

AMENDMENTS TO LB 97

Introduced by Ashford, 20

1 1. Strike the original section and insert the following
2 new sections:

3 Section 1. Section 69-2441, Revised Statutes Cumulative
4 Supplement, 2006, is amended to read:

5 69-2441 (1)(a) A permitholder may carry a concealed
6 handgun anywhere in Nebraska, except any: Police, sheriff, or
7 Nebraska State Patrol station or office; detention facility,
8 prison, or jail; courtroom or building which contains a courtroom;
9 polling place during a bona fide election; meeting of the governing
10 body of a county, public school district, municipality, or
11 other political subdivision; meeting of the Legislature or a
12 committee of the Legislature; financial institution; professional,
13 or semiprofessional, ~~or collegiate athletic event; school, school~~
14 ~~grounds, school-owned vehicle, or school-sponsored activity or~~
15 ~~athletic event;~~ building, grounds, vehicle, or sponsored activity
16 or athletic event of any public, private, denominational, or
17 parochial school or private or public university, college, or
18 community college; place of worship; emergency room or trauma
19 center; political rally or fundraiser; establishment having a
20 license issued under the Nebraska Liquor Control Act that derives
21 over one-half of its total income from the sale of alcoholic
22 liquor; place where the possession or carrying of a firearm
23 is prohibited by state or federal law; a place or premises

1 where the person, persons, entity, or entities in control of the
2 property or employer in control of the property has prohibited
3 permitholders from carrying concealed handguns into or onto the
4 place or premises; or into or onto any other place or premises
5 where handguns are prohibited by law or rule or regulation.

6 (b) A financial institution may authorize its security
7 personnel to carry concealed handguns in the financial institution
8 while on duty so long as each member of the security personnel, as
9 authorized, is in compliance with the Concealed Handgun Permit Act
10 and possesses a permit to carry a concealed handgun issued pursuant
11 to the act.

12 (2) If a person, persons, entity, or entities in control
13 of the property or an employer in control of the property prohibits
14 a permitholder from carrying a concealed handgun into or onto the
15 place or premises and such place or premises are open to the
16 public, a permitholder does not violate this section unless the
17 person, persons, entity, or entities in control of the property
18 or employer in control of the property has posted conspicuous
19 notice that carrying a concealed handgun is prohibited in or
20 on the place or premises or has made a request, directly or
21 through an authorized representative or management personnel, that
22 the permitholder remove the concealed handgun from the place or
23 premises. A permitholder carrying a concealed handgun in a vehicle
24 into or onto any place or premises does not violate this section
25 so long as the handgun is not removed from the vehicle while the
26 vehicle is in or on the place or premises. An employer may prohibit
27 employees or other persons who are permitholders from carrying

1 concealed handguns in vehicles owned by the employer.

2 (3) A permitholder shall not carry a concealed handgun
3 while he or she is consuming alcohol or while the permitholder
4 has remaining in his or her blood, urine, or breath any previously
5 consumed alcohol or any controlled substance as defined in section
6 28-401. A permitholder does not violate this subsection if the
7 controlled substance in his or her blood, urine, or breath was
8 lawfully obtained and was taken in therapeutically prescribed
9 amounts.

10 Sec. 2. Section 69-2443, Revised Statutes Cumulative
11 Supplement, 2006, is amended to read:

12 69-2443 (1) A permitholder who violates subsection (1)
13 or (2) of section 69-2440 or section 69-2441 or 69-2442 is guilty
14 of a Class III misdemeanor for the first violation and a Class I
15 misdemeanor for any second or subsequent violation.

16 (2) A permitholder who violates subsection (3) of section
17 69-2440 is guilty of a Class I misdemeanor.

18 ~~(3) A permitholder who violates this section shall also~~
19 ~~be subject to revocation of his or her permit under section~~
20 ~~69-2439.~~

21 (3) A permitholder convicted of a violation described in
22 subsection (1) or (2) of this section may also have his or her
23 permit revoked.

24 Sec. 3. Original sections 69-2441 and 69-2443, Revised
25 Statutes Cumulative Supplement, 2006, are repealed.