INTRODUCED BY HANSEN, 26.
READ FIRST TIME JANUARY 18, 2017
COMMITTEE: JUDICIARY

A BILL FOR AN ACT relating to firearms; to amend sections 69-2404,
69-2424, 69-2425, 69-2429, and 69-2430, Reissue Revised Statutes of
Nebraska, and sections 69-2402, 69-2409, 69-2409.01, 69-2427,
69-2436, and 69-2439, Revised Statutes Cumulative Supplement, 2016;
to define terms; to require notification when a person prohibited by
state or federal law attempts to purchase, lease, rent, or receive
transfer of a handgun or apply for a permit to carry a concealed
handgun under the Concealed Handgun Permit Act; to require reports;
to eliminate an obsolete provision; to harmonize provisions; and to
repeal the original sections.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF NEBRASKA,
Section 1. Section 69-2402, Revised Statutes Cumulative Supplement, 2016, is amended to read:

69-2402 For purposes of sections 69-2401 to 69-2425 and section 4 of this act:

(1) Antique handgun or pistol means any handgun or pistol, including those with a matchlock, flintlock, percussion cap, or similar type of ignition system, manufactured in or before 1898 and any replica of such a handgun or pistol if such replica (a) is not designed or redesigned for using rimfire or conventional centerfire fixed ammunition or (b) uses rimfire or conventional centerfire fixed ammunition which is no longer manufactured in the United States and which is not readily available in the ordinary channels of commercial trade;

(2) Commission means the Nebraska Commission on Law Enforcement and Criminal Justice;

(3) Criminal history record check includes a check of the criminal history records of the Nebraska State Patrol and a check of the Federal Bureau of Investigation's National Instant Criminal Background Check System;

(4) Firearm-related disability means a person is not permitted to (a) purchase, possess, ship, transport, or receive a firearm under either state or federal law, (b) obtain a certificate to purchase, lease, rent, or receive transfer of a handgun under section 69-2404, or (c) obtain a permit to carry a concealed handgun under the Concealed Handgun Permit Act; and

(5) Handgun means any firearm with a barrel less than sixteen inches in length or any firearm designed to be held and fired by the use of a single hand; and

(6) Prohibited possessor means a potential purchaser, lessee, renter, or transferee of a handgun who is prohibited from purchasing or possessing a handgun under state or federal law.

Sec. 2. Section 69-2404, Reissue Revised Statutes of Nebraska, is
amended to read:

69-2404 Any person desiring to purchase, lease, rent, or receive transfer of a handgun shall apply with the chief of police or sheriff of the applicant's place of residence for a certificate. The application may be made in person or by mail. The application form and certificate shall be made on forms approved by the Superintendent of Law Enforcement and Public Safety. The application shall include the applicant's full name, address, date of birth, and country of citizenship. If the applicant is not a United States citizen, the application shall include the applicant's place of birth and his or her alien or admission number. If the application is made in person, the applicant shall also present a current Nebraska motor vehicle operator's license, state identification card, or military identification card, or if the application is made by mail, the application form shall describe the license or card used for identification and be notarized by a notary public who has verified the identification of the applicant through such a license or card. An applicant shall receive a certificate if he or she is twenty-one years of age or older and is not a prohibited possessor from purchasing or possessing a handgun by 18 U.S.C. 922. A fee of five dollars shall be charged for each application for a certificate to cover the cost of a criminal history record check.

Sec. 3. Section 69-2405, Reissue Revised Statutes of Nebraska, is amended to read:

69-2405 Upon the receipt of an application for a certificate, the chief of police or sheriff shall issue a certificate or deny a certificate and furnish the applicant the specific reasons for the denial in writing. The chief of police or sheriff shall be permitted up to three days in which to conduct an investigation to determine whether the applicant is a prohibited possessor by law from purchasing or possessing a handgun. If the certificate or denial is mailed to the applicant, it shall be mailed to the applicant's address by first-class mail within the
three-day period. If it is determined that the purchase or possession of
a handgun by the applicant would be in violation of applicable federal,
state, or local law, the chief of police or sheriff shall deny the
certificate and notify the commission pursuant to section 4 of this act.
In computing the three-day period, the day of receipt of the application
shall not be included and the last day of the three-day period shall be
included. The three-day period shall expire at 11:59 p.m. of the third
day unless it is a Saturday, Sunday, or legal holiday in which event the
period shall run until 11:59 p.m. of the next day which is not a
Saturday, Sunday, or legal holiday. No later than the end of the three-
day period the chief of police or sheriff shall issue or deny such
certificate and, if the certificate is denied, furnish the applicant the
specific reasons for denial in writing and notify the commission pursuant
to section 4 of this act. No civil liability shall arise to any law
enforcement agency if such law enforcement agency complies with sections
69-2401, 69-2403 to 69-2408 and section 4 of this act, and 69-2409.01.

Sec. 4. (1) Upon issuing a denial under section 69-2405, the chief
of police or sheriff shall electronically send a copy of the application
under section 69-2404 and a notification of denial to the commission. The
notification shall include the identity of the prohibited possessor, the
date and time of the determination that the person was a prohibited
possessor, and the grounds for such determination. The notification shall
be sent in a form and manner prescribed by the commission.

(2) Within seventy-two hours of receipt of the notification of
denial, the commission shall:

(a) Evaluate whether another state or local law enforcement agency
or a county attorney or the United States Attorney for the District of
Nebraska should be alerted that a prohibited possessor has applied for a
certificate; and

(b) If the commission determines that such an agency or prosecutor
should be alerted, electronically send such agency or prosecutor a copy
of the application and the notification of denial and an explanation for
why an alert was deemed necessary.

(3) On or before July 1, 2018, and each July 1 thereafter, each
chief of police or sheriff who sent a notification of denial under
subsection (1) of this section and each law enforcement agency which
received a notification under subsection (2) of this section shall make a
written report to the commission which includes the following information
for each such notification for the preceding year:

(a) Whether the notification gave rise to an active or completed
investigation;

(b) The status of any such open investigation and the disposition of
any such completed investigation, including, without limitation, whether
the prohibited possessor was arrested, referred for prosecution, or
convicted of a crime in connection with the notification; and

(c) If the notification did not give rise to an investigation, an
explanation of why no investigation occurred.

(4) On or before July 1, 2018, and each July 1 thereafter, each
county attorney who received a notification under subsection (2) of this
section shall make a written report to the commission which includes the
following information for each notification for the preceding year:

(a) Whether the notification gave rise to an active or completed
investigation;

(b) Whether the prohibited possessor has been arrested or charged
with violating section 69-2408 or any other provision of state law in
connection with the notification and, if so, a description of the charge
or charges;

(c) The disposition of every charge filed against the prohibited
possessor in connection with the notification; and

(d) If the notification did not give rise to a criminal charge, an
explanation of why no charge was filed.

(5) On or before October 1, 2018, and each October 1 thereafter, the
commission shall use the reports submitted under subsections (3) and (4) of this section to publish a written report detailing the following information:

(a) The number of notifications of denial received under subsection (1) of this section;

(b) The number of notifications sent by the commission to state and local law enforcement agencies, to United States attorneys, and to county attorneys pursuant to subsection (2) of this section;

(c) An explanation for why any notification was sent pursuant to subsection (2) of this section;

(d) The number of investigations opened and concluded and the number of referrals for prosecution;

(e) The number of investigations opened, by grounds for prohibited possessor status;

(f) The number of referrals for prosecution, by grounds for prohibited possessor status;

(g) The number of charges arising from notifications under this section, by type of charge and grounds for prohibited possessor status; and

(h) The disposition of all such charges by type of charge and grounds for prohibited possessor status.

Sec. 5. Section 69-2409, Revised Statutes Cumulative Supplement, 2016, is amended to read:

69-2409 (1) It is the intent of the Legislature that the Nebraska State Patrol implement an expedited program of upgrading Nebraska's automated criminal history files to be utilized for, among other law enforcement purposes, an instant criminal history record check on handgun purchasers when buying a handgun from a licensed importer, manufacturer, or dealer so that such instant criminal history record check may be implemented as soon as possible on or after January 1, 1995.

