

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE RESOLUTION

No. 3

Session of
2019

INTRODUCED BY CORMAN AND COSTA, JANUARY 1, 2019

INTRODUCED AND ADOPTED, JANUARY 1, 2019

A RESOLUTION

1 Adopting the Rules of the Senate for the 203rd and 204th Regular
2 Session.

3 RESOLVED, That the following be adopted as the Rules of the
4 Senate for the governing of the 203rd and 204th Regular Session.
5 2019-2020

6 RULES OF THE SENATE OF PENNSYLVANIA

7 Rule 1. Sessions.

8 (a) Regular and special.--The General Assembly shall be a
9 continuing body during the term for which its Representatives
10 are elected. It shall meet at twelve o'clock noon on the first
11 Tuesday of January each year. Special sessions shall be called
12 by the Governor on petition of a majority of the Members elected
13 to each House or may be called by the Governor whenever in his
14 opinion the public interest requires. (Const. Art. II, Sec. 4)

15 (b) Weekly.--The Senate shall convene its weekly sessions on
16 Monday, unless the Senate shall otherwise direct.

17 Rule 2. President.

18 The Lieutenant Governor shall be President of the Senate.

1 (Const. Art. IV, Sec. 4)

2 Rule 3. Duties of the President.

3 The President shall:

4 (1) Take the chair on every legislative day at the hour
5 to which the Senate stands recessed, immediately call the
6 Senators to order, and proceed with the Order of Business of
7 the Senate.

8 (2) While in session have general direction of the
9 Senate Chamber. It shall be the President's duty to preserve
10 order and decorum, including ensuring all members and staff
11 with privilege of the floor are properly attired pursuant to
12 Senate Rule 10, and, in case of disturbance or disorderly
13 conduct in the Chamber or galleries, may cause the same to be
14 cleared. When in the President's opinion there arises a case
15 of extreme disturbance or emergency the President shall, with
16 the concurrence of the President Pro Tempore, the Majority
17 Leader and the Minority Leader, recess the Senate. Such
18 recess shall not extend beyond the limitation imposed by
19 Article II, section 14 of the Constitution.

20 (3) During debate, prevent personal references or
21 questions as to motive, and confine Senators, in debate, to
22 the question.

23 (4) Decide, when two or more Senators arise, who shall
24 be first to speak.

25 (5) In the presence of the Senate, within one
26 legislative day after receipt or adoption, sign all bills and
27 joint resolutions which have passed both Houses after their
28 titles have been read.

29 (6) Sign resolutions, orders, writs, warrants and
30 subpoenas issued by order of the Senate. The signature shall

1 be attested by the Secretary-Parliamentarian of the Senate,
2 or, if absent, by the Chief Clerk of the Senate; and the fact
3 of signing shall be entered in the Journal on the next
4 available session day.

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

14 Rule 4. President Pro Tempore.

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

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

29 Rule 5. Duties of President Pro Tempore.

30 (a) Mandatory.--The President Pro Tempore shall:

1 (1) Appoint the Chair, Vice Chair and members of the
2 Standing Committees of the Senate as soon after the election
3 of the President Pro Tempore as possible. Upon the
4 resignation of the Chair of a standing committee, the
5 President Pro Tempore may designate an acting Chair.

6 (2) Appoint members to special committees whenever
7 authorized.

8 (3) Fill all vacancies occurring in standing and special
9 committees.

10 (4) Refer to the appropriate standing committee every
11 bill and joint resolution which may be introduced in the
12 Senate or received from the House of Representatives.

13 (5) Appoint and have under the President Pro Tempore's
14 direction such Senate employees as are authorized by law.

15 (6) Vote last on all questions when occupying the Chair.

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

23 Rule 6. Duties of the Secretary-Parliamentarian.

24 (a) Election.--At the beginning of each regular session
25 convening in an odd-numbered year and at other times as may be
26 necessary, the Senate shall elect a Secretary-Parliamentarian of
27 the Senate.

28 (b) General duties.--The Secretary-Parliamentarian of the
29 Senate shall:

30 (1) Assist the presiding officer in conducting the

1 business of the session.

2 (2) Act in the capacity of Parliamentarian.

3 (c) Specific duties.--The Secretary-Parliamentarian of the
4 Senate shall, subject to the direction of the President Pro
5 Tempore:

6 (1) Direct the following functions:

7 (i) Amending bills in the Senate.

8 (ii) Preparing and publishing the Senate Calendar.

9 (iii) Publication of the Senate History.

10 (iv) Numbering Senate bills as they are introduced
11 and causing them to be distributed to the chair of the
12 committee to which they are referred and receiving a
13 receipt for the same.

14 (v) Printing of bills.

15 (vi) Maintain and update, as needed, the Legislative
16 Data Processing Senate Virtual Session Desk application
17 for use by members and staff.

18 (2) Keep a record of the Senate action on a bill on a
19 special record sheet attached to the bill after it has been
20 reported from committee.

21 (3) Keep a record of all leaves granted by the Senate by
22 compiling the leave requests submitted by a member and
23 transmitted to the Secretary-Parliamentarian by the
24 respective Floor Leaders. These records shall be retained
25 only for the duration of the two-year legislative session.
26 Further, these records shall be available for public
27 inspection upon request.

28 (4) Transmit all bills, joint resolutions, concurrent
29 resolutions and other communications to the House of
30 Representatives within one legislative day of final passage

1 or adoption, and each shall be accompanied by a message
2 stating the title to the measure being transmitted and
3 requesting concurrence of the House, as required.

4 (5) Attest all writs, warrants and subpoenas issued by
5 order of the Senate; certify as to the passage of Senate
6 Bills and the approval of executive nominations.

7 (6) Supervise the Senate Library, assist Senators by
8 making reference material available to them and perform any
9 duties assigned to the Senate Librarian by any statute.

10 (7) Supervise the Chief Sergeant-at-Arms, the Senate
11 Bill Room, the Senate Print Shop, the Official Reporter's
12 Office and the Senate Page Service.

13 (8) Post each roll call vote taken in the Senate on the
14 Internet website maintained by the Senate immediately, but in
15 no case later than 24 hours after the vote. Each roll call
16 vote shall be posted in a manner which clearly identifies the
17 bill, resolution or other subject of the vote.

18 (9) Post the Legislative Journal of the Senate on the
19 Internet website maintained by the Senate upon approval of
20 the Journal or within 60 calendar days of each session day,
21 whichever is earlier. If the Secretary-Parliamentarian posts
22 the Legislative Journal on the Internet website prior to
23 Senate approval, the copy shall be marked "Official
24 Reporter's Document."

25 Rule 7. Duties of the Chief Clerk of the Senate.

26 (a) Election.--At the beginning of each regular session
27 convening in an odd-numbered year and, whenever necessary, the
28 Senate shall elect a Chief Clerk of the Senate.

29 (b) Duties.--The Chief Clerk shall be the chief fiscal
30 officer of the Senate and shall perform those duties prescribed

1 in section 2.4 of the act of January 10, 1968 (1967 P.L.925,
2 No.417), referred to as the Legislative Officers and Employes
3 Law. In addition, the Chief Clerk, subject to the direction of
4 the President Pro Tempore, shall perform those powers and duties
5 prescribed in the Financial Operating Rules of the Senate. In
6 the absence of the Secretary-Parliamentarian, the Chief Clerk
7 shall, subject to the direction of the President Pro Tempore,
8 attest all writs, warrants and subpoenas issued by order of the
9 Senate and shall certify as to the passage of Senate Bills and
10 the approval of executive nominations.

11 Rule 8. Duties of the Chief Sergeant-at-Arms.

12 The Chief Sergeant-at-Arms shall:

13 (1) Be constantly in attendance during the sessions of
14 the Senate except when absent in discharging other duties.

15 (2) Have charge of and direct the work of the assistant
16 sergeants-at-arms.

17 (3) Serve all subpoenas and warrants issued by the
18 Senate or any duly authorized officer or committee.

19 (4) Maintain order, at the direction of the presiding
20 officer, in the Senate Chamber and adjoining rooms.

21 (5) See that no person, except those authorized to do
22 so, disturbs or interferes with the desk, or its contents, of
23 any Senator or officer.

24 (6) Exclude from the Floor all persons not entitled to
25 the privilege of the same.

26 (7) Have charge of all entrances to the Chamber during
27 the sessions of the Senate and shall see that the doors are
28 properly attended.

29 (8) Announce, upon recognition by the presiding officer,
30 all important communications and committees.

1 Senate shall otherwise direct.
2 Tenth Consideration of Executive
3 Nominations.
4 Eleventh Unfinished Business. Reports of
5 Committees. Unanimous consent
6 resolutions.
7 Twelfth First consideration of bills
8 reported from committee, which,
9 at this time, shall not be
10 subject to amendment, debate or
11 a vote thereon.
12 Thirteenth Announcements by the Secretary-
13 Parliamentarian.
14 Fourteenth Introduction of Petitions and
15 Remonstrances.
16 Fifteenth Recess.

17 (b) Special order of business.--Any subject may, by a vote
18 of a majority of the Members present, be made a special order;
19 and when the time so fixed for its consideration arrives, the
20 presiding officer shall lay it before the Senate.

21 Rule 10. Order and decorum.

22 (a) Recognition.--Any Senator who desires to speak or
23 deliver any matter to the Senate shall rise and respectfully
24 address the presiding officer as "Mr. President" or "Madam
25 President," and on being recognized, may address the Senate at a
26 microphone located on the Floor of the Chamber.

27 (b) Avoiding personal references.--Any Senator addressing
28 the Senate shall confine remarks to the question under debate,
29 avoiding personal references or questions as to motive.

30 (c) Speaking out of order.--If any Senator transgresses the

1 Rules of the Senate, in speaking or otherwise, the presiding
2 officer may, or any Senator may through the presiding officer,
3 call that Senator to order.

4 (d) Speaking more than twice.--No Senator shall speak more
5 than twice on one question without leave of the Senate.

6 (e) Decorum.--When a Senator is speaking, no other person
7 shall pass between the Senator and the presiding officer.

8 (f) Order and privilege.--No Senator speaking shall be
9 interrupted except by a call to order, a question of privilege,
10 a question of order or a call for the previous question, without
11 the consent of the Senator speaking, and no Senator shall speak
12 on a question after it is put to a vote.

13 (g) Questions of order.--The presiding officer shall decide
14 all questions of order, subject to appeal by any member. No
15 debate shall be allowed on questions of order, unless there is
16 an appeal. A second point of order on the same general subject,
17 but not the same point, is not in order while an appeal is
18 pending, but when the first appeal is decided, laid on the table
19 or otherwise disposed of, the second point of order is in order
20 and is subject to appeal. While an appeal is pending, no other
21 business is in order. It is within the discretion of the
22 presiding officer as to whether to vacate the chair on an
23 appeal.

24 (h) Question when interrupted.--A question regularly before
25 the Senate can be interrupted only by a call for the previous
26 question, for amendment, postponement, to lay on the table,
27 commitment, recess or adjournment sine die.

28 (i) Use of tobacco products.--No tobacco products, including
29 cigarettes, cigars, pipes and chewing tobacco, shall be used in
30 the Senate Chamber or in Senate Committee Rooms.

1 (j) Cell phones.--In the Senate Chamber, cell phones and
2 similar portable communication devices shall be set to silent
3 mode.

4 (k) Proper attire.--Members and staff with privilege of the
5 floor during Senate sessions shall not dress in a manner
6 offensive to the decorum of the Senate but shall be dressed in
7 professional attire, including a coat, tie and trousers or
8 slacks for men, and appropriate dignified dress for women.

9 Rule 11. Motions.

10 (a) Putting a motion.--When a motion is made, it shall,
11 before debate, be stated by the presiding officer. Every motion
12 made to the Senate and entertained by the presiding officer
13 shall be entered in the Journal with the name of the Senator
14 making it. A motion may be withdrawn by the Senator making it
15 before amendment, postponement, an order to lay on the table or
16 decision.

17 (b) Precedence of motions.--Motions shall take precedence in
18 the following order:

- 19 (1) Adjourn sine die.
- 20 (2) Recess.
- 21 (3) Previous question.
- 22 (4) Recess temporarily within the same session day.
- 23 (5) Questions of privilege of the Senate.
- 24 (6) Orders of the day.
- 25 (7) Lay on the table.
- 26 (8) Limit, close or extend limit on debate.
- 27 (9) Postpone.
- 28 (10) Commit or recommit.
- 29 (11) Amend.
- 30 (12) Main motion.

1 (c) Non-debatable motions.--Non-debatable motions are:

2 (1) Adjourn sine die.

3 (2) Recess.

4 (3) Recess temporarily within the same session day.

5 (4) Previous question.

6 (5) Lay on the table.

7 (6) Orders of the day.

8 (7) Limit, close or extend limit on debate.

9 (d) Motions which permit limited debate.--

10 (1) On the motion to postpone, the question of
11 postponement is open to debate, but the main question is not.

12 (2) The motion to commit or recommit to committee is
13 debatable as to the propriety of the reference, but the main
14 question is not open to debate.

15 (3) The motion to amend is debatable on the amendments
16 only and does not open the main question to debate.

17 (e) Seconding motions.--All motions, except for the previous
18 question, which shall be seconded by not less than four
19 Senators, may be made without a second.

20 (f) Recessing and convening.--

21 (1) A motion to recess shall always be in order, except,
22 when on the call for the previous question, the main question
23 shall have been ordered to be now put, or when a Member has
24 the Floor, and shall be decided without debate.

25 (2) On a motion to recess, adopted and not having a
26 reconvening time, the Senate will meet the following day at
27 10:00 a.m.

28 (3) The Senate shall not convene earlier than 8:00 a.m.
29 unless the Senate adopts a motion that sets forth the need to
30 convene earlier than 8:00 a.m.

1 (4) The Senate shall not recess later than 11:00 p.m.
2 each session day unless the Senate adopts a motion that sets
3 forth the need to recess later than 11:00 p.m.

4 (g) Motion for previous question.--Pending the consideration
5 of any question before the Senate, a Senator may call for the
6 previous question, and if seconded by four Senators, the
7 President shall submit the question: "Shall the main question
8 now be put?" If a majority vote is in favor of it, the main
9 question shall be ordered, the effect of which shall cut off all
10 further amendments and debate, and bring the Senate to a direct
11 vote first upon the pending amendments and motions, if there be
12 any, then upon the main proposition. The previous question may
13 be ordered on any pending amendment or motion before the Senate.

14 (h) Motion to lay on table.--The motion to lay on the table
15 is not debatable, and the effect of the adoption of this motion
16 is to place on the table the pending question and everything
17 adhering to it. Questions laid on the table remain there for the
18 entire session unless taken up before the session closes.

19 (i) Motion to take from table.--A motion to take from the
20 table, a bill or other subject, is in order under the same order
21 of business in which the matter was tabled. It shall be decided
22 without debate or amendment.

23 (j) Reconsideration.--

24 (1) When a question has once been made and carried in
25 the affirmative or negative, it shall be in order to move the
26 reconsideration thereof. When the Senate has been equally
27 divided on a question, or a bill shall have failed to pass by
28 reason of not having received the number of votes required by
29 the Constitution, it shall be in order to move the
30 reconsideration thereof.

1 (2) Provided, however, that no motion for the
2 reconsideration of any vote shall be in order after a bill,
3 resolution, report, amendment or motion upon which the vote
4 was taken shall have gone out of the possession of the
5 Senate.

6 (3) Provided, further, that no motion for
7 reconsideration shall be in order unless made on the same day
8 on which the vote was taken, or within the next five days of
9 voting session of the Senate thereafter.

10 (4) A motion to reconsider the same question a third
11 time is not in order.

12 (5) When a bill, resolution, report, amendment, order,
13 or communication, upon which a vote has been taken, shall
14 have gone out of the possession of the Senate and been sent
15 to the House of Representatives or to the Governor, the
16 motion to reconsider shall not be in order until a resolution
17 has been passed to request the House or Governor to return
18 the same and the same shall have been returned to the
19 possession of the Senate.

20 Rule 12. Bills.

21 (a) Passage of bills.--

22 (1) No law shall be passed except by bill, and no bill
23 shall be so altered or amended, on its passage through either
24 House, as to change its original purpose. (Const. Art. III,
25 Sec. 1)

26 (2) No alteration or amendment shall be considered which
27 is not appropriate and closely allied to the original purpose
28 of the bill. If a bill has been amended after being reported
29 by the Appropriations Committee and if the amendment may
30 require the expenditure of Commonwealth funds or funds of a

1 political subdivision or cause a loss of revenue to the
2 Commonwealth or a political subdivision, the Appropriations
3 Committee shall make a fiscal note reflecting the impact of
4 the amendment available to the Senators.

