

Oklahoma Motor Vehicle Commission

NEWS and VIEWS

MARCH 2008

From The Director's Desk....

It's always an interesting and busy time when the Oklahoma Legislature is in session. This year over 2400 new bills were pre-filed; including about a dozen which would have significant effect on the OMVC and/or its licensees. Most of the bills affecting the OMVC are now dead for this session, including one which would have abolished the OMVC and the UMVPC, and would have created a totally new agency with a 9 member Board including only 2 franchised dealer representatives.

At the present time, only 2 bills affecting the OMVC remain active: one is sponsored by the Oklahoma Motorcycle Dealers Association, requiring dealers and distributors of ATVs and off-road cycles to be licensed and regulated by the OMVC; and the other is an OADA sponsored bill which cleans up and tweaks some language in current law.

I hate to admit it, but prior to accepting the position 6 years ago as the Director of the OMVC, I'm not sure that I had ever been inside the Capitol, even though I had lived in the Oklahoma City area most of my life. Now, while the Legislature is in session, I regularly walk the halls, attend committee meetings, meet with legislators, or speak with staff and/or lobbyists. On the one hand, it can be very frustrating and annoying; but on the other hand, it is very educational and intriguing.

Above all, however, my time spent in the political process confirms to me the vital role that citizens like yourselves can play in the process. Legislators are very conscious of input from their constituents. Therefore, I would strongly urge you: 1) to know who your legislators are; 2) establish some rapport with them, and, 3) when there is legislation affecting you or your business, contact them, and your opinion will be clearly heard.

As always, feel free to contact me anytime I can be of assistance to you.

Upcoming Dates for Commission Meetings

April 8, 2008

May 13, 2008

June 10, 2008

Meetings Start at 10:00 a.m.

Agendas are available 24
hours prior to the Meeting
on our website:

www.ok.gov/omvc

The Meetings are conducted
in accordance with the Open
Meeting Act.

It's almost time again to RENEW your licenses!

Hard to believe it's almost been a year since we renewed your Salesperson and New Dealer Franchises Licenses. Here are some important dates to remember:

- * **MAY 1ST** = Renewal packets mailed out to dealers
- * **JUNE 1ST** = Renewal packets are due back in this office

Since all of our application forms change each year, please read the instruction sheets very carefully to avoid mistakes and unnecessary delays.

DON'T BE LATE! Penalties will be assessed for delinquent filing.

As a follow-up to our memo dated February 19th, this is a reminder that the Salesperson Application is now two pages as it includes the Affidavit of Lawful Presence, which is required due to the recent State Immigration legislation. This Affidavit must be submitted with every Salesperson Application, including the Gratis Application. YES, even the dealer must fill out an Affidavit.

*Please share this newsletter with your office personnel responsible
for renewal of Franchise and Salesperson Licenses.*

WHEN & WHY TO NOTIFY THE OMVC

If a dealer is planning to buy, sell, add additional franchises, or re-locate, the OMVC must be notified in a timely manner, to keep the dealer in compliance with the Laws and from causing unnecessary delays. Outlined below are a few guidelines to follow:

Buying, selling, or closing a dealership – contact this office as soon as possible in this process, so that we may assist in the licensing procedures for the incoming dealer, or assist in the termination process.
Form Needed: An Initial Application for New Motor Vehicle Dealer must be submitted by the incoming dealer PRIOR to factory approval. If a Management Agreement exists between the buyer and seller, it must be filed with the Commission.

Adding or deleting franchises – a separate franchise license is required for each franchise sold.

Form Needed: The Initial Application for Addition of Franchises must be submitted prior to selling the new line of vehicle. If you voluntarily terminate a franchise, simply notify the OMVC in writing.

Change in dealer principal and/or majority ownership – contact the OMVC to inquire if your proposed changes require any action. If so, the *Form Needed* would be The Initial Application for Change of Ownership or Dealer Principal

Change in location – please advise us of your intent to relocate, in writing, BEFORE committing to the location. The OMVC must verify that the proposed location complies with distance statutes and facility requirements. Written manufacturer approval must be obtained. Photos of the new facility may be required.

*****BOARD APPROVAL*****

Remember that all initial applications require approval from the Board, which meets monthly on the second Tuesday. In order to be on the agenda, your completed application must be received at the OMVC by the first day of that month.

NOTE: Application Forms may be downloaded on our website at www.ok.gov/omvc .

COMMISSION ACTIONS

January 8, 2008

1. \$500 Advertising Fine to Land Run Chevrolet, Hennessey
2. \$500 Advertising Fine to Automax Hyundai South, OKC and \$500 Advertising Fine to Automax Hyundai, Del City
3. \$500 Fine for Excessive Delay in Delivering Title Papers and Issuance of Multiple Paper Tags to David Stanley Ford, OKC
4. \$200 Unlicensed Salesperson Fines issued to 2 Dealers
5. Approved License Applications for 1 Manufacturers/Distributor and 4 Dealers.

February 5, 2008

1. \$1000 Advertising Fine to Smicklas Chevrolet, OKC
2. \$500 Advertising Fine to Brad Noe Autoplex, Tulsa
3. \$100 Unlicensed Salesperson Fine to 1 Dealer
4. Approved License Applications for 2 Manufacturer/Distributors and 8 Dealers

March 11, 2008

1. \$500 Advertising Fine to Billingsley Ford, Ardmore
2. \$1550 Unlicensed Salesperson Fines to 9 Dealers
3. Approved License Applications for 2 Manufacturer/Distributor and 5 Dealers

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