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State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-14-1
Relating to Exemptions under Section 27156
of the Vehicle Code

ALBANO ENTERPRISES
"HP AIR INJECTOR"

Pursuant to the authority vested in the Air Resources Board by Section 27156 of the Vehicle Code; and

Pursuant to the authority vested in the undersigned by Section 39023 of the Health and Safety Code;

IT IS ORDERED AND RESOLVED: That the installation of a "HP Air Injector" device manufactured by Albano Enterprises has been found to not reduce the effectiveness of required emission control devices in 1971 and older model vehicles and therefore is exempt from the prohibitions of Section 27156 of the Vehicle Code for these model-year vehicles. The device is inserted between the PCV valve and the intake manifold and permits a small controlled amount of additional air to enter the P.C.V. line.

The "HP Air Injector" device is identical in construction and operation to the Albano Enterprises' "Air Jet" device. Reference Resolution 70-54-C.

This Executive Order is valid provided that installation instructions for this device will not recommend tuning the vehicle to specifications different than those listed by the vehicle manufacturer.

Changes made to the design or operating conditions of the device as originally submitted to the Air Resources Board for evaluation that adversely affect the vehicle's pollution control devices shall invalidate this Executive Order.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE AIR RESOURCES BOARD OF ANY CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF THE "HP AIR INJECTOR" DEVICE.

No claim of any kind, such as "Approved by Air Resources Board" may be made with respect to the action taken herein in any advertising or other oral or written communication.

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Section 17500 of the Business and Professions Code makes unlawful, untrue or misleading advertising and Section 17534 makes violation punishable as a misdemeanor.

Section 39130 and 39184 of the Health and Safety Code provide as follows:

"39130. No person shall install, sell, offer for sale, or advertise, or, except in an application to the board for certification of a device, represent, any device as a motor vehicle pollution control device unless that device has been certified by the board. No person shall sell, offer for sale, advertise, or represent any motor vehicle pollution control device as a certified device which, in fact, is not a certified device. Any violation of this section is a misdemeanor."

"39184. No person shall install, sell, offer for sale, or advertise, or, except in an application to the board for accreditation of a device, represent, any device as a motor vehicle pollution control device for use on any used motor vehicle unless that device has been accredited by the board. No person shall sell, offer for sale, advertise, or represent any motor vehicle pollution control device as an accredited device. Any violation of this section is a misdemeanor."

Any apparent violation of the policy or laws will be submitted to the Attorney General of California for such action as he deems advisable.

Executed at Sacramento, California, this 8 day of January, 1974.

WILLIAM SIMMONS
Executive Officer

State of California
AIR RESOURCES BOARD

July 30, 1973

Staff Report

Addition to the Limitations Governing
the Sale of the "Air Jet" Device Under the
Provisions of Vehicle Code 27156

I. Introduction

The "Air Jet" device, produced by Albano Enterprises, Santa Ana, California, was exempted by the Board from the prohibitions of Section 27156 by Resolution 70-54-C dated March 15, 1973.

Since the adoption of this resolution, the Albano Enterprises Company has arranged with other companies for the sale of this device under the following trade names:

- H. P. Air Injector
- Mini Turbo-Charger
- V.C. Meter (Variable Combustion Meter)

Some of the advertising claims made by the sellers of this device under the new names are in violation of the prohibitions of Resolution 70-54-C.

Some examples of these claims are:

1. Questionable laboratory data showing decreases in emissions, etc.
2. Claims that the device will help reduce emissions.
3. Erroneous statements concerning effects on air-fuel ratios and combustion.

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4. Subtle implications that the device has the endorsement of the State of California.
5. Implications that the device can serve in lieu of a tune-up, thus keeping the owner from actually keeping his car in tune.

III. Reason for the Change

The reason for this change is to incorporate the following into the executive order.

11. Albano Enterprises does not authorize the sale or manufacture of this device under any other name until prior notification is submitted to the Executive Officer.
22. All advertising or other claims made by companies selling the device under the "Air Jet" name or any other name are subject to the same restrictions.
33. Any violations of the provisions of this Executive Order made by any authorized seller of this device under the "Air Jet" or any other name shall be grounds for rescinding this Executive Order.

III. Recommendation

The staff recommends that the above change be approved by Executive Order D-14.