



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-156A

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

April 1, 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.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL

Appendix A

Dealership Name	License No.	Total Fine (\$250 per unlicensed salesperson)
Jackson Chrysler Dodge Jeep-Enid	463	\$750
Fowler Toyota of Tulsa	699	\$500
Hudiburg Toyota-Midwest City	243	\$500
Seth Wadley Ford-Lincoln-Pauls Valley	576	\$500
Battison Honda-OKC	698	\$250
Fowler Honda-Norman	347	\$250
Hudiburg Chevrolet	334	\$250
Rick Jones Buick GMC-El Reno	76	\$250
Wade's RV Supercenter-Glenpool	682	\$250