



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION  
2018-299A

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

July 31, 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 pursuant to consent agreement with licensee M-30-121. The licensee is a licensed manufactured home manufacturer. The licensee sold four manufactured homes to an individual in Oklahoma that is not a licensed manufactured home dealer. The Commission proposes to assess a fine of \$500 per violation, for a total of \$2,000.

Oklahoma law authorizes the Commission to fine and revoke the license of a licensee who “willful[ly] fail[s] to comply with any provision of Section 581 *et seq.* . . . or with any rule promulgated by the Commission.” 47 O.S.Supp.2017, § 584(A)(3). “A manufacturer may not sell, exchange, or lease-purchase a manufactured home to a person in this state who is not a licensed manufactured home dealer.” *Id.* § 583(E)(1)(f). The Commission 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 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 standards and licensing requirements.

A handwritten signature in black ink that reads "Mike Hunter".

MIKE HUNTER  
ATTORNEY GENERAL OF OKLAHOMA

A handwritten signature in black ink that reads "Ryan Chaffin".

RYAN CHAFFIN  
DEPUTY CHIEF ASSISTANT ATTORNEY GENERAL