts and other materials compiled by the
16 committee for such matters shall be collected, organized and
17 submitted to the Chief Clerk under seal for transition to the
18 reconstituted committee consisting of members appointed from the
19 incoming General Assembly. These materials shall be held in a
20 secure manner and nothing in this rule shall authorize the Chief
21 Clerk or any other person to view such materials. Within 30 days
22 following the reconstitution of the committee in the next
23 succeeding legislative term, the committee shall review such
24 materials and determine whether or not to proceed with a
25 referred matter investigated by the former committee.

26 RULE 51

27 Investigations

28 Any standing committee, subcommittee or select committee,
29 upon resolution introduced and approved by majority vote of the
30 House, may be authorized and empowered to conduct hearings at

1 any place in the Commonwealth to investigate any matter provided
2 for in such resolution. When authorized by such a resolution, or
3 when approved by the Speaker upon application by the standing
4 committee, subcommittee or select committee authorized to
5 conduct an investigation pursuant to this rule, such committee
6 shall be empowered to issue subpoenas under the hand and seal of
7 the chair thereof commanding any person to appear before it and
8 answer questions touching matters properly being inquired into
9 by the committee and produce such books, papers, records,
10 accounts, reports, documents and data and information produced
11 and stored by an electronic data processing system as the
12 committee deems necessary. Such subpoenas may be served upon any
13 person and shall have the force and effect of subpoenas issued
14 out of the courts of this Commonwealth. Where any person
15 willfully neglects or refuses to comply with any subpoena issued
16 by the committee or refuses to testify before the committee on
17 any matter regarding which the person may be lawfully
18 interrogated, it shall be the duty of the committee to report
19 such disobedience or refusal to the House of Representatives,
20 and such person shall be subject to the penalties provided by
21 the laws of the Commonwealth in such cases. All such subpoenaed
22 books, papers, records, accounts, reports, documents and data
23 and information produced and stored by any electronic data
24 processing system shall be returned to the person from whom such
25 material was subpoenaed when the committee has completed its
26 examination of such material, but in no event later than the
27 date on which the committee completes its investigation. Such
28 material, or any information derived therefrom not a part of
29 public sessions of the committee, shall not be turned over to
30 any person or authority without the consent of the person from

1 whom such material was subpoenaed. Each member of the committee
2 shall have power to administer oaths and affirmations to
3 witnesses appearing before the committee. The Sergeant-at-Arms
4 of the Legislature or other person designated by the committee
5 shall serve any subpoenas issued by the committee, when directed
6 to do so by the committee. The subpoena shall be addressed to
7 the witness, state that such proceeding is before a committee of
8 the House at which the witness is required to attend and testify
9 at a time and place certain and be signed by the chair of the
10 committee commanding attendance of such witness. Mileage and
11 witness fees shall be paid to such witness in an amount
12 prescribed by law.

13 The chair of the investigative hearing shall call the
14 committee to order and announce in an opening statement the
15 subject or purposes of the investigation.

16 A copy of this rule shall be made available to the witnesses
17 at least three calendar days prior to his or her scheduled
18 testimony. Witnesses at investigative hearings, may be
19 accompanied by their own counsel for the purpose of advising
20 them concerning their constitutional rights. The chair, for
21 breaches of order or decorum or of professional ethics on the
22 part of counsel, may exclude counsel from the hearing. Counsel
23 may interpose legal objection to any and all questions which in
24 the opinion of counsel may violate the civil or constitutional
25 rights of his or her clients.

26 If the committee determines that evidence or testimony at an
27 investigative hearing may tend to defame, degrade or incriminate
28 any person, it shall:

- 29 (1) receive such evidence or testimony in executive session;
- 30 (2) afford such person an opportunity voluntarily to appear

1 as a witness; and

2 (3) receive and dispose of requests from such person to
3 subpoena additional witnesses.

4 No evidence or testimony taken in executive session may be
5 released to any person or authority or used in public sessions
6 without the consent of the committee.

