

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 184

Introduced by Ebke, 32; Craighead, 6; Lindstrom, 18; Schnoor, 15.
Read first time January 12, 2015

Committee:

- 1 A BILL FOR AN ACT relating to the Concealed Handgun Permit Act; to amend
- 2 section 69-2441, Reissue Revised Statutes of Nebraska; to change
- 3 provisions relating to prohibited locations to carry a concealed
- 4 handgun; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 69-2441, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 69-2441 (1)(a) A permitholder may carry a concealed handgun anywhere
4 in Nebraska, except any: Police, sheriff, or Nebraska State Patrol
5 station or office; detention facility, prison, or jail; courtroom or
6 building which contains a courtroom; polling place during a bona fide
7 election; meeting of the governing body of a county, public school
8 district, municipality, or other political subdivision; meeting of the
9 Legislature or a committee of the Legislature; financial institution;
10 professional or semiprofessional athletic event; building, grounds,
11 vehicle, or sponsored activity or athletic event of any public,~~private,~~
12 ~~denominational, or parochial~~ elementary, vocational, or secondary school,
13 ~~a private postsecondary career school as defined in section 85-1603,~~ a
14 community college, or a public ~~or private~~ college, junior college, or
15 university; place of worship; hospital, emergency room, or trauma center;
16 political rally or fundraiser; establishment having a license issued
17 under the Nebraska Liquor Control Act that derives over one-half of its
18 total income from the sale of alcoholic liquor; place where the
19 possession or carrying of a firearm is prohibited by state or federal
20 law; a place or premises where the person, persons, entity, or entities
21 in control of the property or employer in control of the property has
22 prohibited permitholders from carrying concealed handguns into or onto
23 the place or premises; or into or onto any other place or premises where
24 handguns are prohibited by state law.

25 (b) A financial institution may authorize its security personnel to
26 carry concealed handguns in the financial institution while on duty so
27 long as each member of the security personnel, as authorized, is in
28 compliance with the Concealed Handgun Permit Act and possesses a permit
29 to carry a concealed handgun issued pursuant to the act.

30 (c) A place of worship; private, denominational, or parochial
31 elementary, vocational, or secondary school; private postsecondary career

1 school as defined in section 85-1603; or private college, may authorize
2 its security personnel to carry concealed handguns on its property so
3 long as each member of the security personnel, as authorized, is in
4 compliance with the Concealed Handgun Permit Act and possesses a permit
5 to carry a concealed handgun issued pursuant to the act. Such
6 authorization shall not be effective unless written notice of such
7 authorization is given to the congregation in the case of a place of
8 worship, to the students or their parents or guardians, as appropriate,
9 in the case of a school or college, and written notice is given to the
10 ~~congregation~~ and, if the property is leased, and the carrying of
11 concealed handguns on the property does not violate the terms of any real
12 property lease agreement between the place of worship, school, or
13 college, and the lessor.

14 (2) If a person, persons, entity, or entities in control of the
15 property or an employer in control of the property prohibits a
16 permitholder from carrying a concealed handgun into or onto the place or
17 premises and such place or premises are open to the public, a
18 permitholder does not violate this section unless the person, persons,
19 entity, or entities in control of the property or employer in control of
20 the property has posted conspicuous notice that carrying a concealed
21 handgun is prohibited in or on the place or premises or has made a
22 request, directly or through an authorized representative or management
23 personnel, that the permitholder remove the concealed handgun from the
24 place or premises.

25 (3) A permitholder carrying a concealed handgun in a vehicle or on
26 his or her person while riding in or on a vehicle into or onto any
27 parking area, which is open to the public, used by any location listed in
28 subdivision (1)(a) of this section, does not violate this section if,
29 prior to exiting the vehicle, the handgun is locked inside the glove box,
30 trunk, or other compartment of the vehicle, a storage box securely
31 attached to the vehicle, or, if the vehicle is a motorcycle, a hardened

1 compartment securely attached to the motorcycle. This subsection does not
2 apply to any parking area used by such location when the carrying of a
3 concealed handgun into or onto such parking area is prohibited by federal
4 law.

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

8 (5) A permitholder shall not carry a concealed handgun while he or
9 she is consuming alcohol or while the permitholder has remaining in his
10 or her blood, urine, or breath any previously consumed alcohol or any
11 controlled substance as defined in section 28-401. A permitholder does
12 not violate this subsection if the controlled substance in his or her
13 blood, urine, or breath was lawfully obtained and was taken in
14 therapeutically prescribed amounts.

15 Sec. 2. Original section 69-2441, Reissue Revised Statutes of
16 Nebraska, is repealed.