



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2017-10A

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

January 3, 2017

Dear Executive Director Maile:

This office has received your request for a written Attorney General Opinion regarding agency action that the Oklahoma Used Motor Vehicle and Parts Commission intends to take. The proposed action is to deny an application for a used motor vehicle salesperson license. The applicant, A.J.B., was convicted in 2014 of conspiracy to distribute a controlled dangerous substance, a felony.

Oklahoma statutes require the Commission to prepare application forms to collect information related to applicants' "business integrity" and "other pertinent information" related to "safeguarding . . . the public interest and the public welfare." 47 O.S.Supp.2016, § 583(B)(1)(b), (e). The Commission has the authority to deny an application for a license "[o]n satisfactory proof of unfitness of the applicant." *Id.* § 584(A)(1). A licensee may be disciplined if the licensee, among other things, "has been convicted of a crime involving moral turpitude." *Id.* § 584(A)(6)(c). The Commission may reasonably conclude that an applicant who has been convicted of drug-related crimes in relation to the sale of motor vehicles is unfit. The action thus seeks to uphold professional standards in the sale of used motor vehicles and "safeguard[] . . . the public interest and the public welfare." *Id.* § 583(B)(1)(e).

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 of Oklahoma's policy to safeguard the public interest and public welfare by protecting the consuming public from salespersons who have been convicted of crimes involving moral turpitude.

E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA