



One Hundred First Legislature - First Session - 2009
Introducer's Statement of Intent
LB 430

Chairperson: Brad Ashford
Committee: Judiciary
Date of Hearing: March 11, 2009

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Legislative Bill 430 would make changes to Nebraska's Concealed Handgun Permit Act, and specifies what powers cities and village have with respect to firearms.

Section 1 of this bill would declare that cities and villages shall *not* have the power to regulate the ownership, possession, and transportation of firearms, except as expressly provided by state law. Any current ordinances, permits, and regulations of cities and villages regulating such firearm issues would be declared null and void.

Sections 3 through 6 of LB 430 would amend the Concealed Handgun Permit Act. First, in Section 3, the requirement for the Nebraska State Patrol to issue a concealed handgun permit within five days after a criminal background check would be changed to within thirty days from application for a permit.

Second, in Section 4, the bill would allow permanently stationed military personnel in Nebraska who, for voting and tax purposes are not considered residents of Nebraska, to be considered residents for the purpose of the Concealed Handgun Act. Section 4 was taken directly from LB 826, which was advanced to General File in 2008.

Third, in Section 5, LB 430 would allow a place of worship to authorize its security personnel to carry concealed handguns on its property so long as each member of the security personnel complies with Concealed Handgun Permit Act and possesses such permit. This authority is modeled after the current law that allows security personnel for a financial institution to carry concealed handguns under the requirements of the Nebraska Concealed Handgun Permit Act.

Finally, Section 6, would add a new section to the Concealed Handgun Permit Act allowing for reciprocity, the recognition of concealed handgun permits and licenses from other states and the District of Columbia. This section would extend reciprocity if the individual was not a resident of Nebraska, and the state or the District of Columbia has been determined by the Attorney General to have standards equal to or greater than the standards imposed by the act. The Attorney General would be required to maintain and publish a list of those states who meet those qualifications.

Principal Introducer:

Senator Mark Christensen