

Dealer Details

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Newsletter of the DMV Business Regulation Section

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Form 735-7022 (6-2012)

Dealers seek change in 'continuing education'

The Oregon Dealer Advisory Committee has voted to support legislation that would eliminate the "continuing education" requirement for already-licensed dealers.

The committee will find a sponsor to create legislation modifying the education requirements. The goal is to keep the eight-hour pre-licensing class for new dealers and to eliminate the continuing education requirement for existing dealers.

DMV has started research on a fee increase for businesses licenses issued by the Business Regulation Section of DMV. It has been almost 11 years since the last increase in licensing fees, and the expenses of operating the Business Regulation have reached the point where a fee increase is needed.

David Hardaker and Wayne Chan from DMV Field Services said the last day of business for the Tanasbourne dealer center was May 12. Dealers who had taken batched

transactions to the Tanasbourne office now can take them to the field offices in Hillsboro, Beaverton and Sherwood instead.

The next item to be discussed was the use of supplemental licenses. Chris Ratliff, manager of DMV Business Regulation, said that supplemental licenses run concurrent with the dealer's main license.

He said there are dealers who use supplemental licenses at county fairs. They only use them as long as the fair runs. They can open and close the supplemental location as long as the license is still in effect.

The normal procedure is to keep the records at the main licensing location when the location is closed.

The next topics to be discussed at ODAC meeting on July 26 will be safety inspections for vehicles and the expedited title process. Feel free to attend the July meeting.

– Mike Wagner
ODAC Chair

Newberg dealer loses license in plea deal

A Newberg dealer lost his dealer license under terms of a plea agreement with Yamhill County. The dealer pled guilty to one count of odometer tampering, two counts of second-degree forgery and one count of unsworn falsification.

The two-month investigation was led by Investigator Larry Pur-

dy of DMV Business Regulation. Purdy uncovered evidence that the dealer had altered documents in order to obtain clean titles for vehicles branded as "junk" and had been rolling back odometers. The civil penalty case is in process.

– Ron Kramer
DMV Business Regulation

Handbook updated for May 2012

The May 2012 revision of the Title and Registration Handbook is available to view, print or copy at DMV's website, www.oregondmv.com.

This revision updates the April 2012 Handbook. The Handbook is normally updated quarterly. The next revision is scheduled for August 2012.

You may buy a printed copy from one of these organizations:

- Oregon Independent Auto Dealers Association (OIADA), 1-800-447-0302; email: info@OIADA.com; www.oiada.com
- Oregon Vehicle Dealers Asso-

ciation (OVDA), 1-877-541-2277; email: ovda@ordealers.com; www.ordealers.com

Changes in the May 2012 Handbook revision are as follows:

Cover Page – The cover page reflects the latest revision date of 05-12.

Chapters K, L, M – The 2011 Oregon Legislature approved the issuance of the new Wine Country registration plates. These plates have been available to the public since May 14, 2012. A surcharge of \$30 is required at the time of issuance and at renewal of registration. Wine

Country plate proceeds will be directed to the Oregon Tourism Commission to support the promotion of agricultural and culinary tourism in Oregon.

Chapter P, Dismantlers – The Dismantler's Vehicle Notice to Driver and Motor Vehicle Services, Form 735-270, has been replaced with the latest revision, dated 3-12.

Index – The index has been reviewed and minor updates made, including the addition of reference to Wine Country plates.

– *Dave Adams*
Vehicle Policy

New plate available for passenger cars

The 2011 Legislature authorized the issuance of a new license plate called the "Wine Country" registration plate. The Wine Country plate has been available to the public since May 14, 2012.

Wine Country plates are available for passenger vehicles only and have a unique background. The plate configuration will have two alpha characters on the left of the plate, one above the other, followed by five numeric characters.

The Wine Country plate configuration will start with WC 00001. Wine Country license plates also will be available as Custom and Amateur Radio Operator (Ham) plates.

A surcharge of \$30 is required at the time of issuance of the Wine Country plates and \$30 upon each registration renewal. The Wine Country plate surcharge is \$30 regardless of whether the customer



A surcharge of \$30 is required at issuance and at each registration renewal. The surcharge is \$30 whether the customer is getting two-year or four-year registration.

is receiving a two-year or four-year registration – the surcharge is not doubled.

If a customer purchases Wine Country plates and later decides they do not want them, the customer is not eligible for a refund.

Wine Country plates will be available at DMV field offices, through the mail from DMV headquarters and through participating Electronic Vehicle Registration (EVR) dealerships.

To order a set: In the "Remarks"

section at the top of the Application for Title and Registration, Form 226, or the Application for Registration, Renewal, Replacement or Transfer of Plates and/or Stickers, Form 268, write "Wine Country." Form 268 will be revised to include this plate option.

DMV-related questions may be directed to (503) 945-5000 or (503) 299-9999 (Portland Metro Area), or dealers and customers can visit www.oregondmv.com.

– *Vehicle Programs*

Dealer Sanctions

Note: Fines and sanctions for dealers and unlicensed dealers may not reflect settlements.