7 Proceedings of all public hearings shall be either
8 stenographically or electronically recorded. The committee shall
9 determine which parts of such recorded proceedings, if any,
10 shall be transcribed and four copies thereof shall be
11 distributed and additional copies made available as provided in
12 Rule 50. Such stenographic or electronic records shall be
13 preserved by the Chief Clerk until directed to dispose of same
14 by an affirmative vote of three-quarters of the entire
15 membership of the Rules Committee and shall be made available to
16 any member upon written request for the purpose of transcription
17 at that member's expense. Any transcribed records and any
18 reports of the committee shall be filed with the Chief Clerk or
19 a designee and shall be made available to any person in
20 accordance with reasonable rules and regulations prescribed by
21 the Chief Clerk.

22 Upon payment of a reasonable cost to be determined by the
23 Chief Clerk, a person may obtain a copy of the transcript of any
24 testimony given at a public session or, if given at an executive
25 session when authorized by the committee. All standing
26 committees, subcommittees, special committees or commissions
27 which are authorized to hold public hearings and investigations
28 shall file a final report before being discharged of delegated
29 responsibilities.

30 RULE 55

Privileged Motions

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When a question is under debate or before the House, no motion shall be received but the following, which shall take precedence in the order named:

- (1) To adjourn, or recess.
- (2) To extend session.
- (3) A call of the House.
- (4) [To lay on the table] For the previous question.
- (5) [For the previous question] To lay on the table.
- (6) To postpone.
- (7) To commit or recommit.
- (8) To amend.

Debate on the motion to postpone shall be confined to the question of the postponement and shall not include discussion of the main question.

The motion to commit or recommit is open to debate only as to the reasons for or against reference to committee and shall not include a discussion of the merits of the main question.

Debate on the motion to amend shall be limited to the amendment and shall not include the general merits of the main question.

RULE 59

Lay on the Table

A motion to lay on the table is debatable by the Majority Leader, the Minority Leader, the maker of the motion, the maker of the amendment under consideration and the prime sponsor of the bill under consideration. It is not subject to amendment and carries with it the main question and all other pending questions which adhere to it, except when an appeal is laid on the table. The passage of a motion to lay an amendment on the

1 table shall not cause the subject bill or resolution and all
2 other amendments to be laid on the table.

3 RULE 63

4 Division of a Question

5 Any member may call for a division of a question by the
6 House, if it comprehends propositions so distinct and separate
7 that one being taken away, the other will stand as a complete
8 proposition for the decision of the House. Bills and resolutions
9 shall not be subject to division.

10 [A motion to strike out and insert is indivisible, but a
11 motion to strike out being lost shall neither preclude amendment
12 nor a motion to strike out and insert.]

13 RULE 65 (b)

14 Financial Interests in Gaming Entities

15 Annually, on or before April 30, every member shall file an
16 attestation, in electronic or paper form, with the Chief Clerk,
17 on a form provided by the Chief Clerk, affirming that neither
18 the member nor an immediate family member of the member holds a
19 financial interest in violation of 4 Pa.C.S. § 1512 (relating to
20 financial and employment interests).

21 For purposes of this rule, "immediate family member" shall
22 mean a spouse, minor child or unemancipated child.

23 RULE 66

24 Electric Roll Call

25 The names of the members shall be listed on the electric roll
26 call boards by party affiliation in alphabetical order, except
27 the name of the Speaker shall be last.

28 On any question requiring the "yeas" and "nays", the electric
29 roll call system shall be used. On all other questions to be
30 voted upon, the Speaker may order the yeas and nays taken by the

1 electric roll call system or voice vote or, upon demand of two
2 members before the result of a vote has been declared, the yeas
3 and nays shall be taken by the electric roll call system.

4 In the event the electric roll call system is not in
5 operating order, the Speaker shall order all yea and nay votes
6 be taken by calling the roll, as provided in the Rules of the
7 House.

