

AMENDMENTS TO LB773
(Amendments to AM1757)

Introduced by McDonnell, 5.

1 1. On page 2, line 1, strike "(6)", show as stricken, and insert
2 "(6)(a)"; and after line 6 insert the following new subdivision:

3 "(b) To require registration of handguns other than those owned,
4 possessed, or transported by an individual holding a valid permit under
5 the Concealed Handgun Permit Act or a license or permit to carry a
6 concealed handgun issued by any other state or the District of Columbia
7 and recognized as valid under section 69-2448. A city of the metropolitan
8 class which requires registration of handguns under this subdivision
9 shall not deny registration to any individual who is not a prohibited
10 person. For purposes of this subdivision, handgun and prohibited person
11 have the same meanings as in section 28-1201;".

12 2. On page 17, insert the following new subsection after line 3:

13 "(2) A person shall not carry a handgun concealed on or about his or
14 her person while engaged in the commission of a covered offense."; in
15 line 4 strike "(2)" and insert "(3)"; after line 7 insert the following
16 new subsection:

17 "(4) For purposes of this section, covered offense means:

18 (a) Robbery under section 28-324;

19 (b) Arson in the first, second, or third degree under section
20 28-502, 28-503, or 28-504, respectively;

21 (c) Burglary under section 28-507;

22 (d) Murder in the first degree, murder in the second degree, or
23 manslaughter under section 28-303, 28-304, or 28-305, respectively;

24 (e) A violation involving a controlled substance under section
25 28-416;

26 (f) Offenses involving a firearm or other deadly weapon under

1 section 28-1203, 28-1204.03, 28-1204.04, 28-1205, 28-1207, 28-1208,
2 28-1212.01, 28-1212.03, or 28-1212.04, except that for a violation of
3 section 28-1205, the violation of this section cannot serve as the
4 predicate offense;

5 (g) Assault in the first degree, assault in the second degree, or
6 assault by strangulation or suffocation under section 28-308, 28-309, or
7 28-310.01, respectively;

8 (h) Assault on an officer, an emergency responder, a state
9 correctional employee, a Department of Health and Human Services
10 employee, or a health care professional in the first, second, or third
11 degree under section 28-929, 28-930, or 28-931, respectively, or assault
12 on an officer, an emergency responder, a state correctional employee, a
13 Department of Health and Human Services employee, or a health care
14 professional using a motor vehicle under section 28-931.01;

15 (i) Theft by unlawful taking or disposition under section 28-511;

16 (j) Theft by receiving stolen property under section 28-517;

17 (k) Theft by deception under section 28-512;

18 (l) Theft by extortion under section 28-513;

19 (m) Kidnapping under section 28-313;

20 (n) Any forgery offense under sections 28-602 to 28-605;

21 (o) Criminal impersonation under section 28-638;

22 (p) Tampering with a publicly exhibited contest under section
23 28-614;

24 (q) Unauthorized use of a financial transaction device or criminal
25 possession of a financial transaction device under section 28-620 or
26 28-621, respectively;

27 (r) Pandering under section 28-802;

28 (s) Keeping a place of prostitution under section 28-804;

29 (t) Bribery, bribery of a witness, or bribery of a juror under
30 section 28-917, 28-918, or 28-920, respectively;