(2) The patrol's automated arrest and conviction records shall be
reviewed annually by the Superintendent of Law Enforcement and Public Safety who shall report the status of such records within thirty days of such review to the Governor and the Clerk of the Legislature. The report submitted to the Clerk of the Legislature shall be submitted electronically. The instant criminal history record check system shall be implemented by the patrol on or after January 1, 1995, when, as determined by the Superintendent of Law Enforcement and Public Safety, eighty-five percent of the Nebraska arrest and conviction records since January 1, 1965, available to the patrol are included in the patrol's automated system. Not less than thirty days prior to implementation and enforcement of the instant check system, the patrol shall send written notice to all licensed importers, manufacturers, and dealers outlining the procedures and toll-free number described in sections 69-2410 to 69-2423.

(3) Upon implementation of the instant criminal history record check system, a person who desires to purchase, lease, rent, or receive transfer of a handgun from a licensed importer, manufacturer, or dealer may elect to obtain such handgun either under sections 69-2401, 69-2403 to 69-2408 and section 4 of this act, and 69-2409.01 or under sections 69-2409.01 and 69-2410 to 69-2423.

Sec. 6. Section 69-2409.01, Revised Statutes Cumulative Supplement, 2016, is amended to read:

69-2409.01 (1) For purposes of sections 69-2401 to 69-2425 and section 4 of this act, the Nebraska State Patrol shall be furnished with only such information as may be necessary for the sole purpose of determining whether an individual is disqualified from purchasing or possessing a handgun pursuant to state law or is subject to the disability provisions of 18 U.S.C. 922(d)(4) and (g)(4). Such information shall be furnished by the Department of Health and Human Services. The clerks of the various courts shall furnish to the Department of Health and Human Services and Nebraska State Patrol, as soon as practicable but
within thirty days after an order of commitment or discharge is issued or
after removal of firearm-related disabilities pursuant to section 71-963, all information necessary to set up and maintain the data base required
by this section. This information shall include (a) information regarding
those persons who are currently receiving mental health treatment pursuant to a commitment order of a mental health board or who have been discharged, (b) information regarding those persons who have been committed to treatment pursuant to section 29-3702, and (c) information regarding those persons who have had firearm-related disabilities removed pursuant to section 71-963. The mental health board shall notify the Department of Health and Human Services and the Nebraska State Patrol when such disabilities have been removed. The Department of Health and Human Services shall also maintain in the data base a listing of persons committed to treatment pursuant to section 29-3702. To ensure the accuracy of the data base, any information maintained or disclosed under this subsection shall be updated, corrected, modified, or removed, as appropriate, and as soon as practicable, from any data base that the state or federal government maintains and makes available to the National Instant Criminal Background Check System. The procedures for furnishing the information shall guarantee that no information is released beyond what is necessary for purposes of this section.

(2) In order to comply with sections 69-2401 and 69-2403 to 69-2408 and this section and section 4 of this act, the Nebraska State Patrol shall provide to the chief of police or sheriff of an applicant's place of residence or a licensee in the process of a criminal history record check pursuant to section 69-2411 only the information regarding whether or not the applicant is a prohibited possessor disqualified from purchasing or possessing a handgun.

(3) Any person, agency, or mental health board participating in good faith in the reporting or disclosure of records and communications under this section is immune from any liability, civil, criminal, or otherwise,
that might result by reason of the action.

(4) Any person who intentionally causes the Nebraska State Patrol to request information pursuant to this section without reasonable belief that the named individual has submitted a written application under section 69-2404 or has completed a consent form under section 69-2410 shall be guilty of a Class II misdemeanor in addition to other civil or criminal liability under state or federal law.

(5) The Nebraska State Patrol and the Department of Health and Human Services shall report electronically to the Clerk of the Legislature on a biannual basis the following information about the database: (a) The number of total records of persons unable to purchase or possess firearms because of disqualification or disability shared with the National Instant Criminal Background Check System; (b) the number of shared records by category of such persons; (c) the change in number of total shared records and change in number of records by category from the previous six months; (d) the number of records existing but not able to be shared with the National Instant Criminal Background Check System because the record was incomplete and unable to be accepted by the National Instant Criminal Background Check System; and (e) the number of hours or days, if any, during which the database was unable to share records with the National Instant Criminal Background Check System and the reason for such inability. The report shall also be published on the web sites of the Nebraska State Patrol and the Department of Health and Human Services.

Sec. 7. Section 69-2410, Reissue Revised Statutes of Nebraska, is amended to read:

69-2410 No importer, manufacturer, or dealer licensed pursuant to 18 U.S.C. 923 shall sell or deliver any handgun to another person other than a licensed importer, manufacturer, dealer, or collector until he or she has:

(1)(a) Inspected a valid certificate issued to such person pursuant
to sections 69-2401, 69-2403 to 69-2408 and section 4 of this act, and
69-2409.01; and

(b) Inspected a valid identification containing a photograph of such
person which appropriately and completely identifies such person; or

(2)(a) Obtained a completed consent form from the potential buyer or
transferee, which form shall be established by the Nebraska State Patrol
and provided by the licensed importer, manufacturer, or dealer. The form
shall include the name, address, date of birth, gender, race, and country
of citizenship of such potential buyer or transferee. If the potential
buyer or transferee is not a United States citizen, the completed consent
form shall contain the potential buyer's or transferee's place of birth
and his or her alien or admission number;

(b) Inspected a valid identification containing a photograph of the
potential buyer or transferee which appropriately and completely
identifies such person;

(c) Requested by toll-free telephone call or other electromagnetic
communication that the Nebraska State Patrol conduct a criminal history
record check; and

(d) Received a unique approval number for such inquiry from the
Nebraska State Patrol indicating the date and number on the consent form.

Sec. 8. Section 69-2411, Reissue Revised Statutes of Nebraska, is
amended to read:
69-2411 (1) Upon receipt of a request for a criminal history record
check, the Nebraska State Patrol shall as soon as possible during the
licensee's telephone call or by return telephone call:
(a) Check its criminal history records and check the Federal Bureau
of Investigation's National Instant Criminal Background Check System to
determine if the potential buyer or transferee is a prohibited possessor
from receipt or possession of a handgun pursuant to state or federal law;
and

(b) Either (i) inform the licensee that its records demonstrate that
the potential buyer or transferee is a prohibited possessor from receipt or possession of a handgun or (ii) provide the licensee with a unique approval number.

(2) In the event of electronic failure or similar emergency beyond the control of the Nebraska State Patrol, the patrol shall immediately notify a requesting licensee of the reason for and estimated length of such delay. In any event, no later than the end of the next business day the Nebraska State Patrol shall either (a) inform the licensee that its records demonstrate that the potential buyer or transferee is a prohibited possessor from receipt or possession of a handgun or (b) provide the licensee with a unique approval number. If the licensee is not informed by the end of the next business day that the potential buyer is a prohibited possessor from receipt or possession of a handgun, and regardless of whether the unique approval number has been received, the licensee may complete the sale or delivery and shall not be deemed to be in violation of sections 69-2410 to 69-2423 with respect to such sale or delivery.

(3) A fee of three dollars shall be charged for each request of a criminal history record check required pursuant to section 69-2410, which amount shall be transmitted monthly to the Nebraska State Patrol. Such amount shall be for the purpose of covering the costs of the criminal history record check.

Sec. 9. Section 69-2412, Reissue Revised Statutes of Nebraska, is amended to read:

69-2412 (1) Any records which are created by the Nebraska State Patrol to conduct the criminal history record check containing any of the information set forth in subdivision (2)(a) of section 69-2410 pertaining to a potential buyer or transferee who is not a prohibited possessor from receipt or transfer of a handgun by reason of state or federal law shall be confidential and may not be disclosed by the patrol or any officer or employee thereof to any person. The Nebraska State Patrol shall destroy
any such records as soon as possible after communicating the unique approval number, and in any event, such records shall be destroyed within forty-eight hours after the date of receipt of the licensee's request.

(2) Notwithstanding the provisions of this section, the Nebraska State Patrol shall only maintain a log of dates of requests for criminal history record checks and unique approval numbers corresponding to such dates for not to exceed one year.

(3) Nothing in this section shall be construed to allow the state to maintain records containing the names of licensees who receive unique approval numbers or to maintain records of handgun transactions, including the names or other identification of licensees and potential buyers or transferees including persons who are not otherwise prohibited possessors by law from the receipt or possession of handguns.

Sec. 10. Section 69-2414, Reissue Revised Statutes of Nebraska, is amended to read:

69-2414 Any person who is denied the right to purchase or receive a handgun as a result of procedures established by sections 69-2410 to 69-2423 may request amendment of the record pertaining to him or her by petitioning the Nebraska State Patrol. If the Nebraska State Patrol fails to amend the record within seven days, the person requesting the amendment may petition the county court of the county in which he or she resides for an order directing the patrol to amend the record. If the person proves by a preponderance of the evidence that the record should be amended, the court shall order the record be amended. If the record demonstrates that such person is not a prohibited possessor from receipt or possession of a handgun by state or federal law, the Nebraska State Patrol shall destroy any records it maintains which contain any information derived from the criminal history record check.

Sec. 11. Section 69-2421, Reissue Revised Statutes of Nebraska, is amended to read:

69-2421 Any licensed importer, manufacturer, or dealer who knowingly
and intentionally sells or delivers a handgun in violation of sections 69-2401 to 69-2425 and section 4 of this act shall be guilty of a Class IV felony.

Sec. 12. Section 69-2422, Reissue Revised Statutes of Nebraska, is amended to read:

69-2422 For purposes of sections 69-2401 to 69-2425 and section 4 of this act, any person who knowingly and intentionally obtains a handgun for the purposes of transferring it to a person who is prohibited possessor from receipt or possession of a handgun by state or federal law shall be guilty of a Class IV felony.

Sec. 13. Section 69-2424, Reissue Revised Statutes of Nebraska, is amended to read:

69-2424 The Nebraska State Patrol shall adopt and promulgate rules and regulations to carry out sections 69-2401 to 69-2425 and section 4 of this act.

Sec. 14. Section 69-2425, Reissue Revised Statutes of Nebraska, is amended to read:

69-2425 Any city or village ordinance existing on September 6, 1991, shall not be preempted by sections 69-2401 to 69-2425 and section 4 of this act.

Sec. 15. Section 69-2427, Revised Statutes Cumulative Supplement, 2016, is amended to read:

69-2427 Sections 69-2427 to 69-2449 and section 20 of this act shall be known and may be cited as the Concealed Handgun Permit Act.

Sec. 16. Section 69-2429, Reissue Revised Statutes of Nebraska, is amended to read:

69-2429 For purposes of the Concealed Handgun Permit Act:

(1) Commission means the Nebraska Commission on Law Enforcement and Criminal Justice;

(2) (1) Concealed handgun means the handgun is totally hidden from view. If any part of the handgun is capable of being seen, it is not a
concealed handgun;

(3) Emergency services personnel means a volunteer or paid firefighter or rescue squad member or a person licensed to provide emergency medical services pursuant to the Emergency Medical Services Practice Act;

(4) Handgun means any firearm with a barrel less than sixteen inches in length or any firearm designed to be held and fired by the use of a single hand;

(5) Peace officer means any town marshal, chief of police or local police officer, sheriff or deputy sheriff, the Superintendent of Law Enforcement and Public Safety, any officer of the Nebraska State Patrol, any member of the National Guard on active service by direction of the Governor during periods of emergency or civil disorder, any Game and Parks Commission conservation officer, and all other persons with similar authority to make arrests;

(6) Permitholder means an individual holding a current and valid permit to carry a concealed handgun issued pursuant to the Concealed Handgun Permit Act; and

(7) Prohibited possessor means a person who is prohibited from purchasing or possessing a handgun under state or federal law; and

(8) Proof of training means an original document or certified copy of a document, supplied by an applicant, that certifies that he or she either:

(a) Within the previous three years, has successfully completed a handgun training and safety course approved by the Nebraska State Patrol pursuant to section 69-2432; or

(b) Is a member of the active or reserve armed forces of the United States or a member of the National Guard and has had handgun training within the previous three years which meets the minimum safety and training requirements of section 69-2432.

