

HB0187S03 compared with HB0187

~~{Omitted text}~~ shows text that was in HB0187 but was omitted in HB0187S03

inserted text shows text that was not in HB0187 but was inserted into HB0187S03

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

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 unlawful alteration of }~~ an infraction for a minor, after receiving
a previous written warning, to possess an altered toy, look-alike, or imitation firearm~~{, which prohibits~~
} that has the appearance of an ~~{individual from removing or substantially altering certain federally~~
~~required markings; and }~~ actual firearm.

12 ▶ ~~{creates the criminal offense of a minor possessing an unlawfully 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 had certain federally required markings removed or altered.}~~

11 **Money Appropriated in this Bill:**

12 None

13 None

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16 ENACTS:

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

22 ~~{76-10-533 , Utah Code Annotated 1953 , Utah Code Annotated 1953}~~

23 ~~{76-10-534 , Utah Code Annotated 1953 , Utah Code Annotated 1953}~~

18

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.**

23 (1) As used in this section:

24 (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.

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

28 (c)

. (i) "Public place" means any location or structure to which the public or a substantial group of the 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 parking lot or structure adjacent to any of these; and

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

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

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

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

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

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

26 Section 1. Section 1 is enacted to read:

27 **76-10-533. Unlawful alteration of a toy, look-alike, or imitation firearm.**

28 (1)

. (a) As used in this section, "toy, look-alike, or imitation firearm" means a non-firearm device regulated
under 16 C.F.R. Part 1272.

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

31 (2) An actor commits unlawful alteration of a toy, look-alike, or imitation firearm if:

32 (a) the actor intentionally or knowingly removes or otherwise substantially alters:

33 (i) the orange color solid plug that is affixed to the muzzle end of the barrel of a toy, look-alike, or
imitation firearm in accordance with 16 C.F.R. Secs. 1272.1, 1272.2, and 1272.3(a);

36 (ii) the orange color marking that is affixed to the exterior surface of the barrel of a toy, look-alike, or
imitation firearm in accordance with 16 C.F.R. Secs. 1272.1, 1272.2, and 1272.3(b);

39 (iii) the transparent or translucent materials of a toy, look-alike, or imitation firearm that permit the
observation of the toy, look-alike, or imitation firearm's complete contents that are used on the toy,
look-alike, or imitation firearm in accordance with 16 C.F.R. Secs. 1272.1, 1272.2, and 1272.3(c);
or

43 (iv) the white or bright coloration of the entire exterior surface of the toy, look-alike, or imitation
firearm that is applied to the toy, look-alike, or imitation firearm in accordance with 16 C.F.R. Secs.
1272.1, 1272.2, and 1272.3(d); and

46 (b) as a result of the removal or other substantial alteration described in Subsection (2)(a), a reasonable
person would determine that the toy, look-alike, or imitation firearm has the appearance of a
firearm.

49 (3) A violation of Subsection (2) is an class C misdemeanor.

50 Section 2. Section 2 is enacted to read:

51 **76-10-534. Possession of an unlawfully altered toy, look-alike, or imitation firearm by a**
minor.

53 (1)

. (a) As used in this section, "toy, look-alike, or imitation firearm" means the same as that term is defined
in Section 76-10-533.

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- 55 (b) Terms defined in Sections 76-1-101.5 and 76-10-501 apply to this section.
- 56 (2) An actor commits possession of an unlawfully altered toy, look-alike, or imitation firearm by a
minor if the actor:
- 58 (a) is younger than 18 years old; and
- 59 (b) intentionally or knowingly possesses a toy, look-alike, or imitation firearm that has been unlawfully
altered in violation of Section 76-10-533.
- 61 (3) A violation of Subsection (2) is an infraction.

50 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

2-10-25 2:07 PM