5 (b) Reference and printing.--No bill shall be considered
6 unless referred to a committee, printed for the use of the
7 members and returned therefrom. (Const. Art. III, Sec. 2)

8 (c) Form of bills.--No bill shall be passed containing more
9 than one subject, which shall be clearly expressed in its title,
10 except a general appropriation bill or a bill codifying or
11 compiling the law or a part thereof. (Const. Art. III, Sec. 3)

12 (d) Consideration of bills.--Every bill shall be considered
13 on three different days in each House. All amendments made
14 thereto shall be available pursuant to Rule 13(a)(2) for the use
15 of the members before the final vote is taken on the bill. Upon
16 written request addressed to the presiding officer of the Senate
17 by at least 25% of the Members elected to the Senate, any bill
18 shall be read at length in that House. No bill shall become a
19 law, unless on its final passage the vote is taken by yeas and
20 nays, the names of the persons voting for and against it are
21 entered on the Journal, and a majority of the Members elected to
22 each House is recorded thereon as voting in its favor. (Const.
23 Art. III, Sec. 4)

24 (e) Local and special bills.--No local or special bill shall
25 be passed unless notice of the intention to apply therefor shall
26 have been published in the locality where the matter or the
27 thing to be effected may be situated, which notice shall be at
28 least 30 days prior to the introduction into the General
29 Assembly of such bill and in the manner to be provided by law;
30 the evidence of such notice having been published shall be

1 exhibited in the General Assembly before such act shall be
2 passed. (Const. Art. III, Sec. 7)

3 (f) Revenue bills.--All bills for raising revenue shall
4 originate in the House of Representatives, but the Senate may
5 propose amendments as in other bills. (Const. Art. III, Sec. 10)

6 (g) Appropriation bills.--

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

12 (Const. Art. III, Sec. 11)

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

26 (Const. Art. III, Sec. 29)

27 (h) Charitable and educational appropriations.--No
28 appropriation shall be made to any charitable or educational
29 institution not under the absolute control of the Commonwealth,
30 other than normal schools established by law for the

1 professional training of teachers for the public schools of the
2 State, except by a vote of two-thirds of all the members elected
3 to each House. (Const. Art. III, Sec. 30)

4 (i) Land transfer legislation.--

5 (1) No bills granting or conveying Commonwealth land or
6 taking title thereto shall be reported by any committee of
7 the Senate unless there has been filed with the Secretary-
8 Parliamentarian and the Chair of the Reporting Committee, a
9 memorandum from the Department of General Services indicating
10 the use to which the property is presently employed, the full
11 consideration for the transfer, if any, a departmental
12 appraisal of the property, including its valuation and a list
13 of recorded liens and encumbrances, if any, the use to which
14 the property will be employed upon its transfer, the date by
15 which the land is needed for its new use and the senatorial
16 district or districts in which the land is located. The
17 memorandum shall be filed within 60 days after a request is
18 made for same and contain a statement by a responsible person
19 in the Department of General Services indicating whether or
20 not the departments involved favor the transfer which is the
21 subject of the bill under consideration. The sponsor of the
22 bill or the Chair of the Reporting Committee may request the
23 memorandum from the Department of General Services.

24 (2) No amendment granting or conveying Commonwealth land
25 or taking title thereto shall be considered by the Senate
26 unless there has been filed with the Secretary-
27 Parliamentarian and the Chair of the committee reporting the
28 bill a memorandum from the Department of General Services
29 indicating the use to which the property is presently
30 employed, the full consideration for the transfer, if any, a

1 departmental appraisal of the property, including its
2 valuation and a list of recorded liens and encumbrances, if
3 any, the use to which the property will be employed upon its
4 transfer, the date by which the land is needed for its new
5 use, the senatorial district or districts in which the land
6 is located and a statement by a responsible person in the
7 Department of General Services indicating whether or not the
8 departments involved favor the transfer which is the subject
9 of the amendment under consideration. The memorandum shall be
10 filed within 60 days after a request is made. The sponsor of
11 the amendment or the Chair of the Reporting Committee may
12 request the memorandum from the Department of General
13 Services.

14 (3) If a memorandum is not filed within 60 days after a
15 request is made to the Department of General Services, the
16 Senate or any committees of the Senate may consider bills or
17 amendments granting or conveying Commonwealth land or taking
18 title thereto, notwithstanding paragraphs (1) and (2).

19 (j) Consideration during second regular session.--All bills,
20 joint resolutions, resolutions, concurrent resolutions or other
21 matters pending before the Senate upon the recess of a first
22 regular session convening in an odd-numbered year shall maintain
23 their status and be pending before a second regular session
24 convening in an even-numbered year but not beyond adjournment
25 sine die or November 30th of such year, whichever first occurs.

26 (k) Introduction.--All bills shall be introduced in
27 quadruplicate. A sponsor may be added after a bill has been
28 printed but the addition of sponsors shall not require that the
29 bill be reprinted. All bills shall be examined by the
30 Legislative Reference Bureau for correctness as to form and

1 shall be imprinted with the stamp of the Bureau before being
2 filed with the Secretary-Parliamentarian for introduction.

3 (l) Character of bills to be introduced.--No Member shall
4 introduce, nor shall any committee report any bill for the
5 action of the Senate, proposing to legislate upon any of the
6 subjects prohibited by Article III, section 32 of the
7 Constitution.

8 (m) Printing of amended bills.--

9 (1) All bills reported or re-reported from committee, if
10 amended by the committee, and all bills on the Calendar, if
11 amended by the Senate, shall be reprinted and a new printer's
12 number assigned thereto before any action is taken thereon.

13 (2) No bill or joint resolution re-reported from
14 committee as amended shall be voted upon on final passage
15 until at least six hours have elapsed from the time of the
16 committee report.

17 (n) First consideration.--Bills on first consideration shall
18 not be subject to amendment, debate or a vote thereon.

19 (o) Second consideration.--Bills on second consideration may
20 be subject to amendment, debate and a vote thereon.

21 (p) Third consideration and final passage.--

22 (1) The following apply:

23 (i) Bills on third consideration may be amended and
24 are subject to debate. Bills on final passage may not be
25 amended but are open to debate. The vote on final passage
26 shall be taken by a roll call. The names of the Senators
27 voting for and against shall be recorded, entered in the
28 Journal and posted on the Internet website maintained by
29 the Senate. No bill shall be declared passed unless a
30 majority of all Senators elected to the Senate shall be

1 recorded as voting for the same.

2 (ii) No bill which may require an expenditure of
3 Commonwealth funds or funds of any political subdivision
4 or cause a loss of revenue to the Commonwealth or any
5 political subdivision shall be given third consideration
6 on the Calendar until it has been referred to the
7 Appropriations Committee and a fiscal note attached
8 thereto.

9 (iii) In obtaining the information required by these
10 Rules, the Appropriations Committee may utilize the
11 services of the Budget Office and any other State agency
12 as may be necessary.

13 (iv) No bills appropriating money for charitable or
14 benevolent purposes shall be considered finally until
15 after the general appropriation bill shall have been
16 reported from committee.

17 (2) The following apply:

18 (i) It shall not be in order, by suspension of this
19 Rule or otherwise, to consider a bill on final passage
20 unless it is printed, together with amendments, if any,
21 and made available to the Senators.

22 (ii) No bill or joint resolution amended on third
23 consideration shall be voted on final passage until at
24 least six hours have elapsed from the time of adoption of
25 the amendment.

26 (q) Prefiling of bills, joint resolutions and resolutions.--
27 Any Senator or Senator-elect may file bills, joint resolutions
28 and resolutions with the Secretary-Parliamentarian of the Senate
29 commencing on December 15 of each even-numbered year. The
30 Secretary-Parliamentarian of the Senate shall number the bills,

1 joint resolutions and resolutions and shall have them available
2 for distribution. Upon the naming of the committees of the
3 Senate at the convening of a First Regular Session, the
4 President Pro Tempore shall refer all prefiled measures to the
5 proper committee within 14 calendar days.

6 (r) Normal filing of bills, joint resolutions and
7 resolutions.--Senators may introduce bills, joint resolutions
8 and resolutions by filing the same with the Secretary-
9 Parliamentarian of the Senate. The Secretary-Parliamentarian of
10 the Senate shall number the bills, joint resolutions and
11 resolutions and shall notify the President Pro Tempore of the
12 fact of such filing.

13 (s) Referral to committee by President Pro Tempore.--Every
14 bill, joint resolution and resolution introduced by a Senator or
15 received from the House of Representatives shall be referred by
16 the President Pro Tempore to the appropriate committee within 14
17 calendar days. Upon referral, the Secretary-Parliamentarian of
18 the Senate shall deliver the bills, joint resolutions and
19 resolutions to the committees to which they have been referred.
20 The Secretary-Parliamentarian of the Senate shall have the
21 bills, joint resolutions and resolutions available for
22 distribution.

23 Rule 13. Amendments.

24 (a) When in order.--

25 (1) Amendments shall be in order when a bill is reported
26 or re-reported from committee, on second consideration and on
27 third consideration. No amendments shall be received by the
28 presiding officer or considered by the Senate which destroys
29 the general sense of the original bill or is not appropriate
30 and closely allied to the original purpose of the bill. Any

1 Member, upon request, must be furnished a copy of a proposed
2 amendment, this includes being available on the Senate
3 Virtual Session Desk application, and be given a reasonable
4 opportunity to consider same before being required to vote
5 thereon.

6 (2) Amendments offered on the Floor shall be read by the
7 Reading Clerk and stated by the presiding officer to the
8 Senate before being acted upon. Amendments shall be presented
9 with at least four typewritten copies obtained through the
10 Legislative Reference Bureau, which shall have the Sponsor
11 identified. No amendment may be considered by the Senate
12 until the Secretary-Parliamentarian of the Senate has posted
13 the amendment on the Internet website maintained by the
14 Senate.

15 (3) Amendments to bills or other main motions or
16 questions before the Senate may be tabled. When an amendment
17 proposed to any bill or other main motion or question before
18 the Senate is laid on the table, it shall not carry with it
19 or prejudice the bill, main motion or question. A motion to
20 take an amendment from the table shall only be in order if
21 the bill or other main motion or question remains before the
22 Senate for decision. The motion to take an amendment from the
23 table is not debatable and shall have the same precedence as
24 the motion to amend.

25 (b) Amendments reconsidering; revert to prior print.--
26 Amendments adopted or defeated may not be again considered
27 without reconsidering the vote by which the amendments were
28 adopted or defeated, unless a majority vote of the Senators
29 present shall decide to revert to a prior printer's number. If
30 such a motion is made to a bill on third consideration and

1 carried it shall not be in order to vote on the final passage of
2 the bill until a copy of the reverted printer's number is made
3 available to the Senators, this includes being available on the
4 Senate Virtual Session Desk application.

5 (c) Concurrence in House amendments.--

6 (1) The following apply:

7 (i) No amendments to bills by the House shall be
8 concurred in by the Senate, except by the vote of a
9 majority of the Members elected to the Senate taken by
10 yeas and nays. (Const. Art. III, Sec. 5)

11 (ii) If a bill on concurrence contains an amendment
12 which may require the expenditure of Commonwealth funds
13 or funds of a political subdivision or cause a loss of
14 revenue to the Commonwealth or a political subdivision,
15 the bill may not be voted finally until a fiscal note
16 reflecting the impact of the amendment is made available
17 to the Senators.

18 (2) The following apply:

19 (i) Any bill or resolution containing House
20 amendments which is returned to the Senate shall be
21 referred to the Committee on Rules and Executive
22 Nominations immediately upon the reading of the
23 communication by the Reading Clerk. The consideration of
24 any bill or resolution containing House amendments may
25 include the amendment of House amendments only by the
26 Committee on Rules and Executive Nominations. The vote on
27 concurring in amendments by the House to bills or
28 resolutions amended by the House shall not be taken until
29 the bills or resolutions have been favorably reported, as
30 committed or as amended, by the Committee on Rules and

1 Executive Nominations and have been placed on the desks
2 of the Senators, this includes being available on the
3 Senate Virtual Session Desk application, and particularly
4 referred to on their calendars.

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

19 Rule 14. Committees.

20 (a) Standing committees.--

21 (1) There shall be the following permanent standing
22 committees, the Chair, the Vice Chair and members thereof to
23 be appointed by the President Pro Tempore as soon as possible
24 after the election of the President Pro Tempore in sessions
25 convening in odd-numbered years or such other times as may be
26 necessary. The composition of each standing committee shall
27 reasonably reflect the caucus composition of the Senate
28 membership.

29 Aging and Youth - 10 members

30 Agriculture and Rural Affairs - 10 members

1 Appropriations - 21 members
2 Banking and Insurance - 13 members
3 Communications and Technology - 10 members
4 Community, Economic and Recreational Development - 13
5 members
6 Consumer Protection and Professional Licensure - 13
7 members
8 Education - 10 members
9 Environmental Resources and Energy -- 10 members
10 Finance -- 10 members
11 Game and Fisheries -- 10 members
12 Health and Human Services -- 10 members
13 Intergovernmental Operations -- 10 members
14 Judiciary - 13 members
15 Labor and Industry -- 10 members
16 Law and Justice -- 10 members
17 Local Government -- 10 members
18 Rules and Executive Nominations - 16 members
19 State Government -- 10 members
20 Transportation - 13 members
21 Urban Affairs and Housing -- 10 members
22 Veterans' Affairs and Emergency Preparedness -- 10
23 members

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

30 Subcommittees shall be regulated by the Senate Rules of

1 Procedure and shall be in existence for only that time
2 necessary to complete their assignments and report to their
3 standing committees.

4 (b) Members-ex-officio.--

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

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

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

18 (c) Committees' function between sessions.--Standing
19 committees shall exist and function both during and between
20 sessions. Such power shall not extend beyond November 30th of
21 any even-numbered year.

22 (d) Powers and responsibilities.--Standing committees are
23 authorized:

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

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

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

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

18 (e) Notice of meetings.--

19 (1) The following apply:

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

1 session on the day preceding its intended publication.

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

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

24 (2) A committee meeting, or hearing for which notice has
25 not been published as provided in paragraph (1), may be held
26 during a session only if approval is granted by the Majority
27 Leader and the Minority Leader and if notice of the bills to
28 be considered is given during session.

29 (f) Bills recommitted.--Any bill or resolution reported by
30 any standing committee without prior notice having been given as

1 required by these Rules shall be recommitted to the committee
2 reporting the same.

3 (g) Public meetings or hearings.--

4 (1) The following apply:

5 (i) The Chair of a standing committee may hold
6 hearings open to the public and in doing so shall make a
7 public announcement in writing prior to the date of the
8 hearing of the date, time, location and subject matter of
9 the hearing.

10 (ii) The Chair of a standing committee shall have
11 the power to designate whether or not a meeting of the
12 committee for the purpose of transacting committee
13 business shall be open to the public or shall be held in
14 executive session and therefore closed to the public, but
15 no matters may be considered in executive session for
16 which an open meeting is required under 65 Pa.C.S. Ch. 7
17 (relating to open meetings).

18 (2) All standing committees may have their hearings
19 reported and transcribed if payment for such service is being
20 made from committee funds. If payment is expected to be made
21 from a source other than committee funds, approval must be
22 first obtained from the President Pro Tempore.

23 (h) Quorum of committee.--A committee is actually assembled
24 only when a quorum constituting a majority of the members of
25 that committee is present in person. A majority of the quorum of
26 the whole committee shall be required to report any bill,
27 resolution or other matter to the Floor for action by the whole
28 Senate.

29 (i) Quorum of subcommittee.--A subcommittee is actually
30 assembled only when a quorum constituting a majority of the

1 members of that subcommittee is present in person. A majority of
2 the quorum of the whole subcommittee shall be required to report
3 any bill, resolution or other matter to the committee.

4 (j) Discharging committees.--

5 (1) No standing committee shall be discharged from
6 consideration of any bill, resolution or other matter within
7 10 legislative days of its reference to committee without the
8 unanimous consent of the Senate or after such 10-day period
9 except by majority vote of all members elected to the Senate.

10 (2) Such discharge shall be by resolution which shall
11 lie over one day for consideration upon introduction and
12 which may be considered under the Order of Business of
13 Resolutions on the Calendar.

14 Rule 15. Committee officers.

15 (a) Chair-ex-officio.--The Chair and Minority Chair of each
16 standing committee shall be ex-officio members of each
17 subcommittee that may be established as part of the standing
18 committee, with the right to attend meetings of the subcommittee
19 and vote on any matter before the subcommittee.

20 (b) Calling committee to order.--The Chair or, if authorized
21 by the Chair, the Vice Chair, shall call the committee to order
22 at the hour provided by these Rules. Upon the appearance of a
23 quorum, the committee shall proceed with the order of business.
24 Any member of the committee may question the existence of a
25 quorum.

26 (c) Chair control of the committee room.--The Chair or, if
27 authorized by the Chair, the Vice Chair, shall preserve order
28 and decorum and shall have general control of the committee
29 room. In case of a disturbance or disorderly conduct in the
30 committee room, the Chair or, if authorized by the Chair, the

1 Vice Chair, may cause the same to be cleared. The use of cell
2 phones and similar portable communication devices within any
3 Senate committee room by other than members of the Senate or
4 their staffs is strictly prohibited.

5 (d) Chair's authority to sign documents and decide questions
6 of order.--The Chair shall sign all notices, vouchers, subpoenas
7 or reports required or permitted by these Rules. The Chair shall
8 decide all questions of order relative to parliamentary
9 procedure, subject to an appeal by any member of the committee.

10 (e) Vote of Chair, Vice Chair.--The Chair and Vice Chair
11 shall vote on all matters before such committee; Provided, That
12 the name of the Chair shall be called last.

13 (f) Performance of duties by Vice Chair.--Upon the death of
14 the Chair, the Vice Chair shall perform the duties of the office
15 until and unless the President Pro Tempore shall appoint a
16 successor or designate an acting Chair. Upon and during
17 disability, or incapacity of the Chair, the Vice Chair shall
18 perform the Chair's duties.

19 (g) Chair's duty to report.--The Chair shall report any bill
20 to the Floor of the Senate not later than the next occurring
21 legislative day after the committee's vote to report it.

