

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 558

Introduced by Schumacher, 22.

Read first time January 18, 2017

Committee:

- 1 A BILL FOR AN ACT relating to crimes and offenses; to amend section
- 2 28-1201, Reissue Revised Statutes of Nebraska; to define the term
- 3 knife; and to repeal the original section.
- 4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 28-1201, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 28-1201 For purposes of sections 28-1201 to 28-1212.04, unless the
4 context otherwise requires:

5 (1) Firearm means any weapon which is designed to or may readily be
6 converted to expel any projectile by the action of an explosive or frame
7 or receiver of any such weapon;

8 (2) Fugitive from justice means any person who has fled or is
9 fleeing from any peace officer to avoid prosecution or incarceration for
10 a felony;

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

14 (4) Juvenile means any person under the age of eighteen years;

15 (5) Knife means:

16 (a) Any ~~any~~ dagger, dirk, knife, or stiletto with a blade over three
17 and one-half inches in length and which, in the manner it is used or
18 intended to be used, is capable of producing death or serious bodily
19 injury; or

20 (b) Any ~~any~~ other dangerous instrument which is capable of
21 inflicting cutting, stabbing, or tearing wounds and which, in the manner
22 it is used or intended to be used, is capable of producing death or
23 serious bodily injury;

24 (6) Knuckles and brass or iron knuckles means any instrument that
25 consists of finger rings or guards made of a hard substance and that is
26 designed, made, or adapted for the purpose of inflicting serious bodily
27 injury or death by striking a person with a fist enclosed in the
28 knuckles;

29 (7) Machine gun means any firearm, whatever its size and usual
30 designation, that shoots automatically more than one shot, without manual
31 reloading, by a single function of the trigger;

1 (8) School means a public, private, denominational, or parochial
2 elementary, vocational, or secondary school, a private postsecondary
3 career school as defined in section 85-1603, a community college, a
4 public or private college, a junior college, or a university;

5 (9) Short rifle means a rifle having a barrel less than sixteen
6 inches long or an overall length of less than twenty-six inches; and

7 (10) Short shotgun means a shotgun having a barrel or barrels less
8 than eighteen inches long or an overall length of less than twenty-six
9 inches.

10 Sec. 2. Original section 28-1201, Reissue Revised Statutes of
11 Nebraska, is repealed.