California Environmental Protection Agency AIR RESOURCES BOARD	KTM SPORTMOTORCYCLE AG	EXECUTIVE ORDER U-N-014-0076 New Emission-Non-Compliant Off-Highway Recreational Vehicles

Pursuant to the authority vested in the Air Resources Board by the Health and Safety Code, Division 26, Part 5, Chapters 1 and 2; and

Pursuant to the authority vested in the undersigned by Health and Safety Code Sections 39600 and 39601 and Executive Order G-02-003;

IT IS ORDERED AND RESOLVED: That, pursuant to Title 13, California Code of Regulations, (13 CCR) Sections 2412(b), (c)(1), and (f), the following off-highway recreational vehicles produced by the manufacturer that do not comply with the emission standards in 13 CCR Section 2412(b) are certified as described below. **The manufacturer listed above (holder of this Executive Order) must ensure that the eighth (8th) character of the vehicle identification number (VIN) of all vehicles certified under this Executive Order be either a "C" or "3" as indicated below. Violation of this VIN requirement may subject the manufacturer to enforcement actions.**

MODEL YEAR	VEHICLE TYPE (ATV=all-terrain vehicle; OFMC=off-road motorcycle)	ENGINE FAMILY NAME	ENGINE DISPLACEMENT (cc)	FUEL TYPE
2009	OFMC	9KTXX.104RD2	50, 64, 85 and 104	Gasoline

VEHICLE MODELS	CORRESPONDING VEHICLE IDENTIFICATION NUMBER (VIN) CODING
KTM:	
50 cc: 50 SX	VBKMRA23x9M0xxxxx (digits 9 and 13-17 vary)
50 SX Mini	VBKMRA23x9M0xxxxx (digits 9 and 13-17 vary)
50 SX Jr	VBKMRA23x9M0xxxxx (digits 9 and 13-17 vary)
64 cc: 65 SX	VBKMRA23x9M0xxxxx (digits 9 and 13-17 vary)
65 XC	VBKMRA23x9M0xxxxx (digits 9 and 13-17 vary)
85 cc: 85 SX	VBKMXB23x9M0xxxxx (digits 9 and 13-17 vary)
85 XC	VBKMRA23x9M0xxxxx (digits 9 and 13-17 vary)
104 cc: 105 SX	VBKMXC23x9M0xxxxx (digits 9 and 13-17 vary)
105 XC	VBKMXC23x9M0xxxxx (digits 9 and 13-17 vary)

BE IT FURTHER RESOLVED: That the listed vehicles are subject to use restrictions on public off-highway vehicle riding areas and riding seasons pursuant to 13 CCR Sections 2412(f) and 2415.

This Executive Order is only granted to the engine family and model-year listed above. Vehicles in this family that are produced for any other model-year are not covered by this Executive Order.

The Department of Motor Vehicles will be notified by copy of this Executive Order.

Executed at El Monte, California on this 26th day of December 2008.

Raphael Susnowitz

for Annette Hebert, Chief
Mobile Source Operations Division