



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-10A

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

January 7, 2019

Dear Executive Director Dockum:

This office has received your request for a written Attorney General Opinion regarding actions that the Oklahoma Motor Vehicle Commission intends to take pursuant to a consent agreement with multiple licensees. Each licensee employed an unlicensed salesperson. The details of each violation are attached on Appendix A. The Board proposes to fine each licensee \$250 per unlicensed salesperson.

Oklahoma law authorizes the Oklahoma Motor Vehicle Commission to "impose a fine not to exceed One Thousand Dollars . . . against a dealer per occurrence" for several reasons, including "employ[ing] unlicensed salespersons . . . or other unlicensed persons in connection with the sale of new motor vehicles." 47 O.S.Supp.2018, § 565(A), (A)(7)(d). 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 these actions advance the State's policy to require licensure of new motor vehicle salespersons.

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

Appendix A

Dealership Name	License No.	Total Fine (\$250 per unlicensed salesperson)
Eskridge Chevrolet – Guthrie	577	\$250
James Hodge Chevrolet – Broken Arrow	72	\$250
James Hodge Ford – Idabel	204	\$250
Nelson Mazda – Tulsa	36	\$250
RV General Store – Newcastle	684	\$250
Freedom Ford – McAlester	722	\$250
Woody Motor Co. – Madill	41	\$250