

## **Used Motor Vehicle and Parts Commission Report By ADR Staff**

Vice-Chairman Steve Ross convened the October 14, 2014, session of the Used Motor Vehicle and Parts Commission. Following roll call and approval of the September meeting minutes, Ross called on Commission Director John Maile for the Director's report.

Director Maile reported that crusher rules for the implementation of the Oklahoma Car Crusher Act, HB 1516, had been approved by the Governor the week before. The commission is positioned to begin the licensing process for crushers on November 1, 2014, the date the law goes into effect. Letters were being sent to the licensed dismantlers regarding the crusher license because a number of them are also crushers.

Director Maile had sent an email to the Commissioners regarding a proposal to increase the pool fee from \$2.00 to \$5.00. People who go to the pool are unlicensed and that requires the Commission to do an investigation. Mr. Maile stated that he believed there should be an exemption for auctions conducted by governmental entities. Commissioner Siegfried stated that he did not believe the \$5.00 fee was enough for the public. Lobbyist Curt Roggow stated that fee increases are not popular with the Legislature. The Commission is a non-appropriated agency and does not depend on appropriations by the Legislature. The fee being discussed is a user fee. Director Maile advised the Board that he was still working on the statute and the rule changes. He agreed to email the proposed changes to the Commission members.

Chief Investigator John Lancaster advised the Commission members that audits of all licensed wholesale dealers had been completed. Only one dealer was found to be doing all of his paperwork correctly. Lancaster said that they did not try to enhance the Commission revenue by assessing fines. Instead, they tried to educate the dealers. Fines will be assessed in the future when the staff revisits the dealers if they have not made corrections. Commissioner Coddling stated that he like the concept of educating the dealers rather than throwing rocks at them. He considered that to be proactive.

Chairman Longacre then called on Chief Investigator John Lancaster for his report. Lancaster reported that staff completed 30 inspections, issued 17 cease and desist letters, and handled 28 complaints during September. Of the complaints, five were related to title issues, eight to contract issues, eight to mechanical issues, and seven to miscellaneous issues. The Commission staff held five informal hearings involving Champion Truck Sales, Fenton Motors, Boucher Auto Sales, Black's Auto, and Car Source OKC.

Thirty-five dealers attended the on-site education program in September. Applicants for a new license and dealers involved in significant rule violations are required to attend the Commission's on-site education program as a part of acquiring or maintaining a state license. These education sessions are being held in the conference room at 2401 NW 23, Oklahoma City. Classes are held on Monday prior to the Commission meeting on the second Tuesday of each

month. The sessions run from 9 a.m. to about noon or 1 p.m. You are asked to make reservations so staff can be prepared to accommodate you. Call the Commission at 405-521-3600 to make your reservations.