31 (u) Tampering with a witness or an informant or jury tampering under

- 1 section 28-919;
2 (v) Unauthorized application of graffiti under section 28-524;
3 (w) Dogfighting, cockfighting, bearbaiting, or pitting an animal
4 against another under section 28-1005;
5 (x) Promoting gambling in the first degree under section 28-1102;
6 (y) Criminal child enticement under section 28-311;
7 (z) Terroristic threats under section 28-311.01;
8 (aa) Stalking under section 28-311.03;
9 (bb) False imprisonment in the first degree or false imprisonment in
10 the second degree, under section 28-314 or 28-315, respectively;
11 (cc) Sexual assault in the first degree or sexual assault in the
12 second or third degree, under section 28-319 or 28-320, respectively;
13 (dd) Sexual assault of a child in the first degree or sexual assault
14 of a child in the second or third degree, under section 28-319.01 or
15 28-320.01, respectively;
16 (ee) Sexual abuse of a protected individual under section 28-322.04;
17 (ff) Domestic assault under section 28-323;
18 (gg) Impersonating a public servant or impersonating a peace officer
19 under section 28-609 or 28-610, respectively;
20 (hh) Operating a motor vehicle or vessel to avoid arrest under
21 section 28-905;
22 (ii) Introducing implements for escape under section 28-913;
23 (jj) Loitering about a penal institution under section 28-914;
24 (kk) Labor trafficking, labor trafficking of a minor, sex
25 trafficking, or sex trafficking of a minor under section 28-831;
26 (ll) Knowing violation of a sexual assault protection order under
27 section 28-311.11;
28 (mm) Assault in the third degree under section 28-310 if punishable
29 as a Class I misdemeanor;
30 (nn) Assault of an unborn child in the first, second, or third
31 degree under section 28-397, 28-398, or 28-399, respectively;

- 1 (oo) Theft in violation of section 28-518 when the offense is
2 classified as a Class I misdemeanor or a felony;
- 3 (pp) First or second degree criminal trespass under section 28-520
4 or 28-521, respectively;
- 5 (qq) Prostitution under section 28-801;
- 6 (rr) Solicitation of prostitution under section 28-801.01;
- 7 (ss) Debauching a minor under section 28-805;
- 8 (tt) Obstructing government operations under section 28-901;
- 9 (uu) Resisting arrest under section 28-904;
- 10 (vv) Obstructing a peace officer under section 28-906;
- 11 (ww) Interference with a fireman on official duty under section
12 28-908;
- 13 (xx) Assault with a bodily fluid against a public safety officer
14 under section 28-934;
- 15 (yy) Use of explosives without a permit under section 28-1218;
- 16 (zz) Concealing the death of another person under section 28-1302;
- 17 (aaa) Knowing violation of a protection order under section 42-924;
- 18 (bbb) Manufacturing spirits without a license under subsection (2)
19 of section 53-1,100;
- 20 (ccc) Offenses involving an imitation controlled substance under
21 section 28-445 if punishable as a Class II misdemeanor;
- 22 (ddd) An offense relating to an inspection warrant under section
23 29-835;
- 24 (eee) Failure to obey a lawful order of a peace officer under
25 subsection (2) of section 60-6,110;
- 26 (fff) Harassment of a police animal under subsection (3) of section
27 28-1009;
- 28 (ggg) Offenses involving a service animal under section 28-1009.01;
- 29 (hhh) Discharging a firearm or weapon from a public way under
30 section 28-1335;
- 31 (iii) Resisting or obstructing an officer or employee of the Game

1 and Parks Commission under section 37-609;

2 (jjj) Failure of a vessel to comply with an order of an officer to
3 stop under section 37-1238.02;

4 (kkk) Violations relating to animals under section 39-313;

5 (lll) Criminal mischief under section 28-519 if punishable as a
6 Class I or II misdemeanor or a felony, including cases in which the
7 penalty is enhanced as provided in section 28-111;

8 (mmm) Any criminal attempt under section 28-201 to commit an offense
9 described in this subsection, other than a violation of a city or village
10 ordinance;

11 (nnn) Accessory to felony under section 28-204; or

12 (ooo) A violation of a city or village ordinance prohibiting hate
13 intimidation, obstructing a law enforcement officer or firefighter,
14 resisting arrest, disorderly conduct, failure to disperse, refusing a
15 lawful request to move, unlawful assembly, assault, battery, enticement
16 of a child under sixteen years of age into a vehicle, child enticement,
17 caretaker neglect, solicitation, pandering, theft, trespass, failure to
18 leave the property of another upon request to leave, damage to property,
19 discharging a projectile, or sale of a firearm to a minor."; and in line
20 10, strike "or a prohibited person" and insert ", prohibited person, or
21 person engaged in the commission of a covered offense as defined in
22 section 28-1202".

23 3. On page 23, strike lines 12 and 13 and insert "first offense, a
24 Class I misdemeanor for a second offense, and a Class IV felony for a
25 third offense; and".