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FLOOR DEBATE

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SENATOR SCHIMEK: Senator Flood, since I originally raised this question on the floor, I've discovered that there are not only statutes for primary-class cities and metropolitan-class cities, but also for first-class cities and cities and villages, and in every instance they give that city the ability to prohibit the carrying of concealed weapons. Now, each of these statutes is in a different chapter. One is in Chapter 15, one is in 14, one is in 17, and the other one is in 16. We really...I mean, I'm not sure that this bill would do what Senator Combs wants it to do, in light of the fact that there are already existing statutes on the book. Would you agree, or not?

SENATOR FLOOD: Well, I have to be honest, when we first discussed the issue regarding preemption, my mind-set was, we're talking about the state preempting a city ordinance of a city of the metropolitan class. Now, the enabling legislation you talked about in Chapters 14, 15, 16, is a different situation. I believe then it would take this issue into a conflict of laws debate or discussion, which is more appropriate in the judiciary branch of government. So I guess my position would be, as this bill moves forward, if that is the case and it's the intent of this Legislature to allow persons under the provisions of this bill to be certified to carry a concealed weapon, it would be necessary to come back on Select File and amend those specific sections to say, unless it's otherwise provided in the concealed carry act adopted by the Legislature, essentially.

SENATOR SCHIMEK: But...

SENATOR FLOOD: So I think we would have to come back and amend it. And as to your question as to germaneness, I know that's something we've discussed, I cannot see how this would not be germane if we were in fact amending statutes specifically related to carrying a concealed weapon. But I do think you raise a very good point. It would have to be amended to have the desired effect in our cities like Omaha, Lincoln, first-class cities like Norfolk and Columbus. That is necessary to be done.

SENATOR SCHIMEK: Okay. And I don't know the answer to the