

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 807

Introduced by Lautenbaugh, 18.

Read first time January 05, 2012

Committee: Judiciary

A BILL

- 1 FOR AN ACT relating to the Concealed Handgun Permit Act; to amend
- 2 section 69-2433, Revised Statutes Supplement, 2011; to
- 3 change application requirements as prescribed; and to
- 4 repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 69-2433, Revised Statutes Supplement,
2 2011, is amended to read:

3 69-2433 An applicant shall:

4 (1) Be at least twenty-one years of age;

5 (2) Not be prohibited from purchasing or possessing a
6 handgun by 18 U.S.C. 922, as such section existed on January 1, 2005;

7 (3) Possess the same powers of eyesight as required under
8 section 60-4,118 for a Class O operator's license. If an applicant
9 does not possess a current Nebraska motor vehicle operator's license,
10 the applicant may present a current optometrist's or
11 ophthalmologist's statement certifying the vision reading obtained
12 when testing the applicant. If such certified vision reading meets
13 the vision requirements prescribed by section 60-4,118 for a Class O
14 operator's license, the vision requirements of this subdivision shall
15 have been met;

16 (4) Not have pled guilty to, not have pled nolo
17 contendere to, or not have been convicted of a felony under the laws
18 of this state or under the laws of any other jurisdiction;

19 (5) Not have pled guilty to, not have pled nolo
20 contendere to, or not have been convicted of a misdemeanor crime of
21 violence under the laws of this state or under the laws of any other
22 jurisdiction within the ten years immediately preceding the date of
23 application;

24 (6) Not have been found in the previous ten years to be a
25 mentally ill and dangerous person under the Nebraska Mental Health

1 Commitment Act or a similar law of another jurisdiction or not be
2 currently adjudged mentally incompetent;

3 (7)(a) Have been a resident of this state for at least
4 one hundred eighty days. For purposes of this section, resident does
5 not include an applicant who maintains a residence in another state
6 and claims that residence for voting or tax purposes except as
7 provided in subdivision (b) or (c) of this subdivision;

8 (b) If an applicant is a member of the United States
9 Armed Forces, such applicant shall be considered a resident of this
10 state for purposes of this section after he or she has been stationed
11 at a military installation in this state pursuant to permanent duty
12 station orders even though he or she maintains a residence in another
13 state and claims that residence for voting or tax purposes; or

14 (c) If an applicant is a new Nebraska resident and
15 possesses a valid permit to carry a concealed handgun issued by his
16 or her previous state of residence that is recognized by this state
17 pursuant to section 69-2448, such applicant shall be considered a
18 resident of this state for purposes of this section;

19 (8) ~~Have~~ Not have had no violations a conviction of any
20 law of this state relating to firearms, unlawful use of a weapon, or
21 controlled substances or of any similar laws of another jurisdiction
22 ~~in within~~ the ten years preceding the date of application;

23 (9) Not be on parole, probation, house arrest, or work
24 release;

25 (10) Be a citizen of the United States; and

1 (11) Provide proof of training.
2 Sec. 2. Original section 69-2433, Revised Statutes
3 Supplement, 2011, is repealed.