



STATEMENT OF EMERGENCY

806 KAR 20:030E

This emergency administrative regulation is being promulgated, as prescribed in KRS 13A.190(1)(a)4., to meet an imminent deadline for the promulgation of an administrative regulation that is established by state law. This emergency administrative regulation will be followed by an ordinary administrative regulation. The ordinary administrative regulation is identical to this emergency administrative regulation.

Senate Bill 136 (SB 136) was enacted during the 2025 legislative session of the Kentucky General Assembly. SB 136 declared an emergency and was enacted without the Governor's signature on March 27, 2025.

SB 136 Section 12 created a new section of KRS Chapter 304 Subtitle 20. SB 136 Section 12(2) reads, "By July 1, 2025, the commissioner shall promulgate an emergency administrative regulation and an ordinary administrative regulation in accordance with KRS Chapter 13A that identifies 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." This emergency regulation is being promulgated pursuant to the directive of SB 136 Section 12(2).

There are two (2) nationally accepted used car valuation guides that are available to both insurers and the public in general that are used to determine the retail value of a motor vehicle. The two (2) guidelines are Kelley Blue Book and the J.D. Power Values/National Association of Auto Dealers guidelines. Therefore, this emergency administrative regulation mandates that these guidelines are the nationally accepted used car valuation guides that 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.

Sharon P. Clark

Commissioner, Department of Insurance

6/23/2025
Date

Andy Beshear

Governor, Commonwealth of Kentucky

6/23/2025
Date

1 PUBLIC PROTECTION CABINET

2 Department of Insurance

3 Division of Property and Casualty Insurance

4 (New Emergency Administrative Regulation)

5 806 KAR 20:030E– Car Valuation Guides

6 RELATES TO: KRS 304.20-110

7 STATUTORY AUTHORITY: KRS 304.20-110

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 304.20-110 authorizes the commissioner
9 to promulgate an administrative regulation to identify the nationally accepted used car valuation
10 guides or tools to be used when determining the retail value of a wrecked, destroyed, or damaged
11 motor vehicle, under KRS Chapter 186A. This administrative regulation establishes the nationally
12 accepted used car valuation guides or tools to be used when determining the retail value of a
13 wrecked, destroyed, or damaged motor vehicle.

14 Section 1. Property insurers, casualty insurers, and property and casualty insurers shall use the
15 following car valuation guides when determining the retail value of a wrecked, destroyed, or
16 damaged motor vehicle, under KRS Chapter 186A:

17 (a) The current version of the Kelley Blue Book, or any successor entity; or

18 (b) The current version of the J.D. Power Values/National Association of Auto Dealers
19 guidelines, or any successor entity.

READ AND APPROVED:



Sharon P. Clark
Commissioner, Department of Insurance

6/23/2025

Date



Ray A. Perry
Secretary, Public Protection Cabinet

6-23-2025

Date