8 The vote of any member which has not been recorded because of
9 mechanical malfunction of the electric roll call system shall be
10 entered on the Journal, if said member was in the Hall of the
11 House at the time of the vote and did cast his or her vote at
12 the appropriate time, and the fact of such malfunction is
13 reported to the Speaker of the House prior to the announcement
14 of the result of the vote.

15 When the House is ready to vote upon any question requiring
16 the yeas and nays and the vote is to be taken by the electric
17 roll call system, the Speaker shall state: "The
18 question (Designating the matter to be voted
19 upon.)" The Speaker shall then unlock the voting machine and
20 announce, "The members shall now proceed to vote." Once the
21 voting has begun, it shall not be interrupted, except for the
22 purpose of questioning the validity of a member's vote or, if
23 the voting switch of a member present in the Hall of the House
24 is locked or otherwise inoperative, a request that such switch
25 be rendered operative or such members vote be officially
26 recorded, before the result is announced.

27 When, in the judgment of the Speaker, reasonable time has
28 been allowed all members present in the House to vote (in no
29 event shall such time exceed ten minutes) the Speaker shall ask
30 the question: "Have all members present voted?" After a pause,

1 the Speaker shall lock the machine and instruct the Clerk to
2 record the vote, and the Speaker shall announce the result of
3 the vote.

4 No member or other person shall be allowed at the Clerk's
5 desk while the yeas and nays are being recorded, or the vote
6 counted.

7 After the voting machine is locked, no member may change a
8 vote and the votes of tardy members will not be recorded.

9 The vote as electrically recorded on the roll of members
10 shall not in any manner be altered or changed by any person.

11 Except as provided in [this rule] the rules of the House, no
12 member shall vote for another member, nor shall any person not a
13 member vote for a member.

14 Any member or other person who willfully tampers with or
15 attempts to disarrange, deface, impair or destroy in any manner
16 whatsoever the electrical voting equipment used by the House, or
17 who instigates, aids or abets with the intent to destroy or
18 change the record of votes thereon shall be punished in such
19 manner as the House determines.

20 A member who has been appointed by the Speaker to preside as
21 Speaker pro tempore may designate either the Majority or
22 Minority Whip to cast his or her vote on any question while
23 presiding in accordance with instructions from the Chair.

24 The Chief Clerk shall post all votes by the electric roll
25 call system on the Internet no later than the close of business
26 on the day they are made.

27 A prime sponsor of a bill, the Minority Leader or Majority
28 Leader or a member designated to act on their behalf may request
29 that the roll call remain open for the maximum time allowed in
30 accordance with this rule. During such roll call, no vote shall

1 be recorded unless the member is at his or her regularly
2 assigned seat.

3 ETHICAL AND PROFESSIONAL CONDUCT RULES OF
4 THE HOUSE OF REPRESENTATIVES

5 * * *

6 RULE 3 E

7 COMMITTEE ON ETHICS

8 The Committee shall consist of eight Members, four of whom
9 shall be members of the majority party appointed by the Speaker,
10 and four of whom shall be members of the minority party
11 appointed by the Minority Leader. From the Members appointed to
12 the Committee, the Speaker shall appoint a chair, vice-chair and
13 secretary for the Committee. The chair shall be a member of the
14 majority party, and the vice chair shall be a member of the
15 minority party.

16 The members of the Committee shall first meet upon the call
17 of the chair and perfect its organization. A majority of the
18 Committee shall constitute a quorum for it to proceed to
19 business. Unless otherwise provided in this rule, a majority of
20 the Committee shall be required to take any action authorized by
21 this rule. The Committee shall have the power to promulgate
22 rules not inconsistent with this rule or Rules of the House that
23 may be necessary for the orderly conduct of its business.

24 The chair of the Committee shall notify all members of the
25 Committee at least 24 hours in advance of the date, time and
26 place of meetings and, insofar as possible, the subjects on the
27 agenda. Meetings may be called from time to time by the chair of
28 the Committee as the chair deems necessary. A member of the
29 Committee may request that the chair call a meeting for a
30 specific purpose. If the chair refuses to call a meeting upon

1 such request, a majority of the Committee may vote to call a
2 meeting by giving two days' written notice to the Speaker of the
3 House setting forth the time and place for such meeting. Such
4 notice shall be read in the House and posted in the House
5 Chamber by the Chief Clerk or a designee. Thereafter, the
6 meeting shall be held at the time and place specified in such
7 notice.

