

ASSEMBLY BILL NO. 482—ASSEMBLYMEN CHOWNING, CEGAVSKE, DE BRAGA, FREEMAN, OHRENSCHALL, ANDERSON, BEERS, CARPENTER, CLABORN, GIBBONS, GIUNCHIGLIANI, GUSTAVSON, HETTRICK, HUMKE, LESLIE, MANENDO, MARVEL, MCCLAIN, MORTENSON, NOLAN, PARKS, PRICE, TIFFANY, VON TOBEL AND WILLIAMS

MARCH 19, 2001

Referred to Concurrent Committees on Government Affairs  
and Elections, Procedures, and Ethics

SUMMARY—Establishes rebuttable presumption that person who causes personal injury, death or damage to property through use of fireworks acted negligently. (BDR 3-1024)

FISCAL NOTE: Effect on Local Government: Yes.  
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 fireworks; establishing a rebuttable presumption that a person who causes personal injury, death or damage to property through the use of fireworks acted negligently; and providing other matters properly relating thereto.

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

1 **Section 1.** Chapter 41 of NRS is hereby amended by adding thereto a  
2 new section to read as follows:

3 *Except as otherwise provided in this section, there is a rebuttable*  
4 *presumption that a person who causes personal injury, death or damage*  
5 *to real or personal property through the use of fireworks acted*  
6 *negligently in causing such injury or damage. This presumption does not*  
7 *apply to a person who causes such injury, death or damage through a*  
8 *commercial display of fireworks.*

9 **Sec. 2.** The amendatory provisions of this act do not apply to an action  
10 filed or a proceeding commenced before October 1, 2001.

