



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-37A

John W. Maile, Executive Director
Oklahoma Used Motor Vehicle and Parts Commission
421 NW 13th #330
Oklahoma City, OK 73103

February 4, 2019

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 used motor vehicle dealer licensee UD-4878. The licensee failed to maintain the required record of 40 temporary license plates and misused at least six temporary license plates by using them for unauthorized uses. The Commission proposes to fine the licensee \$2,600 total for all the violations.

Oklahoma law authorizes the Commission to fine licensees who violate the Commission's rules and its authorizing statutes. 47 O.S.Supp.2018, § 584(A). Board rules require licensees to "maintain a record of temporary license plates issued." OAC 765:13-3-5. Further, Oklahoma law sets out proper use of temporary license plates. 47 O.S.Supp.2018, 1137.1(E). 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 maintain proper records and properly use temporary license plates.

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