8 The Committee shall not continue to exist after sine die
9 adjournment of the General Assembly. Proceedings on matters
10 before the Committee that have not been concluded or disposed of
11 by [October 31 of the second year of a legislative term] sine
12 die adjournment of the General Assembly shall cease on such date
13 and all documents, reports, communications, transcripts and
14 other materials compiled by the Committee for such matters, as
15 well as any communications or other materials received by the
16 Committee after sine die adjournment of the General Assembly,
17 shall be collected, organized and submitted to the Chief Clerk
18 under seal for transition to the reconstituted Committee
19 consisting of Members appointed from the incoming General
20 Assembly. These materials shall be held in a secure manner and
21 nothing in this rule shall authorize the Chief Clerk or any
22 other person to view such materials. Within 30 days following
23 the reconstitution of the Committee in the next succeeding
24 legislative term, the Committee shall review such materials and
25 determine whether or not to proceed with one or more of the
26 matters under review by the former Committee or received after
27 sine die adjournment. Any time period required for any actions
28 of the Committee or others under this rule shall be tolled until
29 the reconstituted Committee has made a determination whether or
30 not to proceed. If the Committee determines to proceed with a

1 matter, the Committee shall, if applicable, continue from the
2 stage in the consideration of the matter where the former
3 Committee ended.

4 The Committee shall compile, update and distribute a Members'
5 Handbook on Ethics for Members and House Employees on matters
6 regarding the ethical conduct of their legislative duties. Each
7 Member shall complete two hours of ethics education and training
8 and one hour of sexual harassment and discrimination in the
9 workplace education and training each legislative term. A Member
10 shall be excused from one hour of ethics training for any full
11 year the Member was absent due to illness, injury, military
12 service or any other permissible excuse under General Operating
13 Rule 64(a). The Committee shall be responsible for planning and
14 offering the education and training programs.

15 The Committee shall issue to a Member upon the Member's
16 request an advisory opinion regarding the Member's duties under
17 Rule 2E relating to legislative nonprofit organizations. The
18 opinion shall be issued within 14 days following the request. No
19 Member who acts in good faith on an opinion issued under this
20 paragraph shall be subject to any sanctions for so acting if the
21 material facts are as stated in the request. Opinions issued
22 under this paragraph shall be public records and may from time
23 to time be published. Notwithstanding the foregoing, the Member
24 requesting the opinion may request that an opinion undergo
25 deletions and changes necessary to protect the identity of the
26 persons involved, and the Committee shall make such deletions
27 and changes.

28 The Committee may issue other advisory opinions with regard
29 to questions pertaining to other legislative ethics or decorum
30 at the request of a Member or House employee. An opinion issued

1 under this paragraph shall be confidential and shall apply
2 exclusively to the requestor. No requestor who acts in good
3 faith on an opinion issued under this paragraph shall be subject
4 to any sanctions for acting in accordance with the opinion if
5 the material facts are as stated in the request.

6 The Committee may receive complaints against Members and
7 House employees alleging unethical conduct under the Legislative
8 Code of Ethics or the Rules of the House and complaints against
9 Members and officers of the House for violations of Rule 2.1 E.
10 A complaint must be in writing and be signed by the person
11 filing the complaint under penalty of law under 18 Pa.C.S. §
12 4904 (relating to unsworn falsification to authorities). The
13 complaint must set forth in detail the actions constituting the
14 alleged unethical conduct or violation. No person shall disclose
15 or acknowledge to any other person any information relating to
16 the filing of a complaint or the proposed filing of a complaint,
17 except as otherwise authorized under this rule or Rule 2.1 E,
18 for the purpose of seeking legal advice, as otherwise required
19 by law or to carry out a function of the Committee.

20 The Committee shall not have jurisdiction over, shall not
21 accept for review or action and shall return to the complainant
22 with a notice explaining the Committee's lack of jurisdiction
23 any of the following:

24 (1) a complaint filed later than five years following
25 the occurrence of the alleged unethical conduct or violation;

26 (2) a complaint filed against a former Member or former
27 House employee unless required by Section 7(c) of the
28 Legislative Code of Ethics; or

29 (3) a complaint filed against a Member during a
30 restricted period.

1 A five-year limitations period that expires during a
2 restricted period shall be tolled until the day following the
3 election occurring at the expiration of the restricted period.

4 Within 30 days following receipt of a complaint over which
5 the Committee has jurisdiction under this rule, the Committee
6 shall do one of the following:

7 (1) dismiss the complaint if it:

8 (a) alleges facts that do not constitute unethical
9 conduct or a violation of Rule 2.1 E;

10 (b) is objectively baseless;

11 (c) is insufficient as to form;

12 (d) is a frivolous complaint; or

13 (2) initiate a preliminary investigation of the alleged
14 unethical conduct or violation.

15 If the Committee initiates a preliminary investigation, it
16 shall, promptly upon voting to proceed, send the subject a
17 letter setting forth each allegation in the complaint. Within 15
18 days after receipt of the letter, the subject may file a written
19 response with the Committee. Failure of the subject to file a
20 response shall not be deemed to be an admission, or create an
21 inference or presumption, that the allegations in the complaint
22 are true, and such failure shall not prohibit the Committee from
23 either proceeding with the preliminary or a formal investigation
24 or dismissing the complaint. The Committee may engage an
25 independent counsel to assist in a preliminary investigation.

26 The subject may be represented by counsel of the subject's
27 choosing at any point during an investigation under this rule.

28 If the Committee initiates a preliminary investigation of a
29 complaint of a violation under Rule 2.1 E, it shall also send to
30 the appropriate employer a copy of the letter sent to the

1 subject setting forth each allegation in the complaint. Upon the
2 request of the complainant, the employer shall make adjustments
3 to the complainant's work hours, assignment or duties or
4 location that may be appropriate under the circumstances of the
5 allegations in the complaint. The adjustments may include:

6 (1) removing the complainant or the subject from the
7 physical work location of the complainant;

8 (2) allowing the complainant to be placed on
9 administrative leave with continued pay and benefits, if
10 applicable; or

11 (3) any other reasonable accommodation agreed to by the
12 employer and the complainant.

13 The employer shall keep the letter and the fact of the
14 initiation of a preliminary investigation confidential but may
15 disclose necessary information to Members, officers of the House
16 or House employees as needed in order to implement the foregoing
17 adjustments. No House employee shall retaliate or take adverse
18 actions against the complainant in response to the filing of a
19 complaint of a violation of Rule 2.1 E with the Committee.

20 A member of the Committee who is the complainant, the subject
21 or a witness to the unethical conduct or violation alleged in a
22 complaint shall not participate in any Committee consideration
23 of the complaint. The Member shall be temporarily replaced on
24 the Committee in a like manner as his or her original
25 appointment.

26 Within 30 days following the initiation of a preliminary
27 investigation, the Committee shall vote to dismiss the complaint
28 for lack of probable cause to support the alleged unethical
29 conduct or violation or to proceed with a formal investigation
30 because it finds that probable cause exists. If a majority of

1 the Committee is unable to agree on either course of action, the
2 Committee shall dismiss the complaint. The Committee shall
3 promptly notify the subject in writing of the result.

4 If the Committee votes to proceed with a formal
5 investigation, the Committee shall engage an independent counsel
6 unless the Committee determines that the alleged unethical
7 conduct or violation raised in the complaint does not warrant
8 the expense of engaging an independent counsel. If the Committee
9 does not engage an independent counsel, the Committee shall be
10 represented in the investigation and any hearing conducted under
11 this rule by Committee staff attorneys, including at least one
12 from each party.

