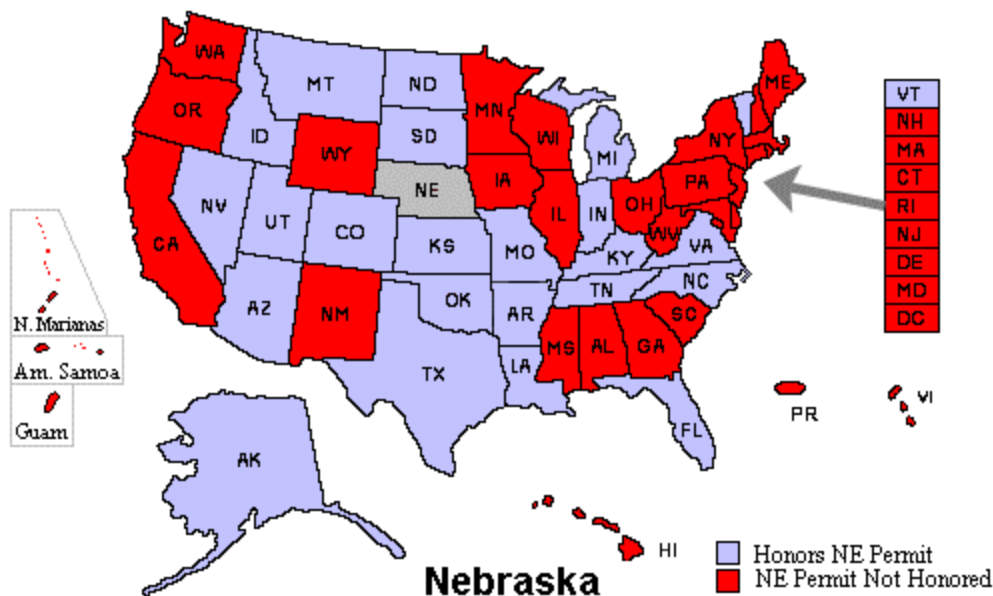


# Nebraska

Shall Issue

Must Inform Officer: **YES**



## Links

[State CCW Site](#)

[CCW Laws](#)

[CCW Application/Instructions](#)

[State FAQ Site](#)

[State Statutes](#)

[State Admin Rules](#)

[State Reciprocity Info](#)

[State Attorney General](#)

[Secretary of State](#)

Last Updated: 3/1/10

## Permits/Licenses This State Honors

Alaska	Arizona	Arkansas	California	Colorado	Connecticut
Florida	Idaho	Iowa	Hawaii	Kansas	Kentucky
Louisiana	Maine	Michigan	Minnesota	Missouri	Montana
Nevada	New Jersey	New Mexico	North Carolina	North Dakota	Ohio
Oklahoma	Oregon	Rhode Island	South Carolina	Tennessee	Texas
Utah	Virginia	West Virginia	Wyoming	DC	

**Nebraska will honor non resident permits/licenses. They will not honor any permits/licenses issued to those who are not 21 years of age or older.**

## How to Apply for A Permit

Permit applicants who have successfully passed an approved training course will be required to visit one of the Nebraska State Patrol Troop Area Headquarters or the Criminal Identification Division in Lincoln to apply for a concealed handgun permit. Applications forms will be available at each Troop Area Headquarters and on the Nebraska State Patrol [web-site](#). Application forms can also be mailed from the Criminal Identification Office upon request by phoning 402-471-4545. Applicants are advised to obtain the application form in advance if possible because the form must be notarized, and notaries may not always be available at Troop Area Headquarters.

### Concealed Carry Handgun Permit Information

Troop A Headquarters  
4411 S 108th St  
Omaha NE  
402-331-3333

Troop B Headquarters  
1401 Eisenhower Ave  
Norfolk NE  
402-370-3456

Troop C Headquarters  
3431 Old Potash Highway  
Grand Island NE  
308-385-6000

Troop D Headquarters  
300 W South River Rd  
North Platte NE  
308-535-8047

Troop E Headquarters  
4500 Avenue I  
Scottsbluff NE  
308-632-1211

Criminal Identification Division  
3800 NW 12<sup>th</sup> St Suite A  
Lincoln NE  
402-471-4545

### **Application Process<sup>3</sup>**

Applicant fingerprints, photograph and signature: A color photograph required for the permit will be taken by the Nebraska State Patrol. Fingerprints of the applicant will be obtained at the time of application by utilizing the live scan equipment of the Nebraska State Patrol's Automated Fingerprint Identification System (AFIS) if that equipment is available at the application site. If this equipment is not available, the applicant shall be fingerprinted on two legible fingerprint cards.

The applicable fee: The permit fee is \$100.00. The fee shall be paid with the application and shall be paid in cash or check made payable to the Nebraska State Patrol. When it becomes feasible, payment may also be made with debit or credit cards approved by the Nebraska State Patrol. If a permit is not issued to the applicant, the permit application fee will be refunded to the applicant less the current charge for the required state and federal criminal history record check.

An application which is not complete or legible will not be processed. A notice of deficiency will be mailed to the applicant who will have twenty (20) calendar days to submit information or documents to correct the deficiency. If the deficiency is not corrected within this time period, the application and monies will be refunded to the applicant who will then have to reinitiate the application process to obtain a permit.

#### **Applicant must submit the following at time of application:**

- **The completed and notarized application form**
- **Proof of training** by providing either the original or a certified copy of a certificate of completion of a Handgun Training and Safety Course approved by the Nebraska State Patrol. Requirements for the training and safety course are found in Section 027 of the regulations. Members of the active or reserve armed forces or members of the National Guard may meet this requirement with documentation that they have completed handgun training within the previous three (3) years which meets the minimum safety and training requirements for the Handgun Training and Safety Course approved by the Nebraska State Patrol. An applicant for a permit who is certified as an instructor for the Handgun Training and Safety Course and who has actually taught the course may sign his or her own certificate of completion of training without attending a class taught by another instructor
- **Proof of vision** as evidenced on a current Nebraska motor vehicle operator's license or a current statement by a Nebraska licensed ophthalmologist or optometrist certifying that the applicant has been tested and meets the vision requirements prescribed for a Class "O" operator's license - the standard for automobiles ( Nebraska Revised Statutes § 60-4,118).
- **Proof of identification** may include current Nebraska motor vehicle operator's license, a Nebraska identification card issued by the Nebraska Department of Motor Vehicles, or a current military identification card
- **Proof of citizenship** can be a birth certificate showing birth in the United States, a copy of naturalization papers, a Certificate of Citizenship issued by the United States Immigration authorities, or a United States passport.
- **Proof of address**
- **A signature**

- **The applicable fee** At the time of the application submittal, the applicant will be fingerprinted. The concealed handgun permit will bear permit holder's photograph and signature. During the initial visit to the Nebraska State Patrol Troop Area Headquarters, a photograph will be taken and signature will be captured for adherence to the permit upon issuance. A Nebraska Permit/License is valid for 5 years.
- **Permit Term is 5 Years**

## Non-Resident Permits

Nebraska does not issue Permit/Licenses to Non-Residents. Those in the military service who have a permanent station in Nebraska can apply for a permit to carry in Nebraska. They would apply the same way a resident does.

## Places Off-Limits Even With A Permit/License

**Permit holder; locations; restrictions; posting of prohibition; consumption of alcohol; prohibited.**

- (1)(a) A permit holder may carry a concealed handgun anywhere in Nebraska, **Except Any:**
- Police, Sheriff, or Nebraska State Patrol station or office
  - Detention facility, prison, or jail
  - Courtroom or building which contains a courtroom
  - Polling place during a bona fide election
  - Meeting of the governing body of a county, public school district, municipality, or other political subdivision
  - Meeting of the Legislature or a Committee of the Legislature
  - Financial Institution
  - Professional or semiprofessional athletic event
  - Building, grounds, vehicle, or sponsored activity or athletic event of any public, private, denominational, or parochial school or private or public university, college, or community college.
  - Place of worship
  - Hospital, emergency room, or trauma center
  - Political rally or fundraiser
  - Establishment having a license issued under the Nebraska Liquor Control Act that derives over one-half of its total income from the sale of alcoholic liquor
  - Place where the possession or carrying of a firearm is prohibited by state or federal law
  - A place or premises where the person, persons, entity, or entities in control of the property or employer in control of the property has prohibited permit holders from carrying concealed handguns into or onto the place or premises
  - Into or onto any other place or premises where handguns are prohibited by law or rule or regulation. A permit holder carrying a concealed handgun in a vehicle or on his or her person while riding in or on a vehicle into or onto any parking area, which is open 1 to the public, used by any location listed in subdivision (1)(a) of this section, does not violate this section if, prior to exiting the vehicle, the handgun is locked inside the glove box, trunk, or other compartment of the vehicle, a storage box securely attached to the vehicle, or, if the vehicle is a motorcycle, a hardened compartment securely attached to the motorcycle. This subsection does not apply to any parking area used by such location when the carrying of a concealed handgun into or onto such parking area is prohibited by federal law.
- (b) A financial institution may authorize its security personnel to carry concealed handguns in the financial institution while on duty so long as each member of the security personnel, as authorized, is in compliance

with the Concealed Handgun Permit Act and possesses a permit to carry a concealed handgun issued pursuant to the act.

(2) If a person, persons, entity, or entities in control of the property or an employer in control of the property prohibits a permit holder from carrying a concealed handgun into or onto the place or premises and such place or premises are open to the public, a permit holder does not violate this section unless the person, persons, entity, or entities in control of the property or employer in control of the property has posted conspicuous notice that carrying a concealed handgun is prohibited in or on the place or premises or has made a request, directly or through an authorized representative or management personnel, that the permit holder remove the concealed handgun from the place or premises. A permit holder carrying a concealed handgun in a vehicle into or onto any place or premises does not violate this section so long as the handgun is not removed from the vehicle while the vehicle is in or on the place or premises. An employer may prohibit employees or other persons who are permit holders from carrying concealed handguns in vehicles owned by the employer.

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

**Source:** Laws 2006, LB 454, § 15; Laws 2007, LB97, § 1 Effective date September 1, 2007

#### **28-1204.04 Unlawful possession of a firearm at a school; penalty; exceptions; confiscation of certain firearms; disposition.**

(1) Any person who possesses a firearm in a school, on school grounds, in a school-owned vehicle, or at a school-sponsored activity or athletic event is guilty of the offense of unlawful possession of a firearm at a school. Unlawful possession of a firearm at a school is a Class IV felony.

- (e) firearms contained within a private vehicle operated by a nonstudent adult which are not loaded and (i) are encased or (ii) are in a locked firearm rack that is on a motor vehicle, or
- (f) a handgun carried as a concealed handgun by a valid holder of a permit issued under the Concealed Handgun Permit Act in a vehicle or on his or her person while riding in or on a vehicle into or onto any parking area, which is open to the public and used by a school if, prior to exiting the vehicle, the handgun is locked inside the glove box, trunk, or other compartment of the vehicle, a storage box securely attached to the vehicle, or, if the vehicle is a motorcycle, a hardened compartment securely attached to the motorcycle while the vehicle is in or on such parking area, except as prohibited by federal law. For purposes of this subsection, encased means enclosed in a case that is expressly made for the purpose of containing a firearm and that is completely zipped, snapped, buckled, tied, or otherwise fastened with no part of the firearm exposed.

### **Carry In State Parks/State & National Forests/WMA/Road Side Rest Areas**

#### **Carry Allowed in these Areas:**

**State Parks: Yes** If not Posted [NE St. Park Rules on Firearms](#)

**State/National Forests: Unknown**

**WMA's: YES** Admin Code 163-4-018.06B If Not Posted

**Road Side Rest Areas: YES** If not Posted

### **RV/Car Carry Without A Permit/License**

There is no law we can find covering transporting a visible loaded defensive Handgun in a vehicle. It is illegal to carry a long gun under the Dept. of Natural Resources and Hunting laws. It is illegal to carry a loaded concealed handgun in a vehicle in NE without a NE Permit/License to Carry. Some cities have banned the transporting of firearms also. Handgunlaw.us suggests not carrying a loaded visible firearm in a vehicle until more information is available.