22 (h) Amendments.--Upon reporting the bill from committee, the
23 Chair shall submit all amendments adopted in committee to the
24 Secretary-Parliamentarian of the Senate for posting on the
25 Internet website maintained by the Senate.

26 Rule 16. Committee members.

27 Members, attendance and voting shall be as follows:

28 (1) Every member of a committee shall be in attendance
29 during each of its meetings, unless excused or necessarily
30 prevented, and shall vote on each question, except that a

1 member desiring to be excused from voting in committee due to
2 a direct, personal, private or pecuniary interest shall seek
3 a ruling from the Chair pursuant to Rule 20(c).

4 (2) The Chair may excuse any Senator for just cause from
5 attendance during the meetings of the committee for any
6 stated period.

7 (3) Any member of a committee who is otherwise engaged
8 in legislative duties may have the member's vote recorded on
9 bills, resolutions or other matters pending before the
10 committee by communicating in writing to the Chair the
11 inability to attend and the manner in which the member
12 desires to be voted on bills, resolutions or other matters
13 pending before the committee.

14 Rule 17. Committee voting.

15 Taking the vote shall be as follows:

16 (1) The Chair shall announce the results of all votes to
17 report a bill or resolution or a vote regarding an executive
18 nomination. All votes shall be open to the public and shall
19 be posted on the Internet website maintained by the Senate
20 within 24 hours.

21 (2) In all cases where the committee vote shall be
22 equally divided, the question falls.

23 Rule 18. Motions in committees.

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

26 Rule 19. Conference Committees.

27 (a) Composition.--The President Pro Tempore shall appoint
28 three Senators to comprise a Committee of Conference. Two shall
29 be from the Majority Party and one from the Minority Party.

30 (b) Deliberations.--The deliberations of the committee shall

1 be confined to the subject of difference between the two Houses,
2 unless both Houses shall direct a free conference.

3 (c) Report of Conference Committee.--

4 (1) The report of a Committee of Conference shall be
5 prepared in triplicate by the Legislative Reference Bureau
6 and shall be signed by the members or a majority of the
7 members of each committee comprising the Committee of
8 Conference. Every report of a Committee of Conference shall
9 be printed together with the bill as amended by the
10 committee, shall be made available to the Senators and shall
11 be particularly referred to on their calendars before action
12 shall be taken on such report. No report of a Committee of
13 Conference may be adopted by the Senate until at least six
14 hours have elapsed from the time of adoption of the report by
15 the Committee of Conference.

16 (2) A report of a Committee of Conference which requires
17 the expenditure of Commonwealth funds or funds of a political
18 subdivision or causes a loss of revenue to the Commonwealth
19 or a political subdivision shall have a fiscal note attached
20 before the report is finally adopted by the Senate.

21 (d) Adoption of Conference Committee report.--Reports of
22 committees of conference shall be adopted only by the vote of a
23 majority of the members elected to the Senate, taken by yeas and
24 nays. (Const. Art. III, Sec. 5)

25 Rule 20. Voting.

26 (a) Senators must be present.--Every Senator shall be
27 present within the Senate Chamber during the sessions of the
28 Senate and shall be recorded as voting on each question stated
29 from the Chair which requires a roll call vote unless the
30 Senator is on leave, is duly excused or is unavoidably prevented

1 from attending session. The refusal of any Senator to vote as
2 provided by this Rule shall be deemed a contempt of the Senate.

3 (b) Voting required.--Except as may be otherwise provided by
4 this Rule, no Senator shall be permitted to vote on any question
5 unless the Senator is present in the Senate Chamber at the time
6 the roll is being called, or prior to the announcement of the
7 vote, unless the following applies:

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

24 (2) Legislative leave.--A Senator who is performing a
25 legislative duty outside of the Harrisburg area may, upon
26 request during session, be granted a Legislative Leave by the
27 Senate and may be voted by the Senator's respective Floor
28 Leader. A specific reason for the Legislative Leave must be
29 given in writing by the Senator. The Legislative Leave
30 request shall be communicated to the Senator's respective

1 Whip for transmission to the respective Floor Leader prior to
2 the beginning of a roll call vote. All written Legislative
3 Leave requests shall be transmitted by the respective Floor
4 Leaders to the Secretary-Parliamentarian of the Senate for
5 retention in accordance with Rule 6(c)(3) within 24 hours of
6 the conclusion of the legislative day in which leave was
7 requested.

8 (3) Military leave.--A Senator who is on active duty or
9 in training with a reserve component of the armed forces of
10 the United States or the Pennsylvania National Guard or Air
11 National Guard may be granted a military leave. A Senator
12 requesting military leave shall submit a leave request to the
13 Senator's respective Floor Leader who shall transmit the
14 request to the Secretary-Parliamentarian of the Senate on
15 behalf of the Senator requesting leave within 24 hours of the
16 conclusion of the legislative day in which leave was
17 requested.

18 (4) Personal leave.--A Senator who is absent for any
19 purpose other than those set forth in these Rules may be
20 granted a personal leave. A Senator on personal leave shall
21 not be voted on any question before the Senate or on any
22 question before any committee of the Senate. A Senator
23 requesting personal leave shall submit a leave request to the
24 Senator's respective Floor Leader who shall transmit the
25 request to the Secretary-Parliamentarian of the Senate on
26 behalf of the Senator requesting leave within 24 hours of the
27 conclusion of the legislative day in which leave was
28 requested.

29 (c) Excused from voting.--

30 (1) A Senator desiring to be excused from voting due to

1 a direct, personal, private or pecuniary interest in any
2 question or bill proposed or pending before the Senate shall
3 seek a ruling from the presiding officer.

4 (2) Senators who seek a ruling on whether they have a
5 direct, personal, private or pecuniary interest in any
6 question or bill proposed or pending before the Senate shall,
7 after the Senator is recognized by the presiding officer,
8 make a brief statement of the reasons for making the request
9 and ask the presiding officer to decide whether or not the
10 Senator must vote. The question shall be decided by the
11 presiding officer without debate.

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

26 (e) Persons allowed at desk during roll call.--No Senator or
27 other person, except the Majority or Minority Leader or other
28 persons designated by them, shall be permitted at the Reading
29 Clerk's desk during the recording, counting or verification of a
30 roll call vote.

1 (f) Two-thirds vote.--When bills or other matters which
2 require a two-thirds vote are under consideration, the
3 concurrence of two-thirds of all the Senators elected shall not
4 be requisite to decide any question or amendment short of the
5 final question and, on any question short of the final one, a
6 majority of Senators voting shall be sufficient to pass the
7 same.

8 (g) Majority vote defined.--A majority of the Senators
9 elected shall mean a majority of the Senators elected, living,
10 sworn and seated.

11 (h) Majority vote.--When bills or other matters which
12 require a vote of the majority of Senators elected are under
13 consideration, the concurrence of a majority of all the Senators
14 elected shall not be requisite to decide any question or
15 amendment short of the final question; and, on any question
16 short of a final one, a majority of Senators voting shall be
17 sufficient to pass the same.

18 (i) Announcement of vote.--Upon completion of a roll call
19 vote or a voice vote, the result shall be announced immediately
20 unless the Majority or Minority Leader requests a delay.

21 (j) Explanation of vote.--Any Senator may, with the consent
22 of the Senate, make an explanation of a vote on any question and
23 have the explanation printed in the Journal.

24 (k) Tie vote.--In the case of a tie vote, the President of
25 the Senate may cast a vote to break the tie as long as, by doing
26 so, it does not violate any provisions of the Constitution of
27 Pennsylvania. In the event that there is a tie vote on a
28 question requiring a constitutional majority, the question
29 falls.

30 (l) Verifying vote.--Any Senator may demand a verification

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

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

21 Rule 21. Correspondents.

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

28 (b) Photographs in Senate Chamber.--

29 (1) Photographers may be authorized by the President Pro
30 Tempore to take still photographs in the Senate.

1 (2) No still photographs shall be taken in the Senate
2 during sessions without prior notice to the Senators. When
3 possible, such notice shall be given at the beginning of the
4 session during which the still photographs are scheduled to
5 be taken.

6 (c) Order and decorum of press.--

7 (1) Persons seated in the Senate Press Gallery shall be
8 dressed appropriately and shall, at all times, refrain from
9 loud talking or causing any disturbance which tends to
10 interrupt the proceedings of the Senate.

11 (2) Persons seated in the Senate Press Gallery shall not
12 walk onto the Floor of the Senate nor approach the rostrum or
13 the Reading Clerk's desk during session or while being at
14 ease.

15 Rule 22. Radio and television.

16 (a) Filming, videotaping, televising and broadcasting.--
17 Filming, videotaping, televising or broadcasting of Senate
18 sessions shall be permitted as provided in these Rules.

19 (b) Broadcasting session.--Nothing in this Rule shall be
20 construed to prohibit any licensed radio station or television
21 station from broadcasting a session from the Senate or any part
22 thereof; Provided, That the signal originates from the Senate-
23 operated audio-visual system which transmits Senate session
24 activity to the offices in the Main Capitol and environs.

