
ASSEMBLY BILL NO. 194—ASSEMBLYMEMBER JAUREGUI

PREFILED FEBRUARY 3, 2025

Referred to Committee on Judiciary

SUMMARY—Prohibits the release of certain balloons that are lighter than air under certain circumstances. (BDR 15-338)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to public safety; prohibiting the release of certain balloons that are lighter than air under certain circumstances; providing for the imposition of civil penalties; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law prohibits certain acts concerning public safety. (NRS 202.500-
2 202.595) Currently, at least 10 other states prohibit the release of certain types of
3 balloons that are lighter than air under certain circumstances. (Cal. Penal Code §
4 653.1; Conn. Gen. Stat. § 26-25c; Del. Code Ann. tit. 16, § 1604; Fla. Stat. §
5 379.233; Haw. Rev. Stat. § 339-12; Me. Rev. Stat. Ann. tit. 17 § 2263-A; Md. Code
6 Ann., Envir. § 9-2301; R.I. Gen. Laws § 23-96-1; Tenn. Code Ann. § 68-101-108;
7 Va. Code Ann. § 29.1-556.1) This bill: (1) prohibits intentionally releasing,
8 organizing the release of or intentionally causing the release of 10 or more certain
9 balloons inflated with a gas that is lighter than air within a 24-hour period; (2)
10 provides for the imposition of civil penalties that may be recovered by the Attorney
11 General or a district or city attorney in a civil action; and (3) exempts certain
12 balloons from the prohibition such as hot air balloons, certain balloons used for
13 research and balloons that are released and remain indoors.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 202 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *No person shall intentionally release, organize the release*
4 *of or intentionally cause to be released 10 or more balloons*
5 *inflated with a gas that is lighter than air within a 24-hour period.*

6 2. *A person who violates the provisions of subsection 1 is*
7 *subject to a civil penalty not to exceed \$250. Each balloon released*
8 *in a 24-hour period in excess of the limit imposed in subsection 1*
9 *constitutes a separate violation.*

10 3. *A civil penalty imposed pursuant to subsection 2 must be*
11 *recovered in a civil action brought by the Attorney General or by*
12 *the district attorney or city attorney for the jurisdiction in which*
13 *the violation occurred.*

14 4. *Any civil penalty collected pursuant to this section by:*

15 (a) *The Attorney General must be paid to the State Treasurer*
16 *for credit to the State General Fund.*

17 (b) *A district attorney or city attorney must be deposited in the*
18 *county or city treasury, as applicable.*

19 5. *The Attorney General or the district attorney or city*
20 *attorney of a county or city, as applicable, in which a person*
21 *releases a balloon in violation of subsection 1 may bring an action*
22 *to enjoin the violation.*

23 6. *As used in this section, "balloon" means any balloon made*
24 *of nonbiodegradable material or biodegradable material that*
25 *requires more than 5 minutes of contact with air or water to*
26 *degrade. The term does not include:*

27 (a) *A hot air balloon that is recovered after launching;*

28 (b) *A balloon used in a governmental or scientific research*
29 *project; or*

30 (c) *A balloon that is released and remains indoors.*