Sec. 17. Section 69-2430, Reissue Revised Statutes of Nebraska, is
amended to read:

69-2430 (1) Application for a permit to carry a concealed handgun shall be made in person at any Nebraska State Patrol Troop Headquarters or office provided by the patrol for purposes of accepting such an application. The applicant shall present a current Nebraska motor vehicle operator's license, Nebraska-issued state identification card, or military identification card and shall submit two legible sets of fingerprints for a criminal history record information check pursuant to section 69-2431. The application shall be made on a form prescribed by the Superintendent of Law Enforcement and Public Safety. The application shall state the applicant's full name, motor vehicle operator's license number or state identification card number, address, and date of birth and contain the applicant's signature and shall include space for the applicant to affirm that he or she meets each and every one of the requirements set forth in section 69-2433. The applicant shall attach to the application proof of training and proof of vision as required in subdivision (3) of section 69-2433.

(2) A person applying for a permit to carry a concealed handgun who gives false information or offers false evidence of his or her identity is guilty of a Class IV felony.

(3)(a) Until January 1, 2010, the permit to carry a concealed handgun shall be issued by the Nebraska State Patrol within five business days after completion of the applicant's criminal history record information check, if the applicant has complied with this section and has met all the requirements of section 69-2433.

(b) Beginning January 1, 2010, the permit to carry a concealed handgun shall be issued by the Nebraska State Patrol within forty-five days after the date an application for the permit has been made by the applicant if the applicant has complied with this section and has met all the requirements of section 69-2433.
(4) An applicant denied a permit to carry a concealed handgun may appeal to the district court of the judicial district of the county in which he or she resides or the county in which he or she applied for the permit pursuant to the Administrative Procedure Act.

(5) If the Nebraska State Patrol denies an application for a permit because the applicant is a prohibited possessor, the patrol shall, upon issuing such denial, electronically send a notification of prohibited possessor to the commission pursuant to section 20 of this act.

Sec. 18. Section 69-2436, Revised Statutes Cumulative Supplement, 2016, is amended to read:

69-2436 (1) A permit to carry a concealed handgun is valid throughout the state for a period of five years after the date of issuance. The fee for issuing a permit is one hundred dollars.

(2) The Nebraska State Patrol shall renew a person's permit to carry a concealed handgun for a renewal period of five years, subject to continuing compliance with the requirements of section 69-2433, except as provided in subsection (4) of section 69-2443. The renewal fee is fifty dollars, and renewal may be applied for up to four months before expiration of a permit to carry a concealed handgun.

(3) The applicant shall submit the fee with the application to the Nebraska State Patrol. The fee shall be remitted to the State Treasurer for credit to the Nebraska State Patrol Cash Fund.

(4) On or before June 30, 2007, the Nebraska State Patrol shall journal entry, as necessary, all current fiscal year expenses and revenue, including investment income, from the Public Safety Cash Fund under the Concealed Handgun Permit Act and recode them against the Nebraska State Patrol Cash Fund and its program appropriation.

(5) If the Nebraska State Patrol denies an application for a renewal because the applicant is a prohibited possessor, the patrol shall, upon issuing such denial, electronically send a notification of prohibited possessor to the commission pursuant to section 20 of this act.
Sec. 19. Section 69-2439, Revised Statutes Cumulative Supplement, 2016, is amended to read:

69-2439 (1) Any peace officer having probable cause to believe that a permitholder is no longer in compliance with one or more requirements of section 69-2433, except as provided in subsection (4) of section 69-2443, shall bring an application for revocation of the permit to be prosecuted as provided in subsection (2) of this section and electronically send a notification of prohibited possessor to the commission pursuant to section 20 of this act.