## State Preemption

**17-556** Public Safety; Firearms; Explosives; Riots; Regulation.

Second-class cities and villages shall have power to prevent and restrain riots, routs, noises, disturbances or disorderly assemblages; to regulate, prevent, restrain or remove nuisances in residential parts of municipalities and to designate what shall be considered a nuisance; to regulate, punish, and prevent the discharge of firearms, rockets, powder, fireworks or any other dangerous combustible material in the streets, lots, grounds, alleys or about or in the vicinity of any buildings; to regulate, prevent and punish the carrying of concealed weapons; except the carrying of a concealed handgun in compliance with the Concealed Handgun Permit Act, and to arrest, regulate, punish, fine or set at work on the streets, or elsewhere, all vagrants and persons found without means of support or some legitimate business.

## Deadly Force Laws

### Nebraska Code

**28-1406** Terms, defined.

**28-1407** Justification; choice of evils.

**28-1408** Public duty; execution.

**28-1409** Use of force in self-protection.

**28-1410** Use of force for protection of other persons.

**28-1411** Use of force for protection of property.

**28-1412** Use of force in law enforcement.

**28-1413** Use of force by person with special responsibility for care, discipline, or safety of others.

**28-1414** Mistake of law; reckless or negligent use of force.

**28-1415** Justification in property crimes.

**28-1416** Justification an affirmative defense; civil remedies unaffected.

## Knife Laws State/Cities

To access State/Local Knife Laws Click [“Here”](#)

## Carry in Restaurants That Serve Alcohol

**YES**

**Note:** What is defined as carry in a restaurant that serves alcohol is a place like Friday’s or Red Lobster. This does not mean a bar or the bar area of a restaurant. Handgunlaw.us believes you should never consume alcohol when carrying your firearm. In some states it is illegal to take even one drink while carrying a firearm.

## Chemical Sprays/Stun Gun/Higher Capacity Magazine Laws

Handgunlaw.us could find no restrictions in Nebraska Law concerning Chemical Sprays, Stun Guns Or Higher Capacity Magazine Bans.

## LEOSA State Information

No Information Available

## Attorney General Opinions/Court Cases

- [Nebraska AG - Carry on University Property](#)
- [Nebraska AG – Preemption of City Bans on Firearms](#)

## Airport Carry/Misc. Information

**Airport Carry:** No laws found

**Training Valid for:** 3 Years

**Time Period to Establish Residency:** 180 Days

**Minimum Age for Permit/License:** 21

**Permit/License Info Public Information:** NO

**State Fire arm Laws:** 28-1201 - 1212 & 69-2427-2445

**State Deadly Force Laws:** 28-1406 - 28-1416

**State Knife Laws:** 28-1201(4)

**Chemical/Electric Weapons Laws:** No laws found

**Body Armor Laws:** No laws found

**Does Your Permit Cover Other Weapons Besides Firearms?** NO Admin Rule 272.001.01

## Updates to this Page

**1/18/09** – RV/Car Carry section and Off Limits and AG opinion on Cities added.

**3/17/09** – Places Off Limits format changed.

**8/30/09** – Places off limits updated with new law. Service Members stationed in NE can now apply for a NE Permit to Carry. Preemption law updated to allow the carrying of concealed firearms under NE Law in all cities. State Park Carry Updated.

**8/31/09** – NE now honors other states permits. List of states they honor added.

**9/8/09** – ND now honors a NE Permit/License.

**9/14/09** - VA now honors a NE Permit/License.

**9/28/09** - AR added as state that honors a NE Permit/License. Link for who NE Honors Added

**10/23/09** – Colorado added as state that honors NE permit/license.

**12/23/09** – LA Now Honors a NE Permit. Map Updated.

**1/14/10** – CID New Address

**3/1/10** – NC Now Honors a NE Permit/License