

HB0187S02 compared with HB0187S01

{Omitted text} shows text that was in HB0187S01 but was omitted in HB0187S02
inserted text shows text that was not in HB0187S01 but was inserted into HB0187S02

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1 **Imitation Firearm Amendments**

. 2025 GENERAL SESSION

. STATE OF UTAH

. **Chief Sponsor: Jake Fitisemanu**

. Senate Sponsor:

2

3 **LONG TITLE**

4 **General Description:**

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

7 **Highlighted Provisions:**

8 This bill:

- 9
 - ▶ creates the criminal offense of a minor possessing an altered toy, look-alike, or imitation firearm by a minor, which prohibits a minor from possessing a toy, look-alike, or imitation firearm that has been altered to have the appearance of an actual firearm.

12 **Money Appropriated in this Bill:**

13 None

14 None

17 **ENACTS:**

18 **76-10-533** , Utah Code Annotated 1953 , Utah Code Annotated 1953

19

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

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21 Section 1. Section 1 is enacted to read:

22 **76-10-533. Possession of an altered toy, look-alike, or imitation firearm by a minor.**

24 (1)

. (a) As used in this section:

25 (i) "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.

28 (ii)

. (A) "Public place" means any location or structure to which the public or a substantial group of the
public has access, and includes:

30 (I) a sidewalk, street, or highway;

31 (II) a public park, public recreation facility, or any other area open to the public;

32 (III) a shopping mall, sports facility, stadium, arena, theater, movie house, or playhouse, or the
parking lot or structure adjacent to any of these; and

34 (IV) the common areas of schools, hospitals, apartment houses, office buildings, transport facilities,
and businesses.

36 (B) "Public place" includes the lobbies, hallways, elevators, restaurants and other dining areas, and
restrooms of any of the locations or structures under Subsection (1)(a)(ii)(A).

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

41 (b) Terms defined in Sections 76-1-101.5 and 76-10-501 apply to this section.

42 (2) An actor commits possession of an {unlawfully} altered toy, look-alike, or imitation firearm by a
minor if {the actor} :

44 (a) the actor is younger than 18 years old; {and}

45 (b) the actor intentionally or knowingly possesses {an altered} a toy, look-alike, or imitation firearm in
a public place{-} ;

47 (c) the possessed toy, look-alike, or imitation firearm described in Subsection (2)(b) is an altered toy,
look-alike, or imitation firearm; and

49 (d) the actor knows the toy, look-alike, or imitation firearm possessed by the actor as described in
Subsection (2)(b) is an altered toy, look-alike, or imitation firearm.

47 (3) A violation of Subsection (2) is an infraction.

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52 (4) An actor may not be referred to the juvenile court or prosecuting attorney under this section unless
the actor has previously received a written warning from a law enforcement officer for conduct
described in Subsection (2).

55 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

2-7-25 3:56 PM