13 The Committee, including Committee staff attorneys, and any
14 independent counsel engaged by the Committee shall have the
15 power to conduct investigations and hearings under the
16 guidelines set out in this rule. Where a provision of this rule
17 conflicts with another Rule of the House, the provision of this
18 rule shall govern. This rule shall be construed to empower the
19 Committee and its independent counsel to do all of the
20 following:

- 21 (1) act as a neutral fact-finder;
- 22 (2) protect due process and other constitutional rights
23 of a subject;
- 24 (3) fully investigate and deter unethical conduct or
25 violation of Rule 2.1 E; and
- 26 (4) protect the public trust.

27 The Chief Clerk shall pay the fees and expenses of an
28 Independent Counsel engaged by the Committee under this rule.

29 The Committee may issue subpoenas for documents or testimony
30 as part of a preliminary investigation, a formal investigation

1 or in connection with a hearing before the Committee.
2 Notwithstanding the provision of any other Rule of the House,
3 subpoenas issued under this rule shall be in the name of the
4 Committee, shall be signed by the chair of the Committee and
5 shall be attested by another member of the Committee who voted
6 in favor of authorizing the subpoena.

7 A subpoena issued by the Committee may be served upon any
8 person and shall have the force and effect of a subpoena issued
9 out of the courts of this Commonwealth. Subpoenas shall be
10 served by the Sergeant-at-Arms of the House or another person
11 designated by the Committee when directed to do so by the
12 Committee. Each subpoena shall be addressed to the witness and
13 shall state that such proceeding is before a Committee of the
14 House for which the witness is required to attend and testify at
15 a specified time and place; or to produce books, papers,
16 records, accounts, reports, documents and data and information
17 produced and stored by any electronic data processing system; or
18 both, as the Committee may also require. Mileage and witness
19 fees shall be paid by the House to such witness in an amount
20 prescribed by law. Unless addressed to and served on the
21 subject, a copy of a subpoena issued by the Committee shall be
22 provided to the subject and the subject's counsel, if
23 applicable. A person who willfully neglects or refuses to comply
24 with a subpoena issued by the Committee shall be subject to the
25 penalties provided by the laws of this Commonwealth with respect
26 to such willful neglect or refusal. Notwithstanding the
27 foregoing, a recipient of a subpoena issued by the Committee may
28 object to the subpoena by serving notice of such objection on
29 the signatory to the subpoena and the Committee. The Committee
30 may quash or modify the subpoena if it finds the subpoena to be

1 overly broad or without proper purpose. Each member of the
2 Committee shall have the power to administer oaths and
3 affirmations to witnesses appearing before the Committee.

4 All subpoenaed books, papers, records, accounts, reports,
5 documents, data and information shall be returned to the person
6 from whom such material was subpoenaed when the Committee has
7 completed its examination of such material, but in no event
8 later than the date of final disposition of the matter.

9 Following the completion of a formal investigation, the
10 Committee shall conduct a hearing if:

11 (1) the independent counsel engaged by the Committee
12 recommends that a hearing be conducted and the Committee
13 votes to adopt the recommendation; or

14 (2) an independent counsel was not engaged by the
15 Committee but the Committee finds that the testimony and
16 documents reviewed by the Committee during the formal
17 investigation indicates more likely than not that the
18 unethical conduct or violation alleged in the complaint
19 occurred.

20 If a hearing is to be conducted, the Committee shall provide
21 the subject and the subject's counsel, if applicable, with
22 written notice consistent with constitutional principles of due
23 process. The Pennsylvania Rules of Evidence shall apply during
24 the hearing, unless the Committee determines otherwise.
25 Notwithstanding the foregoing, the Committee may not infringe on
26 the right of the subject to present evidence, cross-examine
27 witnesses, face his or her accuser and be represented by counsel
28 at a hearing conducted under this rule.

