



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-9A

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 action that the Oklahoma Motor Vehicle Commission intends to take pursuant to a consent agreement with licensees 180 and 414. The Commission proposes to fine the licensees \$1,000 each for false or misleading advertising.

Oklahoma law authorizes the Oklahoma Motor Vehicle Commission to “impose a fine not to exceed . . . [\$1,000] against a dealer per occurrence” for engaging in “false or misleading advertising.” 47 O.S.Supp.2018, § 565(A), (A)(5)(b). New motor vehicle statutes exist to “promote the public interest and the public welfare,” “prevent false and misleading advertising,” and “prevent unfair practices.” 47 O.S.2011, § 561. 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 this action advances the State’s policy to prevent false and misleading advertising in the sale of new motor vehicles.

Handwritten signature of Mike Hunter in black ink.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

Handwritten signature of Amanda Otis in black ink.

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL