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HEALTH AND SAFETY CODE - HSC

DIVISION 11. EXPLOSIVES [12000 - 12761] (*Division 11 enacted by Stats. 1939, Ch. 60.*)

PART 3. FLAMETHROWING DEVICES [12750 - 12761] (*Part 3 added by Stats. 2004, Ch. 496, Sec. 1.*)

CHAPTER 1. Definitions and Scope [12750 - 12751] (*Chapter 1 added by Stats. 2004, Ch. 496, Sec. 1.*)

12750. For purposes of this part, the following definitions shall apply:

(a) "Flamethrowing device" means any nonstationary and transportable device designed or intended to emit or propel a burning stream of combustible or flammable liquid a distance of at least 10 feet.

(b) "Permitholder" means a person who holds a flamethrowing device permit issued pursuant to this part.

(*Added by Stats. 2004, Ch. 496, Sec. 1. Effective January 1, 2005.*)

12751. This part shall not apply to the sale, purchase, possession, transportation, storage, or use of a flamethrowing device by a person if all of the following apply:

(a) The person is regularly employed by or a paid officer, employee, or member of a fire department, fire protection district, or firefighting agency of the federal government, the state, a city, a county, a city and county, district, public or municipal corporation, or political subdivision of this state.

(b) The person is on duty and acting within the course and scope of his or her employment.

(c) The flamethrowing device is used by the fire department, fire protection district, or firefighting agency described in subdivision (a) in the course of fire suppression.

(*Added by Stats. 2007, Ch. 30, Sec. 1. Effective January 1, 2008.*)