25 Rule 23. Video feed and audio feed.

26 (a) Responsibilities of the Chief Clerk of the Senate.--

27 (1) The Chief Clerk, in consultation with the Secretary-
28 Parliamentarian of the Senate, shall provide a video feed and
29 audio feed of Senate Floor activity.

30 (2) The Chief Clerk shall be responsible for the

1 acquisition, installation and maintenance of equipment
2 required to provide the video feed and audio feed, and for
3 the continued development and operation of the feeds,
4 including the hiring of the necessary personnel.

5 (3) All equipment required to produce the video feed and
6 audio feed shall be operated by Senate personnel. Nothing in
7 any contract entered into by the Office of the Chief Clerk
8 regarding installation or maintenance of equipment shall
9 permit any control over the video cameras and microphones in
10 the Senate Chamber to be exercised by anyone but the
11 appropriate Senate officers and employees.

12 (b) Sessions provided free of charge.--

13 (1) Continuous broadcast of Senate sessions shall be
14 provided free of charge to any licensed television station,
15 radio station or cable television outlet and shall further be
16 available through the Senate's Internet website.

17 (2) The Senate Committee on Management Operations may
18 authorize providing the video feed and audio feed free of
19 charge to other entities.

20 (c) Funding.--Funding for the implementation and operation
21 of the broadcasting system shall be provided through Senate
22 appropriations as designated by the President Pro Tempore.

23 (d) Scope of video and audio feeds.--

24 (1) The video feed and audio feed shall provide a
25 complete, unedited record of what is said on the Floor of the
26 Senate and shall be free from commentary.

27 (2) To the extent possible, only the presiding officer
28 and the persons actually speaking shall be covered by the
29 video cameras and microphones.

30 (3) During roll call votes and other votes, the video

1 cameras shall be focused on the presiding officer or the
2 appropriate clerks until the announcement of the vote
3 tabulation by the presiding officer.

4 (4) During recesses of the Senate or when the Senate is
5 at ease, the video feed and audio feed shall be turned off.

6 (5) During guest introductions, video feed of guests
7 seated in the Senate Gallery or on the floor of the Senate is
8 permissible.

9 (e) Restrictions on video and audio feeds.--

10 (1) The video feed and audio feed, and any television or
11 radio coverage thereof, shall not be made available or used
12 for political or campaign purposes, whether in paid political
13 advertisements or otherwise. Use of the video feed and audio
14 feed shall be subject to all Federal and State laws relating
15 to elections and campaign practices.

16 (2) The video feed and audio feed, and any television or
17 radio coverage thereof, shall not be used in any commercial
18 advertisement.

19 (3) Any live coverage of the Senate shall be without and
20 presented without any commercial sponsorship, except when it
21 is part of a bona fide news program or public affairs
22 program.

23 (4) The President Pro Tempore or any other presiding
24 officer shall be prohibited from ordering, without consent of
25 the Senate, that any segment of a Floor session not be
26 broadcast or recorded.

27 (5) Except as provided in this paragraph, the President
28 Pro Tempore, any other presiding officer and any Senator,
29 officer or employee of the Senate shall be prohibited from
30 editing any portion of the video feed and audio feed

1 described in this Rule. A Senator may post a video clip or
2 audio clip of Senate session on an Internet website or
3 provide a video clip or audio clip of Senate session for any
4 television broadcast as long as the video clip or audio clip
5 exclusively features the Senator who is posting or providing
6 the video clip or audio clip.

7 (f) Other recording prohibited.--

8 (1) Except as provided in this Rule, any recording,
9 filming, videotaping, broadcasting or distribution of any
10 session of the Senate, or any part thereof, in any form
11 whatsoever is prohibited.

12 (2) Nothing in this Rule shall be construed to prohibit
13 any licensed radio or television station or other licensed
14 entity from broadcasting a session from the Senate or any
15 part thereof; Provided, That the signal originates from the
16 Senate-operated sound and video system which transmits Senate
17 session activity to the offices in the Main Capitol and
18 environs.

19 (g) Violations.--Any violation of this Rule shall be dealt
20 with as directed by the Committee on Rules and Executive
21 Nominations.

22 (h) Official record.--The video feed and audio feed provided
23 by the Senate shall not constitute an official record of Senate
24 actions. The official record of Senate actions shall be
25 contained in the Journals prepared by the Secretary-
26 Parliamentarian of the Senate and approved by the Senate.
27 Rule 24. Who privileged to the Floor of the Senate.

28 (a) Admission during session.--With the exception of the
29 Senate Gallery and Senate Press Gallery, no person shall be
30 admitted within the Senate Chamber during Senate sessions,

1 unless invited by the President Pro Tempore or the Majority
2 Leader or Minority Leader. Prior to the start of each Senate
3 session day, the Majority Leader and the Minority Leader shall
4 provide notice to the President Pro Tempore listing the guests
5 they have invited to the Floor of the Senate. During session,
6 authorized staff with access to the Senate Chamber shall be
7 limited and shall be restricted to the area immediately adjacent
8 to the Majority Leader's and Minority Leader's desks. Advice to
9 Senators during debate shall be allowed only when the Senator is
10 using the microphones at the Majority Leader's and Minority
11 Leader's desks.

12 (b) Rear entrance closed during session.--No person shall,
13 during a session, be permitted to enter through the front or
14 rear door of the Senate Chamber nor be present in the rooms
15 immediately to the rear of the Senate Chamber except for
16 Senators, officers and employees expressly authorized.

17 (c) Telephone facilities.--No person other than Senators,
18 Senate Officers or their staff shall, at any time, be permitted
19 to use the telephone facilities in or adjacent to the Senate
20 Chamber.

21 Rule 25. Rules.

22 (a) Force and effect.--These Rules shall be in full force
23 and effect until altered, changed, amended or repealed as
24 provided in subsection (d).

25 (b) Dispensing with Rules.--The consent of a majority of the
26 Senators elected shall be necessary to suspend any Rule.

27 (c) Voting for altering, changing or amending Rules.--The
28 consent of a majority of the Senators elected shall be necessary
29 to alter, change or amend these Rules.

30 (d) Alteration, change or amendment of Rules by

1 resolution.--All alterations, changes or amendments to Senate
2 Rules shall be by resolution which shall not be considered
3 unless first referred to and reported from the Rules and
4 Executive Nominations Committee.

5 Rule 26. Mason's Manual of Legislative Procedure to govern
6 Senate.

7 The Rules of Parliamentary Practice comprised in Mason's
8 Manual of Legislative Procedure shall govern the Senate in all
9 cases to which they are applicable, and in which they are not
10 inconsistent with the Standing Rules, Prior Decisions and Orders
11 of the Senate.

12 Rule 27. Quorum.

13 (a) Majority constitutes a quorum.--A majority of Senators
14 elected shall constitute a quorum, but a smaller number may
15 adjourn from day to day and compel the attendance of absent
16 members. (Const. Art. II, Sec. 10)

17 (b) When less than a quorum is present.--When, upon a call,
18 which may be demanded by not less than four Senators, it is
19 found that less than a quorum is present, it shall be the duty
20 of the presiding officer to order the doors of the Senate to be
21 closed, and to direct the Reading Clerk to call the roll of the
22 Senate and note the absentees after which the names of the
23 absentees shall be again called. A Senator whose absence is not
24 excused, or for whom an insufficient excuse is made, may by
25 order of a majority of the Senators present be sent for and
26 taken into custody by the Chief Sergeant-at-Arms, or assistant
27 sergeants-at-arms appointed for the purpose. Any unexcused
28 Senator shall be brought before the bar of the Senate, where the
29 Senator, unless excused by a majority of the Senators present,
30 shall be publicly reprimanded by the presiding officer for

1 neglect of duty.

2 (c) When less than a quorum vote but are present.--When less
3 than a quorum vote upon any subject under the consideration of
4 the Senate, not less than four Senators may demand a call of the
5 Senate, when it shall be the duty of the presiding officer to
6 order the doors of the Senate to be closed and the roll of the
7 Senators to be called. If it is ascertained that a quorum is
8 present, either by answering to their names, or by their
9 presence in the Senate, the presiding officer shall again order
10 the yeas and nays; and, if any Senator present refuses to vote,
11 the name or names of such Senator shall be entered on the
12 Journal as "Present but not voting." Such refusal to vote shall
13 be deemed a contempt; and, unless purged, the presiding officer
14 shall direct the Chief Sergeant-at-Arms to bring the Senator
15 before the bar of the Senate, where the Senator shall be
16 publicly reprimanded by the presiding officer.

