

OKLAHOMA MOTOR VEHICLE COMMISSION

APPLICATION PACKET FOR CHANGE IN MAJORITY OWNERSHIP OR DEALER PRINCIPAL

THIS PACKET IS FOR: A dealership experiencing a change in majority ownership or dealer principal, with at least some of the same ownership staying in place.
If it is a complete change of ownership, do not use this packet.

CAREFULLY FOLLOW THE CHECKLIST BELOW TO MAKE COMPLETE APPLICATION:

- ___ 1. **DEALER APPLICATION FORM:** Form must be complete, signed and notarized.

- ___ 2. **FINANCIAL INFORMATION:** Submit a **Company Balance Sheet**. The Balance Sheet must be certified by an officer of the company, and current within the last 60 days. A blank Balance Sheet form is included in this packet for your convenience, or you may submit your own, but make sure it is signed and certified that it is accurate.

- ___ 3. **BUSINESS HISTORY:** Provide a brief history of each new Owner or Executive Manager who will be active in the daily operations. Include previous dealership ownership and/or employment.

- ___ 4. **MANUFACTURER/DISTRIBUTOR(S):** Provide list of names, addresses, phone numbers and contact persons for the manufacturers and/or distributors with whom you will have Dealer Agreement(s).

- ___ 5. **DEALER AGREEMENT(S):** Your application may be submitted without this document, as it can be approved “contingent upon” receipt of the Agreement(s). Keep in mind the actual franchise license(s) will not be issued until the Agreement(s) are received.

- ___ 6. **FEE: \$300.00 PER FRANCHISE.** The Commission issues a separate license for each franchise sold. Examples: Chrysler, Jeep & Dodge are 3 franchises = \$600.00; Honda Motorcycles & Honda Scooters are 2 franchises = \$400.00. Checks or Money Orders only, no cash or credit cards. Fees are non-refundable unless application is denied.

- ___ 7. **DEADLINE:** Applications are considered by the Board on the second Tuesday of each month ONLY. The **deadline** to submit an application packet is the Monday eight days prior to the Commission Meeting. **NO EXCEPTIONS!**

Contact Marilyn Maxwell at (405) 607-8227, ext 101, for assistance.

OKLAHOMA MOTOR VEHICLE COMMISSION

**NEW MOTOR VEHICLE DEALER
APPLICATION FOR CHANGE OF OWNERSHIP OR DEALER PRINCIPAL**

PLEASE TYPE.

1. DBA Name _____ 2. Legal Name _____
(if different)

3. Physical Address _____
Street Address City State Zip County

4. Mailing Address _____
(if different) P.O. Box City State Zip

5. Main Phone # (_____) _____ Dealership Fax # (_____) _____

6. Dealer Principal _____ Name _____ Direct Phone # _____ E-Mail _____
Exec Manager _____
(if different) _____
Contact Person _____
(filling out this form) _____

7. Website Address: _____

8. Will this be the Dealer's primary occupation? ____ Yes ____ No If No, explain:

9. Type of Ownership: ____ Individual ____ Partnership ____ Corporation ____ LLC ____ LP

10. Complete for each Owner, Officer and Executive Manager (including date of birth and percent of ownership):

NAME	COMPLETE HOME ADDRESS	TITLE	D.O.B.	%
_____	_____	_____	_____	____%
_____	_____	_____	_____	____%
_____	_____	_____	_____	____%
_____	_____	_____	_____	____%
_____	_____	_____	_____	____%

11. Have you or any of the principals ever had a Motor Vehicle Dealer or Salesperson License **denied, revoked** or **suspended** in this or any other state? ____ Yes ____ No If Yes, explain:

12. Have you or any of the principals ever been convicted of a felony? Yes No **If Yes, complete below:**

Who? _____ **Where?** _____ **When?** _____
(circle one) **Federal** or **State Charge** **Convicted of:** _____

Attach copy of a Criminal History Background Report relating to the felony charge(s). The Application will not be processed without this documentation. This Commission has the authority to verify, independently, the accuracy of your response.

13. Identify **ALL** franchise makes to be offered for sale by listing the Franchise Make, Type Code and the corresponding

Manufacturer/Distributor. (Attach additional sheets if necessary):

Type Codes: AB – Automobiles MC - Motorcycle SC – Scooter BS – Bus
RV – Motor Home SV – Specialty Vehicle HT – Heavy Truck LS – Low Speed

Franchise Make	Type Code	Manufacturer/Distributor

14. This application is for: (check all that apply)

Change in majority ownership

If so, explain the change: _____

Change in dealer principal

If so, explain the change: _____

15. I acknowledge, by my initials herein, that it is our responsibility to provide service and parts for the new vehicles which we sell, and we shall do so, in accordance with Oklahoma Law and the manufacturer’s warranty.

