

AMENDMENTS TO LB 817

Introduced by Ashford, 20.

1           1. Strike the original sections and all amendments  
2 thereto and insert the following new sections:

3           Section 1. Section 2-32,101, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           2-32,101 (1) Any law enforcement officer, including, but  
6 not limited to, any Game and Parks Commission conservation officer,  
7 local police officer, member of the Nebraska State Patrol, or  
8 sheriff or deputy sheriff, is authorized to enforce ~~the provisions~~  
9 ~~of~~ sections 2-3292 to 2-32,100 and any rules and regulations  
10 adopted and promulgated pursuant to such sections. A district  
11 shall not employ law enforcement personnel and shall be prohibited  
12 from expending any funds for such purpose, except as provided in  
13 subsection (2) of this section. Each district shall provide a copy  
14 of its rules and regulations to the appropriate law enforcement  
15 officer. Any law enforcement officer may arrest and detain any  
16 person committing a violation of the rules and regulations in a  
17 recreation area or committing any misdemeanor or felony as provided  
18 by the laws of this state.

19           (2) A natural resources district may expend funds to  
20 enter into agreements pursuant to the Interlocal Cooperation Act  
21 for the services of certified law enforcement personnel or to  
22 contract for the services of private security services to patrol  
23 and protect district-owned recreation areas and to assist law

1 enforcement officers in enforcing sections 2-3292 to 2-32,100 and  
2 any rules and regulations adopted and promulgated pursuant to such  
3 sections.

4           Sec. 2. Section 28-1212.04, Revised Statutes Supplement,  
5 2009, is amended to read:

6           28-1212.04 Any person, within the territorial boundaries  
7 of any city, ~~incorporated village,~~ of the first class or county  
8 containing a city of the metropolitan class or primary class, who  
9 unlawfully, knowingly, and intentionally ~~or recklessly~~ discharges  
10 a firearm, while in any motor vehicle or in the proximity of  
11 any motor vehicle that such person has just exited, at or in the  
12 general direction of any person, dwelling, building, structure,  
13 occupied motor vehicle, occupied aircraft, inhabited motor home as  
14 defined in section 71-4603, or inhabited camper unit as defined in  
15 section 60-1801~~7~~ is guilty of a Class IC felony.

16           Sec. 3. Section 69-2403, Reissue Revised Statutes of  
17 Nebraska, is amended to read:

18           69-2403 (1) Except as provided in this section and  
19 section 69-2409, a person shall not purchase, lease, rent, or  
20 receive transfer of a handgun until he or she has obtained a  
21 certificate in accordance with section 69-2404. Except as provided  
22 in this section and section 69-2409, a person shall not sell,  
23 lease, rent, or transfer a handgun to a person who has not obtained  
24 a certificate.

25           (2) The certificate shall not be required if:

26           ~~(1)~~ (a) The person acquiring the handgun is a licensed  
27 firearms dealer under federal law;

1           ~~(2)~~ (b) The handgun is an antique handgun;

2           ~~(3)~~ (c) The person acquiring the handgun is authorized to  
3 do so on behalf of a law enforcement agency;

4           ~~(4)~~ (d) The transfer is a temporary transfer of a handgun  
5 and the transferee remains ~~(a)~~ (i) in the line of sight of the  
6 transferor or ~~(b)~~ (ii) within the premises of an established  
7 shooting facility; ~~or~~

8           ~~(5)~~ (e) The transfer is between a person and his or  
9 her spouse, sibling, parent, child, aunt, uncle, niece, nephew, or  
10 grandparent;~~;~~

11           (f) The person acquiring the handgun is a holder of a  
12 valid permit under the Concealed Handgun Permit Act; or

13           (g) The person acquiring the handgun is a peace officer  
14 as defined in section 69-2429.

15           Sec. 4. Original sections 2-32,101 and 69-2403, Reissue  
16 Revised Statutes of Nebraska, and section 28-1212.04, Revised  
17 Statutes Supplement, 2009, are repealed.