

1 AN ACT relating to motor fuel specifications.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 363.904 is amended to read as follows:

4 (1) No article or commodity shall be sold or offered for sale and use in Kentucky as
5 motor fuel unless it conforms to the following:

6 (a) The motor fuel shall be labeled and posted in accordance with applicable
7 federal and state laws; and

8 (b) The motor fuel shall conform to the latest ASTM specifications for that
9 particular type, class, and grade of motor fuel, except:

10 1. As provided by KRS 363.902(3);~~and~~

11 2. ***When the Governor determines that circumstances present, or are***
12 ***likely to present, a disruption in motor fuel supply, the Governor or***
13 ***the Governor's designee may issue a temporary waiver of ASTM***
14 ***specifications for motor fuel; and***

15 **3.** For gasoline containing up to ten percent (10%) ethanol, in which case
16 the vapor pressure limit for each class shall be increased by one (1)
17 pound per square inch and ASTM V/L (vapor to liquid ratio)
18 specification is waived. Additionally, the department shall adopt a
19 minimum temperature for fifty percent (50%) distillation of gasoline
20 containing up to ten percent (10%) ethanol through the promulgation of
21 an administrative regulation in accordance with KRS Chapter 13A.

22 (2) The motor fuel compliance with ASTM shall be determined in accordance with the
23 test methods prescribed in the latest ASTM publications.

24 (3) All shipments of motor fuel shall state on either the bill of lading or invoice the
25 destination of the shipment and that the shipment meets the standards and
26 specifications required in this section. The division may obtain a sample of any
27 shipment of motor fuel for testing. Motor fuel blending components shall be exempt

1 from this section until they are offered for sale as motor fuel by the refiner or
2 manufacturer.