

AMENDMENTS TO LB 142

(Amendments to Standing Committee amendments, AM579)

Introduced by Pedersen, 39

1 1. Insert the following new sections:

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

4 69-2441 (1)(a) A permitholder may carry a concealed  
5 handgun anywhere in Nebraska, except any: Police, sheriff, or  
6 Nebraska State Patrol station or office; detention facility,  
7 prison, or jail; courtroom or building which contains a courtroom;  
8 polling place during a bona fide election; meeting of the governing  
9 body of a county, public school district, municipality, or  
10 other political subdivision; meeting of the Legislature or a  
11 committee of the Legislature; financial institution; professional,  
12 or semiprofessional, or collegiate athletic event; school, school  
13 grounds, school-owned vehicle, or school-sponsored activity or  
14 athletic event; building, grounds, vehicle, or sponsored activity  
15 or athletic event of any public, private, denominational, or  
16 parochial school, or private or public university, college, or  
17 community college; place of worship; emergency room or trauma  
18 center; political rally or fundraiser; establishment having a  
19 license issued under the Nebraska Liquor Control Act that derives  
20 over one-half of its total income from the sale of alcoholic  
21 liquor; place where the possession or carrying of a firearm  
22 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. 5. 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 2. Renumber the remaining sections and correct the  
25 internal references and repealer section accordingly.