



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-178A

John W. Maile, Executive Director
Oklahoma Used Motor Vehicle and Parts Commission
2401 N.W. 23rd Street, Suite 57
Oklahoma City, OK 73107

June 8, 2018

Dear Executive Director Maile:

This office has received your request for a written Attorney General Opinion regarding action that the Oklahoma Used Motor Vehicle and Parts Commission intends to take regarding used motor vehicle dealer applicant, R.S. The applicant is a convicted felon, but failed to provide the Commission with an OSBI report showing his previous criminal activity or copies of judgments and sentences for felony convictions. Further, the applicant failed to appear before the Commission to describe and explain the felony convictions. The Board proposes to deny the application.

Oklahoma law authorizes the Commission to regulate the sale of used motor vehicles and license used motor vehicle dealers. 47 O.S.Supp.2017, § 582(E). In the application process, the Commission requires disclosure of “information consistent with the safeguarding of the public interest and the public welfare.” *Id.* § 583(B)(1)(e). The Commission may reasonably believe that the proposed action is necessary to ensure that only properly qualified applicants are licensed to act as used motor vehicle dealers.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Used Motor Vehicle and Parts Commission has adequate support for the conclusion that this action advances the State’s policy of protecting the public by requiring that used motor vehicle dealers meet minimum licensing requirements.

MIKE HUNTER
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