



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2015-89A

Charla Slabotsky, Executive Director
Oklahoma Real Estate Commission
1915 N. Stiles Ave., Ste. 200
Oklahoma City, Oklahoma 73105

October 27, 2015

Dear Executive Director Slabotsky:

This office has received your request for a written Attorney General Opinion regarding agency action that the Oklahoma Real Estate Commission intends to take pursuant to a consent agreement. The proposed action is to impose a fine of \$1,500 on Magda Buckner, a licensed sales associate. The licensee failed to disclose to the Commission one misdemeanor conviction and one felony conviction for driving under the influence.

Oklahoma law authorizes the Commission to discipline licensees who are convicted of "a crime involving moral turpitude." 59 O.S.2011, § 858-312(8), (15). It is the Commission's position that a felony of driving under the influence is a crime of moral turpitude because of the dangers it poses. Further, licensees must notify the Commission of felony convictions. 59 O.S.2011, § 858-301.2. The action seeks to discipline a licensee who has failed to fulfill statutory duties and who has endangered the public by operating a motor vehicle while under the influence of drugs or alcohol. The Commission may believe that a fine will adequately deter future dangerous conduct as well as actions that would compromise the trust placed in real estate agents by the public.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Real Estate Commission has adequate support for the conclusion that this action advances the State of Oklahoma's policy to protect the public from breaches of trust by real estate agents.

A handwritten signature in black ink, appearing to read "E. Scott Pruitt".

E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA