

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

March 31, 2003

LB 265

school or school-sponsored event; a place of worship; an emergency room; a political rally or fund raiser; an establishment with a liquor license that derives over one-half of its income from alcoholic liquor; or where carrying a concealed weapon is prohibited by law. Places open to the public wishing concealed hand...wishing to prohibit the carrying of concealed handguns on their premises have that right, under the committee amendment, and must post a conspicuous notice indicating that carrying a concealed handgun is prohibited. Financial institutions may authorize their security personnel to carry concealed handguns while on duty, as long as such employees possess a permit pursuant to the act. A permit holder shall not carry a concealed handgun while consuming alcohol or illegal drugs, or while such is in his or her blood, breath, or urine. Violation of this section is classified as a Class III misdemeanor for the first offense, and a Class I misdemeanor for the second and subsequent offenses. When the discharge of a handgun by a permit holder results in the injury of a person or damage to property, a report must be and shall be made to the Nebraska State Patrol. The crime classification for a violation of this section is a Class III misdemeanor for the first offense, and a Class I misdemeanor for the second and subsequent offenses. The Nebraska State Patrol shall maintain a record of all applicants and permit holders under the act. The Department of Motor Vehicles shall be notified that a concealed handgun permit has been issued, returned, or revoked. The persons...Department of Motor Vehicles' records shall show the status of that individual's permit to carry a concealed handgun. The amendment specifies that the current statute criminalizing carrying a concealed weapon shall not apply to a holder of a valid permit issued under the act. The emergency clause is stricken, under the committee amendment, and an operative date of January 1, 2004, is added. The future date allows agencies such as the Nebraska State Patrol and the Department of Motor Vehicles, as well as the county sheriffs' offices to put into place appropriate rules, regulations, and procedures pertaining to the process of obtaining a permit to carry a concealed handgun. Finally, the committee amendment adds a severability clause. As I mentioned, the committee amendment...the advancement of the bill was on a 6-2 vote. The committee amendment was, I believe, unanimously supported. I would urge,