

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-464
Relating to Exemption Under Section 27156
of the Vehicle Code

CLEAN AIR VALVE/PCV POWER MAX

WHEREAS, Vehicle Code Section 27156 and Title 13 California Code of Regulations (hereafter "CCR") Section 2222(e), authorizes the California Air Resources Board (ARB) and its Executive Officer to exempt add-on and modified parts from the prohibitions of Vehicle Code Section 27156.

WHEREAS, Tedco, Inc. of 6909 Thompson Creek Road, Applegate, Oregon 97530, has applied to ARB for exemption from the prohibitions of Vehicle Code Section 27156 for their Clean Air Valve/PCV Power Max device.

WHEREAS, pursuant to the authority vested in the Executive Officer by Health and Safety Code Section 39516 and Executive Order G-45-5, the Air Resources Board finds that:

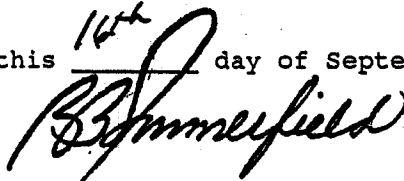
1. The Clean Air Valve/PCV Power Max is a modified device which is part of the PCV valve emission control unit.
2. PCV valve is part of the required motor vehicle pollution control system.
3. The Clean Air Valve/PCV Power Max is intended for use with a required pollution control system.
4. The Clean Air Valve/PCV Power Max by being installed on the engine alters the original design of a motor vehicle pollution control system.
5. The Clean Air Valve/PCV Power Max is a device subject to the prohibitions of Vehicle Code Section 27156 and a modified part as defined by Title 13 CCR, Section 1900(b)(1).
6. The Clean Air Valve/PCV Power Max does not produce an adverse effects on required motor vehicle pollution control system.
7. The ARB, in the exercise of technical judgement, is aware of no basis on which the Clean Air Valve/PCV Power Max will provide either a decrease in emission or an increase in fuel economy, and the device manufacturer has not provided any data, using appropriate test procedures, to support any claims of emission and fuel saving benefits of the device.
8. It has not been determined what effect use of the Clean Air Valve/PCV Power Max may have on any warranty, either expressed or implied, by the manufacturer of a motor vehicle on which the device is installed.
9. The Clean Air Valve/PCV Power Max is not a certified motor vehicle pollution control device pursuant to Health and Safety Code Section 43644.
10. The ARB by granting an exemption to Tedco, Inc. for the Clean Air Valve/PCV Power Max does not recommend or endorse in any way the Clean Air Valve/PCV Power Max for emissions reduction, fuel economy, or any other purpose.

IT IS HEREBY RESOLVED that the Clean Air Valve/PCV Power Max is exempt from the prohibitions of Vehicle Code Section 27156 for installation on 1998 and older model-year vehicles powered by a gasoline engine, subject to the following conditions:

1. This exemption shall not apply to any device, apparatus, or mechanism advertised, offered for sale or sold with, or installed on, a motor vehicle prior to or concurrent with transfer to an ultimate purchaser.
2. No changes are permitted to the device as described in the application for exemption. Any changes to the device, applicable model-year vehicles, or other factors addressed in this order must be evaluated and approved by the ARB prior to marketing in California.
3. Marketing of this device using an identification other than that shown in this Executive Order or marketing of this device for an application other than those listed in the Executive Order shall be prohibited unless prior approval is obtained from the ARB. Exemption of this product shall not be construed as an exemption to sell, offer for sale, or advertise any component of the product as an individual device.
4. Any oral or written references to this Executive Order or its content by Tedco, Inc., its principals, agents, employees, distributors, dealers, or representatives must include the disclaimer that the Executive Order or the exemption it provides is not an endorsement or approval of any fuel economy or emission reduction claims for the Clean Air Valve/PCV Power Max and is only a finding that the device is exempt from the prohibitions of Vehicle Code Section 27156.
5. No claim of any kind, such as "Approved by the Air Resources Board" may be made with respect to the action taken herein in any advertising or other oral or written communication.

Violation of any of the above conditions shall be grounds for revocation of this order. The order may be revoked only after a ten-day written notice of intention to revoke the order, in which period the holder of the order may request in writing a hearing to contest the proposed revocation. If a hearing is requested, it shall be held within ten days of receipt of the request and the order may not be revoked until a determination after, hearing, that grounds for revocation exist.

Executed at El Monte, California, this ^{16th} day of September 1998.



R. B. Summerfield, Chief
Mobile Source Operations Division