17 Rule 28. Executive nominations.

18 (a) Presentation and reference.--

19 (1) All nominations by the Governor or the Attorney
20 General shall be submitted to the Secretary-Parliamentarian
21 of the Senate. All nominees shall file the financial
22 statements required pursuant to 65 Pa.C.S. Ch. 11 (relating
23 to ethics standards and financial disclosure) with the
24 Secretary-Parliamentarian of the Senate. Copies of the
25 nominations and financial statements shall be furnished by
26 the Secretary-Parliamentarian of the Senate to the Majority
27 Caucus Secretary and Minority Caucus Secretary or their
28 designees.

29 (2) Nominations shall, after being read, without a
30 motion, be referred by the presiding officer to the Committee

1 on Rules and Executive Nominations. After having been
2 reported by the committee, the final question on every
3 nomination shall be: "Will the Senate advise and consent to
4 this nomination?"

5 (3) The Chair of the Committee on Rules and Executive
6 Nominations shall designate an appropriate standing committee
7 of the Senate to conduct a public hearing for nominees that
8 have Statewide jurisdiction and to which salaries are
9 attached. The Committee on Rules and Executive Nominations
10 shall refer those nominees to the designated committee for
11 the purpose of holding a public hearing to scrutinize the
12 qualifications of nominees and to report its recommendations.
13 Public hearings may be held for nominees for any other
14 office.

15 (b) Information concerning nominations.--All information,
16 communication or remarks made by a Senator when acting upon
17 nominations in committee, concerning the character or
18 qualifications of the person nominated, may be kept
19 confidential. If, however, charges shall be made against a
20 person nominated, the committee may, in its discretion, notify
21 the nominee, but the name of the person making such charges
22 shall not be disclosed.

23 (c) Consideration.--When the consideration of executive
24 nominations is reached in the order of business, a Senator may
25 make a motion to go into executive session for the purpose of
26 confirming the nominations which have been reported from
27 committee; and on the motion being agreed to, the nomination or
28 nominations shall be considered until finally disposed of,
29 unless the same shall be postponed by a majority of the Senate.

30 (d) Executive session.--When in executive session, no

1 communication shall be received from the Governor, unless it be
2 relative to the nomination under consideration, nor from the
3 House of Representatives, nor shall any other business be
4 considered.

5 (e) Reconsideration.--When a nomination is confirmed or
6 rejected by the Senate, any Senator may move for a
7 reconsideration on the same day on which the vote was taken, or
8 on either of the next two days of voting session of the Senate;
9 but if a notification of the confirmation or rejection of a
10 nomination shall have been sent to the Governor before the
11 expiration of the time within which a motion to reconsider may
12 be made, the motion to reconsider shall be accompanied by a
13 motion to request the Governor to return such notification to
14 the Senate. A motion to reconsider the vote on a nomination may
15 be laid on the table without prejudice to the nomination.

16 Rule 29. Resolutions.

17 (a) Introduction.--All resolutions, Senate and concurrent,
18 shall be introduced by presenting five copies of the Resolution,
19 with the sponsor identified, to the presiding officer.

20 (b) Consideration.--The following resolutions, after being
21 read, shall be referred to an appropriate committee without
22 debate unless by unanimous consent the Senate shall otherwise
23 direct and, if favorably reported by the committee, shall lie
24 over one day for consideration, after which the resolutions may
25 be called up under the appropriate order of business:

26 (1) All Senate concurrent resolutions and House
27 concurrent resolutions, excepting resolutions in reference to
28 adjournment sine die, recesses and resolutions recalling
29 bills from the Governor, which shall be regarded as
30 privileged.

1 (2) Resolutions containing calls for information from
2 the heads of departments or to alter the Rules.

3 (3) Resolutions giving rise to debate, except those that
4 relate to the disposition of matters immediately before the
5 Senate, those that relate to the business of the day on which
6 they were offered, and those that relate to adjournment sine
7 die or a recess.

8 (c) Printing in Senate History.--

9 (1) (Reserved).

10 (2) All resolutions shall be adopted by a majority vote
11 of the Senators present except as specifically provided for
12 in these Rules.

13 (d) Joint Resolutions.--

14 (1) Joint resolutions shall be limited to constitutional
15 amendments and shall be adopted by a vote of a majority of
16 the Senators elected to the Senate.

17 (2) A Joint resolution when passed by both Houses shall
18 not be transmitted to the Governor for approval or
19 disapproval but shall be filed in the Office of the Secretary
20 of the Commonwealth in accordance with Article XI, section 1
21 of the Constitution of Pennsylvania.

22 Rule 29.1. Citations.

23 (a) Preparation.--A member making a request that a Senate
24 Citation be issued to a particular person or on a specified
25 occasion shall provide the Legislative Reference Bureau with the
26 facts necessary for the preparation of the citation on a
27 suitable form.

28 (b) Filing.--The citation request shall be filed with the
29 Secretary-Parliamentarian of the Senate and automatically
30 referred to the President Pro Tempore, who may approve and sign

1 the citation on behalf of the Senate.

2 (c) Issuance.--One original citation shall be issued by the
3 Secretary-Parliamentarian of the Senate.

4 Rule 30. General access to the Senate Floor prohibited.

5 The Secretary-Parliamentarian of the Senate shall cause the
6 doors to the Senate Floor to be closed to all persons except
7 those who are entitled to access pursuant to the Rules of the
8 Senate. On days when the Senate is not in session, access to the
9 Senate Floor by any person not connected with the Senate is
10 prohibited. Other than the Senator, no person shall be permitted
11 to occupy the seat of a Senator at any time.

12 Rule 31. Veto.

13 (a) Passing over veto.--When any bill is not approved by the
14 Governor, he shall return it with his objection to the House in
15 which such bill originated. Thereupon such House shall enter the
16 objections upon their Journal and proceed to reconsider it. If,
17 after such reconsideration, two-thirds of all the Members
18 elected to that House shall agree to pass the bill, it shall be
19 sent with the objections to the other House by which likewise it
20 shall be reconsidered and, if approved by two-thirds of all the
21 members elected to that House, it shall become a law. (Const.
22 Art. IV, Sec. 15)

23 (b) Consideration during second regular session.--A bill
24 vetoed in a first regular session and not finally acted upon may
25 be brought up for consideration in a second regular session.

26 Rule 32. Division of a question.

27 Any Senator may call for a division of a question by the
28 Senate if the question includes points so distinct and separate
29 that, one of them being taken away, the other will stand as a
30 complete proposition. The motion to strike out and insert is

1 indivisible.

2 Rule 33. Coordination with other Senate Rules.

3 Any use of Senate resources or time shall be governed by the
4 Financial Operating Rules and the Ethical Conduct Rules of the
5 Senate.

6 Rule 34. Committee on Ethics.

7 (a) Composition.--In addition to the committees created by
8 Rule 14, there shall be a Senate Committee on Ethics which shall
9 be composed of six members appointed by the President Pro
10 Tempore. Three members shall be of the Majority Party and three
11 members shall be of the Minority Party. The Minority Party
12 members will be appointed on the recommendation of the Minority
13 Leader.

14 (b) Organization.--The Senate Committee on Ethics shall be
15 organized as follows:

16 (1) The President Pro Tempore shall appoint one of the
17 Majority Party members as Chair and, on the recommendation of
18 the Minority Leader, one of the Minority Party members as
19 Vice Chair. A quorum for this committee shall be four
20 members, and the committee shall have such duties, powers,
21 procedure and jurisdiction as are prescribed and authorized
22 in this Rule.

23 (2) The chair shall notify all members of the committee
24 at least 24 hours in advance of the date, time and place of a
25 meeting. Whenever the chair shall refuse to call a meeting, a
26 majority of the committee may call a meeting by giving two
27 days' written notice to the Majority Leader and the Minority
28 Leader of the Senate setting forth the time and place for
29 such meeting. A meeting commenced in this manner shall be
30 held at the time and place specified in the notice.

1 (3) Except as provided in subsection (j), all meetings
2 of the committee shall be open to the public and notice of
3 such meetings shall be given as generally provided in these
4 Rules for the convening of committees.

5 (4) The committee may adopt rules of procedure for the
6 orderly conduct of its affairs, investigations, hearings and
7 meetings, which rules are not inconsistent with this Rule.

8 (c) Receipt of complaint.--The committee shall receive
9 complaints against any Senator alleging unethical conduct in
10 violation of a Senate Rule, statute or constitutional provision
11 governing the ethical conduct of a Senator. Any complaint filed
12 with the committee shall:

13 (1) be submitted in writing;

14 (2) be sworn or affirmed by the person filing the
15 complaint; and

16 (3) detail the alleged unethical conduct in question and
17 specify the Rule, statute or constitutional provision
18 allegedly violated.

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

30 (e) Disposition of complaints.--If it is determined by a

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

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

28 (g) Confidentiality.--Prior to the commencement of a formal
29 investigation, the fact that a preliminary investigation is
30 being conducted or is to be conducted shall be confidential

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

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

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

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

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

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

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

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

4 (2) All testimony, documents, records, data, statements
5 or 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
8 hearings or in a report to the Senate.

