



COMMONWEALTH OF KENTUCKY
OFFICE OF THE GOVERNOR

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GOVERNOR

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August 28, 2026

Fuel Volatility Waiver Notification

Re: U.S. Environmental Protection Agency's National Fuel Waiver to Bring Forward
Wintertime Gasoline Beginning September 1, 2026

Under KRS 363.904(1)(b)2., I have determined that the circumstances are present or are likely to be present to cause a disruption in motor fuel supply from September 1 through September 15, 2026, primarily caused by the war in Iran that continues despite President Trump's promises that the war would not be lengthy. Citing "global issues in the Middle East that are affecting all parts of the United States," on August 20, 2026, the Environmental Protection Agency (EPA) waived the federal volatility limit to the location specific limit listed in ASTM International (Advancing Standards Transforming Markets) D-4814 for September 16 to allow an earlier transition to winter gasoline. The EPA's waiver allows winter blend gasoline with a 11.5 psi Reid Vapor Pressure (RVP) to begin use on September 1, 2026, instead of the normally required date of September 16, 2026. However, 302 KAR 79.012 requires fuel with an RVP of 10 to be distributed in Kentucky until September 16, 2026.

Therefore, in recognizing the EPA's "National Fuel Waiver to Bring Forward Wintertime Gasoline Beginning September 1, 2026" issued on August 20, 2026, pursuant to KRS 363.904(1)(b)2., I issue for the Commonwealth of Kentucky a temporary waiver from September 1 through September 15, 2026, from the requirements in KRS 363.902, 302 KAR 79.012 and ASTM International (Advancing Standards Transforming Markets) Standard D-4814.

This temporary waiver allows the production and distribution of winter blend gasoline starting September 1, 2026, and continuing through September 15, 2026.

Respectfully,

Andy Beshear
Governor