

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-347
Relating to Exemptions Under Section 27156
of the Vehicle Code

KLEEN WHEELS CORPORATION
PERMACAP II

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 Sections 39515 and 39516 of the Health and Safety Code and Executive Order G-45-5;

IT IS ORDERED AND RESOLVED: That the installation of the PermaCap II, manufactured by Kleen Wheels Corporation, of 5000 Oakes Road, Suite H, Fort Lauderdale, Florida, 33314, has been found not to reduce the effectiveness of the applicable vehicle pollution control system and, therefore, is exempt from the prohibitions of Section 27156 of the Vehicle Code for installation on 1993 and older model-year motor vehicles equipped with screw or cam type gas caps.

This Executive Order is valid provided that installation instructions for the PermaCap II will not recommend tuning the vehicle to specifications different from those submitted by Kleen Wheels Corporation.

Changes made to the design or operating conditions of the PermaCap II, as exempt by the Air Resources Board (ARB), which adversely affect the performance of a vehicle's pollution control system shall invalidate this Executive Order.

Marketing of the PermaCap II using an identification other than that shown in this Executive Order or for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the ARB.

In addition to the foregoing, the ARB reserves the right in the future to review this Executive Order and the exemption provided herein to assure that the exempted add-on or modified part continues to meet the standards and procedures of Title 13, California Code of Regulations, Section 2222 et seq.

This Executive Order does not constitute any opinion as to the effect the use of the PermaCap II, may have on any warranty either expressed or implied by the vehicle manufacturer.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE AIR RESOURCES BOARD OF CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF KLEEN WHEELS CORPORATION'S PERMACAP II.

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 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 the hearing that grounds for revocation exist.

Executed at El Monte, California, this 24th day of January, 1994.



R. B. Summerfield
Assistant Division Chief
Mobile Source Division