9 (3) 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
12 the accuser and be represented by counsel.

13 (4) 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 pursuant to the rules of the committee as
19 follows:

20 "I do solemnly swear or affirm that I will not disclose,
21 to any person or entity outside of the Senate Committee
22 on Ethics, any information received in the course of my
23 service with the committee, except as authorized by the
24 committee or in accordance with the Rules of the Senate."
25 Copies of the executed oath or affirmation shall be provided
26 to the Secretary-Parliamentarian of the Senate as part of the
27 records of the Senate. Any Senator or other person who
28 violates the confidentiality requirements of this subsection
29 shall be removed immediately from the committee and replaced
30 by another Senator, counsel or employee of the Senate

1 appointed in like manner as the person's original appointment
2 or selection.

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

21 (m) Distribution of report.--After the expiration of the
22 seven-day notice requirement contained in subsection (l), the
23 Senate Committee on Ethics shall file its report with the
24 Secretary-Parliamentarian of the Senate, who shall cause a copy
25 of the report of the committee to be distributed to the members
26 of the Senate. The report of the Senate Committee on Ethics
27 shall be placed on the Senate Calendar and shall be acted upon
28 by the Senate within 10 legislative days of the adoption of a
29 temporary rule setting forth rules of procedure for the orderly
30 disposition of the report by the full Senate. A vote by a

1 majority of the members elected to the Senate shall be necessary
2 to adopt each finding set forth in the Ethics Committee Report.

3 (n) Sanction.--Should the full Senate vote to adopt an
4 unethical conduct finding against a Senator as set forth in the
5 Ethics Committee Report, that Senator may be subject to sanction
6 by the full Senate. A sanction may include any of the following
7 depending on the circumstances of the violation:

8 (1) a warning;

9 (2) a written reprimand;

10 (3) restitution for damages; or

11 (4) any other sanction provided for pursuant to the
12 Rules of the Senate or the Constitution of Pennsylvania.

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

27 (p) Committee member under investigation.--In the event that
28 a member of the Senate Committee on Ethics shall be under
29 investigation, that Senator shall be temporarily replaced on the
30 committee in a like manner to the Senator's original

1 appointment.

2 (q) Costs and expenses.--Whenever the committee shall employ
3 independent counsel to conduct a preliminary or formal
4 investigation or shall incur other expenses pursuant to its
5 duties pursuant to this Rule, payment of costs of such
6 independent counsel or other expenses incurred by the committee
7 pursuant to this Rule shall be paid by the Chief Clerk of the
8 Senate upon submission of vouchers and necessary documentation.
9 The vouchers shall be signed by both the Chair and Vice Chair of
10 the committee. Included in such allowable expense items shall be
11 travel and per diem for the members of the committee. The Chief
12 Clerk shall pay such expenses out of funds appropriated to the
13 Chief Clerk for incidental expenses.

14 Rule 35. Status of members indicted or convicted of a crime.

15 (a) Status generally.--When an indictment is returned
16 against a member of the Senate, and the gravamen of the
17 indictment is directly related to the Senator's conduct as a
18 committee chair, ranking minority committee member or in a
19 position of leadership, the Senator shall be relieved of such
20 committee chairmanship, ranking minority committee member
21 status, or leadership position until the indictment is disposed
22 of, but the member shall otherwise continue to function as a
23 Senator, including voting, and shall continue to be paid.

24 (b) Restoration.--If, during the same legislative session,
25 the indictment is quashed, or the court finds that the Senator
26 is not guilty of the offense alleged, the Senator shall
27 immediately be restored to the committee chairmanship, ranking
28 minority committee member status, or leadership position
29 retroactively from which that Senator was suspended.

30 (c) Resolution of expulsion.--Upon a finding or verdict of

1 guilt by a judge or jury, a plea or admission of guilt or plea
2 of nolo contendere of a crime by a member of the Senate, the
3 gravamen of which relates to the member's conduct as a Senator,
4 and upon imposition of sentence, the Secretary-Parliamentarian
5 of the Senate shall prepare a resolution of expulsion under
6 session, which shall appear on the Calendar on the next
7 legislative session day following an imposition of sentence
8 based upon a determination or admission of guilt or a plea of
9 nolo contendere.

10 Rule 36. Status of officers or employees indicted or convicted
11 of a crime.

12 (a) Suspension.--Whenever any officer or employee of the
13 Senate is indicted or otherwise charged before a court of record
14 with the commission of a felony or a misdemeanor, the gravamen
15 of which relates to the officer's or employee's conduct or
16 status as an officer or employee of the Commonwealth or the
17 disposition of public funds, the officer or employee shall be
18 suspended immediately without pay and benefits by the Chief
19 Clerk of the Senate. After a finding or a verdict of guilt by a
20 judge or jury, plea or admission of guilt, or plea of nolo
21 contendere, and upon imposition of sentence, the employment
22 shall be terminated.

23 (b) Termination of suspension.--If the indictment is
24 quashed, or the court finds that the officer or employee is not
25 guilty of the offense alleged, the suspension without pay shall
26 be terminated, and the officer or employee shall receive
27 compensation for the period of time during which the officer or
28 employee was suspended, which compensation shall be reduced by
29 the amount of any compensation the officer or employee earned
30 from other employment during the period of suspension.

1 (c) Appeal.--If the officer or employee or the supervising
2 Senator of such employee disagrees with the decision of the
3 Chief Clerk of the Senate as to whether an indictment for
4 particular conduct shall be a crime requiring suspension or
5 dismissal, the officer or employee in question or the
6 supervising Senator of the employee may appeal the suspension to
7 the Senate Committee on Ethics, which shall determine whether
8 the conduct charged is an offense requiring suspension. Whenever
9 an appeal of a suspension shall be taken to the committee, the
10 suspension shall remain effective pending a decision by the
11 committee.

12 Rule 37. Affiliation with nonprofit entities.

13 (a) Requirements.--In order for a Senator or Senate
14 employee, including a family member of the Senator or Senate
15 employee, to be affiliated with a nonprofit entity, the
16 nonprofit entity must meet all of the following:

17 (1) Be a legal entity formed under the laws of this
18 Commonwealth or another state that is qualified for nonprofit
19 status.

20 (2) Have a formally established board of directors with
21 at least four members that is fully accountable for the
22 nonprofit entity's overall operation.

23 (3) Have a written set of bylaws or rules, approved by
24 its board of directors, that establishes its composition and
25 governance process.

26 (4) Require official action of the board of directors to
27 be approved and executed in a manner consistent with its
28 bylaws or rules.

29 (5) Not receive grant funding directly from the
30 Commonwealth that comprises its sole source of operational

1 funding.

2 (b) Prohibitions.--A Senator or Senate employee, including a
3 family member of that Senator or Senate employee, who is
4 affiliated with a nonprofit entity may not do any of the
5 following with regard to a nonprofit entity with which that
6 Senator or Senate employee, including a family member of that
7 Senator or Senate employee, is affiliated:

8 (1) Exercise sole and unilateral control of a final
9 action of the nonprofit entity regarding allocation or
10 disbursement of grant funding that the nonprofit entity
11 receives directly from the Commonwealth.

12 (2) Direct a Senate employee to staff or provide
13 services to the nonprofit entity as a condition of
14 employment.

15 (3) Direct the personnel or other resources of the
16 nonprofit entity for the benefit of a Senator's campaign.

17 (4) Commingle funds from any Senate expense account with
18 the funds of the nonprofit entity with the knowledge and
19 intent that those funds are to be used for the direct
20 reimbursement of expenses incurred by that nonprofit entity.

21 (5) Maintain a Senate district office within or
22 contiguous to the same office as the nonprofit entity.

23 (c) Applicability.--A Senator or Senate employee, including
24 a family member of that Senator or Senate employee, shall not be
25 subject to the requirements of this Rule if the affiliated
26 nonprofit entity receives no grant funding directly from the
27 Commonwealth.

28 (d) Training.--To assure compliance with this Rule by
29 Senators and Senate employees, appropriate training measures
30 shall be implemented by the Senate. Training shall be provided

1 annually for all Senators and Senate employees.

2 (e) Definitions.--As used in this Rule, the following words
3 and phrases shall have the meanings given to them in this
4 subsection unless the context clearly indicates otherwise:

5 "Affiliated." Serving:

6 (1) as an officer of a nonprofit entity;

7 (2) on the board of directors of a nonprofit entity;

8 (3) as a paid employee of a nonprofit entity; or

9 (4) as a contractor of a nonprofit entity.

10 "Family member." A spouse or child.

11 "Nonprofit entity." An entity that is qualified by the
12 Internal Revenue Service as meeting the requirements of section
13 501(c) of the Internal Revenue Code of 1986 (Public Law 99-514,
14 26 U.S.C. § 501(c)).