

AMENDMENTS TO LB 512

(Amendments to E & R amendments, ER68)

Introduced by Lautenbaugh

1 1. Insert the following new sections:

2 Sec. 4. Section 69-2441, Reissue Revised Statutes of
3 Nebraska, 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 athletic event; building, grounds, vehicle,
13 or sponsored activity or athletic event of any public, private,
14 denominational, or parochial elementary, vocational, or secondary
15 school, a private postsecondary career school as defined in
16 section 85-1603, a community college, or a public or private
17 college, junior college, or university; place of worship; hospital,
18 emergency room, or trauma center; political rally or fundraiser;
19 establishment having a license issued under the Nebraska Liquor
20 Control Act that derives over one-half of its total income from the
21 sale of alcoholic liquor; place where the possession or carrying
22 of a firearm is prohibited by state or federal law; a place

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

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 (c) A place of worship may authorize its security
13 personnel to carry concealed handguns on its property so long
14 as each member of the security personnel, as authorized, is in
15 compliance with the Concealed Handgun Permit Act and possesses a
16 permit to carry a concealed handgun issued pursuant to the act and
17 written notice is given to the congregation and, if the property is
18 leased, the carrying of concealed handguns on the property does not
19 violate the terms of any real property lease agreement between the
20 place of worship and the lessor.

21 (2) If a person, persons, entity, or entities in control
22 of the property or an employer in control of the property prohibits
23 a permitholder from carrying a concealed handgun into or onto the
24 place or premises and such place or premises are open to the
25 public, a permitholder does not violate this section unless (a) the
26 person, persons, entity, or entities in control of the property
27 or employer in control of the property has posted conspicuous

1 notice that carrying a concealed handgun is prohibited in or on
2 the place or premises ~~or~~ and has made a request, directly or
3 through an authorized representative or management personnel, that
4 the permitholder remove the concealed handgun from the place or
5 premises and (b) the permitholder has refused to comply with the
6 request to remove the concealed handgun from the place or premises.

7 (3) A permitholder carrying a concealed handgun in a
8 vehicle or on his or her person while riding in or on a vehicle
9 into or onto any parking area, which is open to the public, used by
10 any location listed in subdivision (1)(a) of this section, does not
11 violate this section if, prior to exiting the vehicle, the handgun
12 is locked inside the glove box, trunk, or other compartment of the
13 vehicle, a storage box securely attached to the vehicle, or, if the
14 vehicle is a motorcycle, a hardened compartment securely attached
15 to the motorcycle. This subsection does not apply to any parking
16 area used by such location when the carrying of a concealed handgun
17 into or onto such parking area is prohibited by federal law.

18 (4) An employer may prohibit employees or other persons
19 who are permitholders from carrying concealed handguns in vehicles
20 owned by the employer.

21 (5) A permitholder shall not carry a concealed handgun
22 while he or she is consuming alcohol or while the permitholder
23 has remaining in his or her blood, urine, or breath any previously
24 consumed alcohol or any controlled substance as defined in section
25 28-401. A permitholder does not violate this subsection if the
26 controlled substance in his or her blood, urine, or breath was
27 lawfully obtained and was taken in therapeutically prescribed

1 amounts.

2 Sec. 5. Section 69-2443, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 69-2443 (1) A permitholder who violates subsection (1)
5 or (2) of section 69-2440, subsection (1), (3), (4), or (5) of
6 ~~ex~~ section 69-2441, or section 69-2442 is guilty of a Class III
7 misdemeanor for the first violation and a Class I misdemeanor for
8 any second or subsequent violation.

9 (2) A permitholder who violates subsection (3) of section
10 69-2440 is guilty of a Class I misdemeanor.

11 (3) A permitholder who violates subsection (2) of section
12 69-2441 is guilty of a Class IV misdemeanor.

13 ~~(3)~~ (4) A permitholder convicted of a violation described
14 in subsection (1) or (2) of this section may also have his or her
15 permit revoked.

16 2. Renumber the remaining sections and correct internal
17 references and the repealer section accordingly.