

Jake Fitisemanu proposes the following substitute bill:

**Imitation Firearm Amendments**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jake Fitisemanu**

Senate Sponsor: Wayne A. Harper

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**LONG TITLE**

**General Description:**

This bill addresses imitation firearms that have been altered to have the appearance of a firearm.

**Highlighted Provisions:**

This bill:

- creates an infraction for a minor, after receiving a previous written warning, to possess an altered toy, look-alike, or imitation firearm that has the appearance of an actual firearm.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**53-5a-105**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 8. Section **53-5a-105** is enacted to read:

**53-5a-105 . Possession of an altered toy, look-alike, or imitation firearm by a minor.**

(1) As used in this section:

- (a) "Altered toy, look-alike, or imitation firearm" means a toy, look-alike, or imitation firearm that has been altered so that a reasonable person would believe that the toy, look-alike, or imitation firearm is an actual firearm.

- (b) "Minor" means an individual younger than 18 years old.

~~{(c)(i)}~~ ~~↔~~ "Public place" means any location or structure to which the public or a

substantial group of the public has access, and includes:] ←Ĥ

30 {(A)} Ĥ→ [a sidewalk, street, or highway;] ←Ĥ

31 {(B)} Ĥ→ [a public park, public recreation facility, or any other area open to the  
public;] ←Ĥ

32 {(C)} Ĥ→ [a shopping mall, sports facility, stadium, arena, theater, movie house, or  
playhouse, or the parking lot or structure adjacent to any of these; and] ←Ĥ

33 {(D)} Ĥ→ [the common areas of schools, hospitals, apartment houses, office buildings,  
transport facilities, and businesses.] ←Ĥ

34 {(ii)} Ĥ→ ["Public place" includes the lobbies, hallways, elevators, restaurants and other  
dining areas, and restrooms of any of the locations or structures under Subsection

35 (1)(a)(ii)(A).] ←Ĥ

36 (c) Ĥ→ "Public place" means the same as that term is defined in Section 76-9-102. ←Ĥ

37 (d) "Toy, look-alike, or imitation firearm" means a non-firearm device regulated under  
38 16 C.F.R. Part 1272.

39 (2) It is an infraction for a minor to possess an altered toy, look-alike, or imitation firearm if  
40 the minor:

41 (a) intentionally or knowingly possesses the altered toy, look-alike, or imitation firearm  
42 in a public place;

43 (b) knows the possessed toy, look-alike, or imitation firearm is an altered toy, look-alike,  
44 or imitation firearm; and

45 (c) has previously received a written warning from a law enforcement officer warning  
46 the minor that it is unlawful for the minor to possess an altered toy, look-alike, or  
47 imitation firearm in a public place.

48 Section 9. **Effective Date.**

49 This bill takes effect on May 7, 2025.