(2) It is the duty of the county attorney or his or her deputy of the county in which such permitholder resides to prosecute a case for the revocation of a permit to carry a concealed handgun brought pursuant to subsection (1) of this section. In case the county attorney refuses or is unable to prosecute the case, the duty to prosecute shall be upon the Attorney General or his or her assistant.

(3) The case shall be prosecuted as a civil case, and the permit shall be revoked upon a showing by a preponderance of the evidence that the permitholder does not meet one or more of the requirements of section 69-2433, except as provided in subsection (4) of section 69-2443.

(4) A person who has his or her permit revoked under this section may be fined up to one thousand dollars and shall be charged with the costs of the prosecution. The money collected under this subsection as an administrative fine shall be remitted to the State Treasurer for distribution in accordance with Article VII, section 5, of the Constitution of Nebraska.

(5) If a permit is revoked under subsection (3) of this section because the permitholder is found to be a prohibited possessor the attorney who prosecuted the case shall electronically send a notification of prohibited possessor to the commission. If the county attorney refused or was unable to prosecute the case, the Attorney General shall report such fact to the commission, along with any explanation for why the
county attorney refused or was unable to prosecute the case.

Sec. 20. (1) A notification of prohibited possessor that is required under section 69-2430, 69-2436, or 69-2439 shall be sent in a form and in a manner prescribed by the commission. The notification shall include the identity of the prohibited possessor, the date and time of the determination that the person was a prohibited possessor, the grounds for such determination, a copy of the person's application under section 69-2430, any application for renewal under section 69-2436, a copy of any relevant orders, judgments, or filings from any proceeding under section 69-2439, and any other information deemed relevant by the commission.

(2) Within seventy-two hours of receipt of the notification of prohibited possessor, the commission shall:

(a) Evaluate whether another state or local law enforcement agency or a county attorney or the United States Attorney for the District of Nebraska should be alerted about the prohibited possessor; and

(b) If the commission determines that such an agency or prosecutor should be alerted, electronically send such agency or prosecutor the notification of prohibited possessor, any other documents or information received under subsection (1) of this section and an explanation of why the commission deemed the alert necessary.

(3) On or before July 1, 2018, and each July 1 thereafter, each law enforcement agency which received a notification under subsection (2) of this section shall make a written report to the commission which includes the following information for each notification for the preceding year:

(a) Whether the notification gave rise to an active or completed investigation;

(b) The status of any such open investigation and the disposition of any such completed investigation, including, without limitation, whether the prohibited possessor was arrested, referred for prosecution, or convicted of a crime in connection with the notification; and

(c) If the notification did not give rise to an investigation, an
(4) On or before July 1, 2018, and each July 1 thereafter, each county attorney who received a notification under subdivision (2)(a) of this section shall make a written report to the commission which includes the following information for each notification for the preceding year:

(a) Whether the notification gave rise to an active or completed investigation;
(b) Whether the prohibited possessor has been arrested or charged with violating subsection (2) of section 69-2430 or any other provision of state law in connection with the notification and, if so, a description of the charge or charges;
(c) The disposition of every charge filed against the prohibited possessor in connection with the notification; and
(d) If the notification did not give rise to a criminal charge, an explanation of why no charge was filed.

(5) On or before October 1, 2018, and each October 1 thereafter, the commission shall use the reports submitted under subsections (3) and (4) of this section to publish a written report detailing the following information:

(a) The number of notifications of prohibited possessor received pursuant to section 69-2430, 69-2436, or 69-2439;
(b) The number of notifications sent by the commission to state and local law enforcement agencies, to United States attorneys, and to county attorneys pursuant to subsection (2) of this section;
(c) An explanation for why any notification was sent pursuant to subsection (2) of this section;
(d) A copy of any reports from the Attorney General under subsection (5) of section 69-2439 and the number of such reports received;
(e) The number of investigations opened and concluded and the number of referrals for prosecution;
(f) The number of investigations opened, by grounds for prohibited
possessor status;

(g) The number of referrals for prosecution, by grounds for prohibited possessor status;

(h) The number of charges arising from notifications of prohibited possessor, by type of charge and grounds for prohibited possessor status; and

(i) The disposition of all such charges by type of charge and grounds for prohibited possessor status.