

Jake Fitisemanu proposes the following substitute bill:

Imitation Firearm Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jake Fitisemanu

Senate Sponsor:

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 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.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

76-10-533, Utah Code Annotated 1953

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

Section 1. Section **76-10-533** is enacted to read:

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

(1)(a) As used in this section:

(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.

(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
33 playhouse, or the parking lot or structure adjacent to any of these; and
34 (IV) the common areas of schools, hospitals, apartment houses, office
35 buildings, transport facilities, and businesses.
36 (B) "Public place" includes the lobbies, hallways, elevators, restaurants and other
37 dining areas, and restrooms of any of the locations or structures under
38 Subsection (1)(a)(ii)(A).
39 (iii) "Toy, look-alike, or imitation firearm" means a non-firearm device regulated
40 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
43 firearm by a minor if the actor:
44 (a) is younger than 18 years old; and
45 (b) intentionally or knowingly possesses an altered toy, look-alike, or imitation firearm
46 in a public place.
47 (3) A violation of Subsection (2) is an infraction.
48 **Section 2. Effective Date.**
49 This bill takes effect on May 7, 2025.