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MUNICIPAL ORDINANCE - NEBRASKA

Nebraska Firearms Owners Association v. City of Lincoln

Supreme Court of Nebraska - August 29, 2025 - N.W.3d - 319 Neb. 723 - 2025 WL 2486649

Firearm owners association and gun owners brought a pre-enforcement action against city and mayor for declaratory and injunctive relief raising state-law preemption challenges to mayor's executive order prohibiting weapons on city property and to ordinances regulating use and possession of firearms and weapons.

The District Court granted motion to dismiss for lack of standing. Association and gun owners appealed, and their petition to bypass was granted.

The Supreme Court held that:

- Association lacked standing to sue on behalf of its members;
- Owners had standing to challenge executive order and ordinance banning weapons on city property including parks;
- Owners had standing to challenge ordinance requiring reporting of sales of firearms in city;
- One owner had standing to challenge ordinance prohibiting sale or possession of multiburst trigger activators;
- Owners had standing to challenge ordinance prohibiting sale or possession of switchblade knives; and
- Owners lacked standing to challenge ordinance regulating storage of firearms in vehicles.

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