

**Imitation Firearm Amendments**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jake Fitisemanu**

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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 the criminal offense of unlawful alteration of a toy, look-alike, or imitation firearm, which prohibits an individual from removing or substantially altering certain federally required markings; and
- ▶ 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.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

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

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

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

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

(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.

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

(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,  
34 look-alike, or imitation firearm in accordance with 16 C.F.R. Secs. 1272.1,  
35 1272.2, and 1272.3(a);  
36 (ii) the orange color marking that is affixed to the exterior surface of the barrel of a  
37 toy, look-alike, or imitation firearm in accordance with 16 C.F.R. Secs. 1272.1,  
38 1272.2, and 1272.3(b);  
39 (iii) the transparent or translucent materials of a toy, look-alike, or imitation firearm  
40 that permit the observation of the toy, look-alike, or imitation firearm's complete  
41 contents that are used on the toy, look-alike, or imitation firearm in accordance  
42 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,  
44 or imitation firearm that is applied to the toy, look-alike, or imitation firearm in  
45 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),  
47 a reasonable person would determine that the toy, look-alike, or imitation firearm has  
48 the appearance of a firearm.  
49 (3) A violation of Subsection (2) is an class C misdemeanor.

50 Section 2. Section **76-10-534** is enacted to read:

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

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

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  
57 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  
60 been unlawfully altered in violation of Section 76-10-533.

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

62 Section 3. **Effective Date.**

63 This bill takes effect on May 7, 2025.