



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-143A

Roy K. Dockum, Executive Director
Oklahoma Motor Vehicle Commission
4334 N.W. Expressway, Suite 183
Oklahoma City, OK 73116

March 14, 2019

Dear Executive Director Dockum:

This office has received your request for a written Attorney General Opinion regarding action that the Oklahoma Motor Vehicle Commission intends to take pursuant to consent agreement with licensee 882. The Commission proposes to fine the licensee \$350 for displaying new vehicles at a prohibited location.

Oklahoma law authorizes the Oklahoma Motor Vehicle Commission to “impose a fine not to exceed . . . [\$1,000] against a dealer per occurrence . . . [f]or any failure to comply with any provision of Section 561 et seq. of [Title 47] or any rule promulgated by the Commission.” 47 O.S.Supp.2018, § 565(A)(3). Title 47 of Oklahoma Statutes requires that an off-premise display must be “in dealer’s factory-approved area of sales and service responsibility.” *Id.* § 564.1(A)(3). The Board may reasonably believe that the proposed action is necessary to deter future violations.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Motor Vehicle Commission has adequate support for the conclusion that this action advances the State’s policy to prevent dealers from displaying new vehicles in unauthorized locations.

A handwritten signature in black ink, appearing to read "Mike Hunter".

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

A handwritten signature in black ink, appearing to read "Amanda Otis".

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL