

STATEMENT OF EMERGENCY

601 KAR 9:076E.

This new emergency administrative regulation is being promulgated to comply with Senate Bill 136 of the 2025 Regular Session. Senate Bill 136 amends Subtitle 20 of KRS Chapter 304, to require the commissioner to promulgate emergency and ordinary administrative regulations to identify the nationally accredited used car valuation guides to be used by insurers when determining the retail value of wrecked, destroyed, or damaged vehicles. This administrative regulation is being filed on an emergency basis to meet the July 1, 2025, effective date. This emergency administrative regulation will be replaced by its companion ordinary administrative regulation pursuant to KRS Chapter 13A. The companion ordinary administrative regulation is identical to this emergency administrative regulation.

ANDY BESHEAR, Governor

JIM GRAY, Secretary

TRANSPORTATION CABINET
Department of Vehicle Regulation
Division of Motor Vehicle Licensing
(New Emergency Administrative Regulation)

601 KAR 9:076E. Vehicle valuation guides.

RELATES TO: KRS 304.20-110

STATUTORY AUTHORITY: KRS 304.20-110, Chapter 186A

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 304.20-110 requires the Transportation Cabinet to identify the nationally accepted used car valuation guides or tools that are available to, and shall be used by, property, casualty, and property and casualty insurers when determining the retail value of a wrecked, destroyed, or damaged motor vehicle under KRS Chapter 186A.

Section 1. All valuations conducted pursuant to KRS Chapter 186A shall be made based upon J. D. Power Valuation Services. Values shall be delivered through used car data files and the J.D. Power online value tool located at www.jdpowervalues.com. This valuation service shall provide value guidebooks for:

- (1) Official Used Car Guide;
- (2) Official Older Used Car Guide;
- (3) Motorcycle, snowmobile, ATV, personal watercraft appraisal guide;
- (4) Classic, collectible, exotic, and muscle car appraisal guide; and
- (5) Recreational vehicles appraisal guide.

Withdrawn by agency, 7-16-2025.

JIM GRAY, Secretary

MATTHEW COLE, Commissioner

APPROVED BY AGENCY: July 9, 2025

FILED WITH LRC: July 10, 2025 at 2:15 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on August 21, 2025, at 10:00 a.m. EST, at the Kentucky Transportation Cabinet, 200 Mero Street, Frankfort, Kentucky 40622. Individuals interested in being heard at this hearing shall notify this agency in writing by five (5) working days prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through 11:59 p.m. on August 31, 2025. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person below.

CONTACT PERSON: Jon Johnson, Staff Attorney Manager/Assistant General Counsel, Transportation Cabinet, Office of Legal Services, 200 Mero Street, Frankfort, Kentucky 40622, phone (502) 564-7650, fax (502) 564-5238, email jon.johnson@ky.gov.