29 Witnesses called to appear at a hearing under this rule,
30 including a subject, may be accompanied by his or her own

1 counsel for the purpose of advising him or her concerning his or
2 her constitutional rights. Counsel may interpose legal objection
3 to any and all questions which in the opinion of counsel may
4 violate the constitutional rights of his or her clients.

5 The proceedings of a hearing conducted under this rule shall
6 be either stenographically or electronically recorded. The
7 Committee shall determine which parts of such recorded
8 proceedings, if any, shall be transcribed.

9 The burden shall be on the independent counsel, if one has
10 been engaged by the Committee, or the Committee staff attorneys,
11 if an independent counsel has not been engaged, to prove, by
12 clear and convincing evidence, that the unethical conduct or
13 violation alleged in the complaint occurred. Within 30 days
14 following the conclusion of the formal investigation and
15 hearing, the Committee shall make a determination as to whether
16 the burden was met and shall submit its finding to the House. If
17 the Committee finds that the burden was met, the Committee may
18 make one or more of the following recommendations to the House:

- 19 (1) a reprimand of the subject;
- 20 (2) a censure of the subject;
- 21 (3) expulsion of the subject from the House; or
- 22 (4) the denial or limitation of any right, power or
23 privilege of the Member granted by Rules of the House and not
24 contrary to the Pennsylvania Constitution.

25 The Committee shall provide a written report of its findings
26 and recommendations, if any, to the subject and shall
27 simultaneously submit a copy of the same to the House. Only
28 findings and recommendations agreed to by a majority of the
29 Committee shall be included in the report. The report may
30 include a minority report. The House shall not take any action

1 on the findings and recommendations submitted by the Committee
2 and shall not make such findings and recommendations public
3 until a period of at least seven days has passed following the
4 Committee's provision of the report to the subject.

5 The Committee may extend any of the time periods, other than
6 those relating to the jurisdiction of the Committee, required
7 for any actions of the Committee or others under this rule.

8 Investigations, hearings and meetings of the Committee
9 relating to an investigation and the existence of such
10 investigations, hearings, and meetings shall be confidential.
11 All other meetings of the Committee shall be open to the public.

12 Notwithstanding the above, except for a hearing on complaints
13 of a violation of Rule 2.1 E, the Committee shall conduct a
14 hearing in public upon the written request of the subject unless
15 the Committee determines that evidence or testimony to be
16 received at the hearing may substantially defame, degrade, or
17 incriminate a person other than the subject. In that event, the
18 Committee shall receive such evidence or testimony in executive
19 session. No evidence or testimony taken in executive session may
20 be released to any person or authority or used in public
21 sessions without the consent of the Committee.

22 The Committee may enter into a consent agreement with the
23 subject at any point in the proceedings. The Committee may make
24 an appropriate referral of a complaint to a law enforcement
25 agency at any point in the proceedings.

26 The complaint, response and records of the Committee shall be
27 confidential. Notwithstanding the foregoing:

28 (1) consent agreements and final findings by the
29 Committee of unethical conduct and the Committee's
30 recommendations with respect to such findings shall not be

1 confidential;

2 (1.1) consent agreements and final findings by the
3 Committee of a violation of Rule 2.1 E shall not be
4 confidential, except that at the request of a complainant,
5 the name of the complainant and, unless the House considers a
6 resolution to discipline the subject, any facts that may lead
7 to the identification of the complainant, including the name
8 of the subject, shall be redacted before an agreement or
9 final findings of the Committee are made public;

10 (2) the subject may, in his or her discretion, make
11 public a finding by the Committee that no unethical conduct
12 or violation of Rule 2.1 E had occurred or that there was
13 insufficient evidence presented to the Committee that
14 unethical conduct or a violation of Rule 2.1 E had occurred,
15 except that the subject shall not make public the name of a
16 complainant who filed a complaint alleging a violation of
17 Rule 2.1 E; and

18 (3) if the Committee makes a referral of a complaint to
19 a law enforcement agency, the Committee may provide the
20 agency with copies of documents and information in its
21 possession.

22 Any member of the Committee breaching the confidentiality
23 provisions set forth in this rule shall be removed immediately
24 from the Committee and replaced by another Member in a like
25 manner as his or her original appointment.

26 A nondisclosure agreement shall not be imposed on an
27 individual as a condition of the initiation of the procedures
28 available under this rule for the filing and hearing of a
29 complaint of a violation of Rule 2.1 E. Nothing in this
30 paragraph shall be construed to prohibit the complainant and the

1 subject from voluntarily entering into a settlement agreement
2 with a nondisclosure provision agreed to by each party as part
3 of the settlement of a complaint or proceeding. Notwithstanding
4 the foregoing, a Member who is the subject of a complaint of a
5 violation of Rule 2.1 E filed with the Committee shall not
6 benefit from a nondisclosure agreement or provision if a
7 completed formal investigation of the Committee finds that the
8 complaint is credible or a final decision by the Committee finds
9 a violation.

10 The Committee may meet with a committee of the Senate to hold
11 investigations or hearings involving complaints against
12 employees of the two chambers jointly or officers or employees
13 of the Legislative Reference Bureau, the Joint State Government
14 Commission, the Local Government Commission, the Legislative
15 Budget and Finance Committee, the Legislative Data Processing
16 Committee or other legislative service agencies. No action may
17 be taken at a joint meeting unless it is approved by the
18 Committee. A member of the Committee who is the complainant, the
19 subject or a witness to the unethical conduct or violation of
20 Rule 2.1 E alleged in a complaint under this paragraph shall not
21 participate in any joint proceedings under this paragraph. The
22 Member shall be temporarily replaced on the Committee in a like
23 manner as his or her original appointment.

24 TEMPORARY RULES OF

25 THE HOUSE OF REPRESENTATIVES

26 RULE 1 T

27 Applicability

28 The temporary rules adopted in this Rule and Rules 2 T, 3 T,
29 4 T, 5 T and 6 T shall apply notwithstanding provisions in the
30 Rules of the House of Representatives.

1 RULE 4 T

2 Consideration of Bills, Third Consideration and Final Passage of
3 Bills and Conference Committee Reports

4 A bill may not receive action on concurrence until at least
5 three hours have elapsed from the time the bill and its
6 amendatory language was available to the public, unless the
7 amendment was a technical amendment as described under the first
8 paragraph of Rule 24 or an affirmative vote of 2/3 of the
9 members elected to the House indicates that they have had
10 sufficient time to review the language and thereby approve
11 proceeding with the bill.

12 Members shall be notified and conference committee reports
13 shall be made available to members at least three hours prior to
14 the adoption of all conference committee reports.

15 A bill may not receive action on final passage until at least
16 three hours have elapsed from the time the bill and its
17 amendatory language was available to the public, unless the
18 amendment was a technical amendment permitted under the first
19 paragraph of Rule 24 or an affirmative vote of 2/3 of the
20 members elected to the House indicates that they have had
21 sufficient time to review the language of the bill and thereby
22 approve proceeding with the bill.

23 Rule 5 T

24 Remote Participation

25 The Chief Clerk shall, as soon as practicable but no later
26 than March 15, 2021, implement video conferencing or similar
27 remote participation technology to allow Members voting by
28 designation on the House Floor to engage in simultaneous,
29 interactive participation in House Session.

30 The Chief Clerk shall, as soon as practicable but no later

1 than March 15, 2021, fully implement video conferencing or
2 similar remote participation technology to allow Members voting
3 by designation at any voting meeting of a standing committee of
4 the House of Representatives to engage in simultaneous,
5 interactive participation in the committee meeting. A voting
6 meeting of a standing committee shall be held in a committee
7 room utilizing video conferencing or similar remote
8 participation technology unless such a room is not available.

9 The video conferencing or similar remote participation
10 technology must safeguard the integrity of the legislative
11 process.

12 RULE 6 T

13 Expiration

14 Unless amended or revoked by the House, this Rule and Rules 1
15 T, 2 T, 3 T, 4 T and 5 T shall expire on August 1, 2021.