

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-338-71
Relating to Exemptions Under Section 27156
of the Vehicle Code

Harley-Davidson Motor Company
Screamin' Eagle Extreme Billet Air Cleaner Kits

Pursuant to the authority vested in the Air Resources Board (ARB) by Vehicle Code (VC) Section 27156; and

Pursuant to the authority vested in the undersigned by Section 39515 and Section 39516 of the Health and Safety Code and Executive Order G-02-003;

IT IS ORDERED AND RESOLVED: That the installation of the Screamin' Eagle Extreme Billet Air Cleaner Kits (Kit), marketed and manufactured by the Harley-Davidson Motor Company, 3700 W. Juneau Avenue, Milwaukee, Wisconsin 53208 has been found not to reduce the effectiveness of the applicable vehicle pollution control system and, therefore, is exempt from the prohibitions of VC Section 27156 for applicable 2007 to 2014 model year Harley-Davidson Sportster motorcycles.

The Harley-Davidson Kit, part numbers 29400127 and 29400128, are direct replacement air cleaner kits. These kits replace the OEM air cleaner assembly, including backplate and mounting bracket. A new dealer installed ECM calibration is also included. There are no user adjustments on the new ECM calibration.

This Executive Order is valid provided that the installation instructions for the Kits will not recommend tuning the motorcycle to specifications different than those set by the Harley-Davidson Motor Company.

Changes made to the design or operating conditions of these Kits, as exempted by ARB, which adversely affect the performance of the motorcycle's pollution control system shall invalidate this Executive Order.

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

This Executive Order does not constitute any opinion as to the effect the use of these Kits may have on any warranty either expressed or implied by the Harley-Davidson Motor Company.

This Executive Order is granted based on previously submitted emissions test data from the Harley-Davidson Motor Company (D-338-70) on a 2007 and a 2012 model year Harley-Davidson Sportster motorcycle. The emission test results with the Screamin' Eagle Extreme Billet Air Cleaner Kit and ECM calibration installed were at or below the applicable certification emission standards. The same emission test results would be expected with the Screamin' Eagle Extreme Billet Air Cleaner Kit and ECM calibration installed on the requested motorcycles.

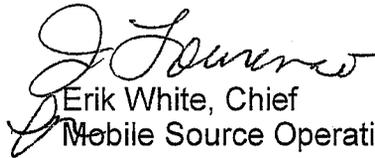
ARB reserves the right in the future to review this Executive Order and the exemption provided herein to assure that the exempted add-on or modified part continues to meet the standards and procedures of Title 13, California Code of Regulations, Section 2222, et seq.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE 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 HARLEY-DAVIDSON MOTOR COMPANY'S SCREAMIN' EAGLE EXTREME BILLET AIR CLEANER KITS.

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 is made after the hearing that grounds for revocation exist.

Executed at El Monte, California, this 21st day of November 2013.


Erik White, Chief
Mobile Source Operations Division