

Those are realities that we have to contend with. There has never been a time that this Legislature has tried in such a frontal assault to take away prerogatives of the Governor, never, or of the courts. Those are the other two branches, but the Legislature is run over roughshod, at least by the executive and on occasion in a more subtle fashion by the judiciary. I hope that this one time you will overrule the Chair and give me a vote on the issue, but don't say that we should not as a Legislature even be able to consider it. If you don't like it, then don't vote for it, but don't take away, by a formal vote, our right as a Legislature to consider propositions that are legitimate and could legitimately be considered by us.

SPEAKER NICHOL: Thank you. The question is, shall the Chair be overruled? All those in favor vote aye, opposed nay. Mr. Clerk, do you want to call the roll? Okay, it takes 20 votes with the number present to overrule the Chair.

CLERK: (Roll call vote taken as found on page 61 of the Legislative Journal.) 12 ayes, 24 nays on the motion to overrule the Chair.

SPEAKER NICHOL: The Chair is not overruled.

CLERK: Mr. President, Senator Haberman would move to amend.

SPEAKER NICHOL: Senator Haberman.

SENATOR HABERMAN: Mr. President, members of the body, my motion is also to repeal LB 496. Now, we had a fight here a couple years ago that rules and regulations should come back to the Legislature so that we can examine them and see if they are within the intent of the law. We passed that bill and the Governor vetoed it so we have no control over rules and regulations. Now the reasons that I want to repeal LB 496 is for the reason that the state government, or state bureaucrat has, in fact, taken away from us what we put into the bill. The bill, Section 6, Section 1 of this act shall not apply to a driver or passenger who possesses written verification from a physician that the driver or passenger is unable to wear a safety belt for medical reasons. That's what is in the bill. LB 496 specifically states, the seat belt bill states, a driver or passenger who possesses a written verification from a physician that the driver or