OWNER or EXECUTIVE MANAGER INITIALS REQUIRED HERE: _____

I hereby certify that the statements in or attached to this Application are true and correct to the best of my knowledge and that the members of this organization are familiar with the provisions of the law under which this Application is made; and that I, as Dealer or Executive Manager, have authority to make statements contained herein.

Signed _____
Signature of Dealer or Executive Manager _____ Print Name _____
_____ Date _____
Title _____

Notary: Subscribed and sworn to (or affirmed) before me this _____ day of _____, 20 ____.

Notary Public My Commission Expires: _____

Commission Number: _____ (SEAL)

Fee: \$300.00 Per Franchise

Not refundable unless application is denied or withdrawn prior to consideration at monthly Commission Meeting.

Make check payable and submit to:

**Oklahoma Motor Vehicle Commission
4334 N.W. Expressway, Suite 183
Oklahoma City, OK 73116
405-607-8227**

ASSETS:

Current Assets:

Cash on Hand and in Bank _____
 Accounts Receivable _____
 Factory Receivables _____
 Notes Receivable _____

Total Cash and Receivables _____

Inventories:

New Motor Vehicles _____
 Used Motor Vehicles _____
 Parts and Accessories _____
 Other Inventories _____

Total Inventories _____

Other Current Assets:

Total Current Assets: _____

Property, Plant, and Equipment:

Land and Buildings _____
 Furniture, Fixtures, Equipment _____
 Company Vehicles _____
 Leasehold Improvements _____
 Other _____

Total Property, Plant, & Equip: _____

Other Dealership Assets:

Total Non-Current Assets: _____

TOTAL ASSETS: _____

LIABILITES

Current Liabilities:

Accounts Payable _____
 Notes Payable - Floor Plan _____
 Other Short-Term Notes _____
 Other Current Liabilities _____

Total Current Liabilities: _____

Long-Term Liabilities:

Mortgages Payable _____
 Other Long-Term Notes _____

Total Long-Term Liabilities: _____

TOTAL LIABILITES: _____

NET WORTH / OWNERS EQUITY:

Capital Stock _____
 Additional Paid in Capital _____
 Retained Earnings _____
 Other (Explain) _____

TOTAL NET WORTH / OWNERS EQUITY: _____

TOTAL LIABILITES PLUS NET WORTH: _____

I CERTIFY THAT THIS FINANCIAL INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature _____ Printed Name _____ Title _____
 Corporate Officer

SALESPERSON LICENSING INFORMATION

THE GRATIS LICENSE:

OMVC Law allows for one free Salesperson License (Gratis License) to be issued to the Owner or Executive Manager.

Complete the attached Gratis License Application and Affidavit of Citizenship and submit with Dealer Application.

SALESPERSON LICENSES:

OMVC Statute Title 47, Section 564 states that: "It shall be unlawful for any person to serve in the capacity of a motor vehicle salesperson, without first obtaining a license".

STEPS TO FOLLOW:

1. **If your dealership IS NOT changing its name**, NO ACTION is required.
2. **If your dealership IS changing its name**, your Salesperson Licenses will need to be amended, reflecting the name change. Therefore, **after the Franchise Licenses are issued**, simply mail a written request listing all of the salespeople that need their license amended AND surrender the actual licenses. We will re-print and forward the corrected salesperson licenses.

Familiarize yourself with the following Rules & Regulations concerning Salesperson Licenses in order to stay compliant and avoid the issuance of fines.

- a) **License.** At the same time and contemporaneous with a new Salesperson being employed, an application for Salesperson License shall be submitted to the Commission on forms prescribed by the Commission along with the appropriate fee. A license for a Motor Vehicle Salesperson will not be issued, renewed or endorsed until the employing Dealer is licensed and has certified that the applicant for said license is in his or her employ. All Salesperson licenses will be sent to the Dealer for distribution to his or her respective applicants, and the Dealer will determine that all its personnel required to obtain license have done so.
- (b) **Identification card** - A Salesperson's license shall consist of an identification card. The card shall be carried upon his or her person when acting as a Salesperson."
- (c) **Termination of employment** - Upon termination of employment, a termination notice will be returned by the dealer to the office of the Oklahoma Motor Vehicle Commission within ten days.
- (d) **One license and employer at a time.** No Salesperson may hold more than one license at any one time or be employed by, or sell for, any Dealer other than the Dealer designated on the Salesperson's license, except as follows:
 - (1) A Salesperson may hold more than one license only in instances where the salesperson is employed by multiple dealerships which have the same majority ownership;
 - (2) The Salespersons' new or renewal license application shall reflect all dealerships which have the same majority ownership for which the Salesperson seeks a Salespersons' license;
 - (3) The identification card or cards which are issued in accordance with OAC Title 465:10-3-3(b), shall contain the names of all commonly owned dealerships for which the Salesperson is licensed; and,
 - (4) The Salesperson shall only sell for the dealerships designated on the Salespersons' identification card.
- (e) **Change of employment.** A licensed Salesperson shall, on change of employment, surrender the Salesperson's License Certificate to the new employer, who shall submit the License along with the appropriate Transfer form to the Commission, for endorsement reflecting the change of employers.

APPLICATION FOR NEW MOTOR VEHICLE GRATIS LICENSE

(Not a regular Salesperson License Application)

TYPE OR PRINT LEGIBLY.

1. Name _____ SS# _____

2. Date of Birth _____ Home Phone # _____ Job Title _____

3. Home Address _____
Address City State Zip

4. Date Hired _____ Email Address _____

5. Dealership _____
Name Address City State Zip

6. Is this your principal occupation? ___ Yes ___ No If No, explain: _____

7. Have you ever been licensed by this Commission? ___ Yes ___ No If Yes, specify most recent dealership:

8. Have you ever had a Motor Vehicle Dealer or Salesperson License **denied, revoked** or **suspended** in this **or** any other state? ___ Yes ___ No If Yes, explain: _____

9. Have you ever been convicted of a felony? ___ Yes ___ No **If Yes, complete below: Where?** _____
When? _____ (circle one) **Federal** or **State Charge** **Convicted of:** _____

If Yes: Attach copy of the OSBI Report for state charges in Oklahoma or a Criminal History Background Report
The Commission has the authority to verify, independently, the accuracy of your response.
(DO NOT SUBMIT APPLICATION WITHOUT THIS DOCUMENTATION—IT WILL NOT BE PROCESSED!)

I agree to abide by the Laws and Rules of the State of Oklahoma, Motor Vehicle Commission. I certify under penalty of perjury that the answers and information contained herein are true and correct. I understand that my License may be denied, revoked or suspended for any material misstatement of fact.

Signature _____ **Date** _____
Applicant

Oklahoma Motor Vehicle Commission
4334 N.W. Expressway, Suite 183, Oklahoma City, OK 73116
(405) 607-8227

Note: The Affidavit Verifying Lawful Presence must accompany this form in order to be processed.

GRATIS LICENSE (no fee required)

**Required Affidavit for all Salespersons Applications: Must verify and fill out either Option 1 OR Option 2
DO NOT COMPLETE BOTH**

Instructions:

All natural persons fourteen (14) years of age or older and present in the United States, applying for a license with the Oklahoma Motor Vehicle Commission are required, by the provisions of 56 O.S. Supp. 2007 § 71, to provide the Commission with verification of lawful presence in the United States by executing one of the Affidavits below before a notary public or other officer authorized to notarize affidavits under State law. The Commission's office provides notary service free of charge to applicants.

AFFIDAVIT VERIFYING LAWFUL PRESENCE IN THE UNITED STATES

OPTION 1:

Verification of Citizenship

Affidavit of

(Applicant's Name)

_____, of lawful age, being first duly sworn, upon oath, under penalty of perjury, as follows:
(Applicant's Name)

I am a United States Citizen.

(Signature of Applicant)

Subscribed and sworn to or affirmed before me this _____ day of _____, 20____.

NOTARY

My Commission Expires: _____

(Seal)

My Commission #: _____

OPTION 2:

Affidavit Verifying Qualified Alien Status

Affidavit of

(Applicant's Name)

_____, of lawful age, being first duly sworn, upon oath, under penalty of perjury, as follows:
(Applicant's Name)

I am a qualified alien under the federal Immigration and Naturalization Act, and am lawfully present in the United States.

(Signature of Applicant)

Subscribed and sworn to or affirmed before me this _____ day of _____, 20____.

NOTARY

My Commission Expires: _____

(Seal)

My Commission #: _____