

LEGISLATIVE BILL 67

Approved by the Governor February 15, 1993

Introduced by Wickersham, 49; Coordsen, 32

AN ACT relating to fire clothing and equipment; to amend section 35-801, Revised Statutes Supplement, 1992; to define a term; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 35-801, Revised Statutes Supplement, 1992, be amended to read as follows:

35-801. (1) No person shall knowingly transfer, sell, or offer for sale in this state to any fire department or firefighter any item of clothing or equipment designed and intended to protect firefighters from death or injury while fighting fires unless the item of clothing or equipment meets or exceeds the minimum standards established for such item of clothing or equipment by the National Fire Protection Association in effect at the time of such transfer, sale, or offer for sale.

(2) No fire department shall knowingly purchase and no fire department or firefighter shall knowingly accept any item of clothing or equipment intended to protect firefighters from death or injury while fighting fires unless the item of clothing or equipment meets or exceeds the minimum standards established for such item of clothing or equipment by the National Fire Protection Association in effect at the time of such purchase or acceptance.

(3) Any person violating subsection (1) or (2) of this section shall be guilty of a Class III misdemeanor.

(4) For purposes of this section:

(a) Clothing or equipment shall not include station or work uniforms or other items of personal clothing worn or intended to be worn under protective clothing or equipment while fighting fires; and

(b) Fire ~~fire~~ department shall include any city, village, county, township, district, or other public or private fire department.

Sec. 2. That original section 35-801, Revised Statutes Supplement, 1992, is repealed.