

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 2.38 of the Lincoln Municipal Code
2 relating to StarTran by adding a new section numbered 2.38.130, making it unlawful to
3 possess firearms or dangerous weapons while in or upon any StarTran vehicle.

4 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

5 Section 1. That Chapter 2.38 of the Lincoln Municipal Code be amended by
6 adding a new section numbered 2.38.130 to read as follows:

7 **2.38.130 Possession of Firearms and Dangerous Weapons in StarTran Vehicles;**
8 **Prohibited.**

9 (a) In shall be unlawful for any person to knowingly possess or cause to be present
10 a firearm or other dangerous weapon in any StarTran vehicle.

11 (b) This section shall not apply to the possession of a firearm or other dangerous
12 weapon by an officer, agent, or employee of a state or a political subdivision thereof who is
13 authorized by law to engage in or supervise the prevention, detection, investigation, or
14 prosecution of any violation of law, while in the lawful performance of official duties.

15 (c) For the purposes of this section, the following words shall have the following
16 meanings:

17 **Dangerous weapon shall mean any firearm, stun gun, knife, switchblade knife, any**
18 **gun which releases any propelled object by spring mechanism, compressed air, or**

1 compressed gas, or any other instrument the use of which is intended or likely to cause death
2 or bodily injury.

3 **Firearm** shall mean any weapon which is designed or may be readily converted to
4 expel any projectile by action of an explosive or frame or receiver of any such weapon
5 including, but not limited to, any pistol, revolver, shotgun, or rifle.

6 **Knife** shall mean any dagger, dirk, knife, or stiletto with a blade over three and one-
7 half inches in length or any other dangerous instrument capable of inflicting cutting,
8 stabbing, or tearing wounds.

9 **StarTran vehicle** shall mean any vehicle used in any manner in the course of
10 providing or delivery of public transit service pursuant to this chapter, including but not
11 limited to buses, vans, or other passenger vehicles.

12 **Stun gun** shall mean any handheld electronic device that is powered by an internal
13 power source such as batteries, and that is capable of introducing an electrical current into
14 the body of a person which when introduced to the body shall be capable of disrupting a
15 person's central nervous system and rendering the person temporarily incapable of normal
16 functioning, for any period of time whatsoever. The electrical current may be introduced into
17 the human body by means of direct pressure to the body from fixed electrodes on the
18 electronic device and/or by one or more electrodes attached to a length of wire or other
19 connection and which upon being fired from a firearm or any other mechanical device,
20 strikes the human body and produces the reaction described herein.

1 (d) Any person convicted of violating any provision of this section shall be deemed
2 guilty of a misdemeanor.

3 Section 2. That this ordinance shall take effect and be in force from and after
4 its passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2007:

Mayor