Conditions for Re-Designation of HUSS' FS-MK Series Diesel Particulate Filter (FS-MK System) Off-Road

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Re-designation means the movement of a used verified Diesel Emission Control Strategy (DECS) from an appropriate engine/application and installation to another engine/application meeting the terms and conditions of the DECS Executive Order within the same common ownership fleet as defined in the *Verification Procedure, Warranty, and In-Use Compliance Requirements for In-Use Strategies to Control Emissions from Diesel Engines* (the verification procedure or procedure) in Section 2701, Title 13, California Code of Regulations. Re-designation of a HUSS FS-MK system is permitted only under the following terms and conditions:

- The end user must receive written authorization from HUSS allowing the practice.

- The system must not be more than ten years old, based on the date of manufacture listed on the system label. Re-designation of devices of unknown age is prohibited.

- Re-designation must occur within the same common ownership fleet as defined in Section 2701 of the verification procedure.

- The end user and installer must verify that the new recipient vehicle meets the terms and conditions of the original verification. If an FS-MK filter system verified under a previous executive order is selected for re-designation and certain authorized engines and applications from the previous executive order have been excluded in this executive order, the FS-MK filter system must not be installed on those engines and applications.

- A DECS installed on a vehicle that is repowered may remain installed provided:

    - The replacement engine meets all the terms and conditions of the applicable executive order in the Executive Order DE-06-007 series,
    - The FS-MK system is not more than ten years old (based on the date and month of manufacture), and
    - The appropriate DECS engine label as shown in Attachment 3 is affixed on a visible location on the replacement engine.

- HUSS must provide detailed written instructions in the owner's manual and installation manual to the authorized end user regarding appropriate re-designation practices. HUSS may not include any prohibitions or limitations to the required warranty (Sections 2706(i)(4) & 2707), nor can the instructions direct the owner of the DECS to conduct any activity which violates the terms of the governing Executive Order series or any other applicable regulation.

    - Within ten days of a written request by ARB, HUSS must provide an exact copy of these instructions in their entirety.

- HUSS must provide written instructions for assessing if the FS-MK system still meets its verified emissions reductions, and instructions for device movement to prevent installation on an inappropriate vehicle.

- Re-designation applies to the entire system, not component parts.

- The re-designated FS-MK system must belong to a verified configuration covered under Executive Order series DE-06-007.

- If the installer of the re-designated FS-MK system is not the same as the installer who did the original installation of the DECS, the new installer must assume the installation warranty responsibilities defined in Section 2707 for the remainder of the original warranty period or until another installer re-designates the system. If the original installation warranty has expired or has less than one year remaining, the installer must issue a new warranty to guard against potential installation defects. The new installation warranty must meet the requirements of Section 2707 except that the minimum period is reduced to one year from the date of installation. Any transfer of a DECS or component by an installer that does not offer this installation warranty is not considered a valid installation.

- HUSS must maintain accurate records of the vehicles and systems subject to the re-designation policy. This must include: end user contact information, vehicle identification numbers, FS-MK system serial numbers, and operating hours and mileage. HUSS must be able to track re-designation throughout the fleet. HUSS must provide these records within 30 days of the written request by ARB.

- No party shall advertise, sell, lease, or offer for sale or lease a used verified FS-MK system or component.

- Any party which removes a verified FS-MK system from an engine/application must remove the verified DECS engine label. If the DECS engine label cannot be removed whole, it must be destroyed.

- The original labels must be returned to HUSS.

- Any re-designated system must have a re-designation label as shown in Attachment 3.

- Any party which re-designates a verified FS-MK system to another engine/application, which was never previously retrofit with that exact FS-MK system, must obtain and properly install an appropriate DECS engine label as shown in Attachment 3.

- Any party which removes a verified FS-MK system from an engine/application must ensure the engine/application returns to its original factory configuration.

- The installation of the re-designated system must be performed according to the procedures listed in the FS-MK system installation manual.