

# HB0187S03 compared with HB0187S02

~~{Omitted text}~~ shows text that was in HB0187S02 but was omitted in HB0187S03  
inserted text shows text that was not in HB0187S02 but was inserted into HB0187S03

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1 **Imitation Firearm Amendments**

. 2025 GENERAL SESSION

. STATE OF UTAH

. **Chief Sponsor: Jake Fitisemanu**

. Senate Sponsor:

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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}~~ infraction for a minor, ~~{which prohibits}~~ after receiving a ~~{minor from possessing a}~~  
previous written warning, to possess an altered toy, look-alike, or imitation firearm that has ~~{been  
altered to have}~~ the appearance of an actual firearm.

11 **Money Appropriated in this Bill:**

12 None

13 None

16 **ENACTS:**

17 53-5a-105 , Utah Code Annotated 1953 , Utah Code Annotated 1953

18 ~~{76-10-533 , Utah Code Annotated 1953 , Utah Code Annotated 1953}~~

HB0187S02

## HB0187S02 compared with HB0187S03

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

20 Section 1. Section 1 is enacted to read:

21 **53-5a-105. Possession of an altered toy, look-alike, or imitation firearm by a minor.**

22 (1) As used in this section:

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

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

27 (c)

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

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

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

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

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

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

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

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

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

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

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

47 Section 1. Section 1 is enacted to read:

48 **76-10-533. Possession of an altered toy, look-alike, or imitation firearm by a minor.**

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- 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 altered toy, look-alike, or imitation firearm by a minor if:
- 44 (a) the actor is younger than 18 years old;
- 45 (b) the actor intentionally or knowingly possesses 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.
- 51 (3) A violation of Subsection (2) is an infraction.
- 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).

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50 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

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