Dealer	City	Violations Found	Offense Count	Amount
Civil Penalties				
Portland Auto Plaza Inc	Portland	Failure to satisfy interest within 15 days	1	\$2,000
		Failure to furnish title or application for title within 90 days	1	\$1,000
		Exceeding processing fee or charging fee without submitting title/reg documents to DMV	1	\$750
Lee Murphy Auto Sales Inc	Cornelius	Failure to satisfy interest within 15 days	1	\$1,000
VIP Motors LLC	Portland	Failure to obtain a corrected dealer certificate prior to moving a place of business	1	\$500
		Failure to satisfy interest within 15 days	1	\$1,000
Import Auto Sales LLC	Portland	Failure to submit fees and application to DMV within 30 days	2	\$250
		Failure to furnish title within 90 days	2	\$1,000
XS Cars and Trucks LLC	Medford	Failure to submit fees and application to DMV within 30 days	2	\$250
		Failure to provide purchaser with a written notice of a delay in title documents	2	\$250
		Failure to maintain records documenting a delay in title documents	2	\$250
		Making a false statement of material fact in a DMV document	1	\$500
Northwest RV Sales Inc	Salem	Failure to furnish title within 90 days	1	\$1,000
		Failure to pay consignor within 10 days	1	\$500
Great Northern Trailer Works Inc	Sutherlin	Late Renewal	1	\$100
M and R Auto Sales LLC	Portland	Failure to furnish title or application for title within 90 days	1	\$4,000
(6 Mth Probation)		Failure to submit fees and application to DMV within 30 days	2	\$500
Noah Douglass dba	Portland	Failure to submit fees and application to DMV within 30 days	1	\$3,000
Portland Motors		Failure to submit all taxes/fees due this state or another jurisdiction	1	\$1,250
(3 Yr Suspension)		Failure to furnish title within 90 days	1	\$2,000
		Failure to provide purchaser within 10 days	1	\$500
D and M Auto Brokers LLC	Portland	Failure to provide title to purchaser or DMV within 30 days	1	\$1,000
(1 Yr Probation)		Failure to furnish title or application for title within 90 days	2	\$9,000
Israel Rios dba	Salem	Failure to submit fees and application to DMV within 30 days	3	\$2,500
7 Rios Auto Sales		Failure to submit fees and application to DMV within 30 days	2	\$500
		Failure to notify purchaser/lien holder of delay in title documents	2	\$750
		Failure to maintain records of title delivery/submission or document delays	2	\$750
		Failure to furnish title within 90 days	1	\$1,000
		Failure to maintain proper records	3	\$5,500
AMA Genesishouse Inc dba	Salem			
Salems Xtreme Auto		Failure to furnish title or application for title within 90 days	2	\$2,000
Pacific Automotive Inc dba	Coos Bay	Failure to submit fees and application to DMV within 30 days	2	\$2,000
Coos Bay Nissan				
(6 Mth Agent Status Probation)				
Wholesale Auto Connection LLC	Bend	Failure to furnish title or application for title within 90 days	1	\$1,000
AAA Auto Wrecking and Parts LLC	Portland	Dismantling business no longer conducted at approved location		
(7 Mth Suspension)		Failure to provide a means of public contact		
		Failure to exhibit an exterior sign		
		Failure to conspicuously display dismantler's certificate		
		Failure to maintain records at main business location		
		Failure to notify DMV of changes in information on dismantler certificate within 30 days		
		Failure to maintain proper records for a motor vehicle		
		Failure to submit Dismantler Notice and title/ownership documents to DMV within 30 days		
Dino D Stevens dba	Clackamas	Failure to maintain a record of the title delivery	2	\$250
NW Trucks		Failure to maintain proper records	2	\$1,000
		Failure to notify DMV of a vehicle transferred to the dealer	2	\$50
		Failure to furnish title or application for title within 90 days	1	\$1,000
Harper Management Group Inc dba	Medford			
The Sole Savers Auto Sales				
PDX Autohaus LLC dba	Oregon City	Late Renewal	1	\$100
Drive 1 Autohaus				
Larrys RV Inc	Bend	Late Renewal	1	\$100

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Dealer Sanctions

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Dealer	City	Violations Found	Offense	Count	Amount
Blaser Trailer Sales Inc	Woodburn	Failure to obtain a supplemental certificate prior to conducting business	1	1	\$500
NW Auto Remarketing Inc	Wood Village	Failure to furnish title within 90 days	1	3	\$3,000
RDO Vermeer LLC dba Vermeer Pacific	Portland	Late Renewal	1	1	\$100
Eagle Auto Wholesale LLC	Portland	Late Renewal	1	1	\$100
All Star Dealer LLC	Vernonia	Late Renewal	1	1	\$100
Andrew O Davids dba Autosport Enterprises	Hillsboro	Late Renewal	1	1	\$100
Justin Ebensteiner	Tigard	Acting as a vehicle dealer without a current dealer certificate	1	10	\$25,000
Donnielle Nunez	Portland	Acting as a vehicle dealer without a current dealer certificate	1	9	\$22,500
Marius Istvanovicz	Portland	Acting as a vehicle dealer without a current dealer certificate	1	13	\$32,500
Julio Cesar Barrales Ruiz	Eugene	Acting as a vehicle dealer without a current dealer certificate	1	4	\$10,000

DMV does not regulate tow truck operators

Incidents and consumer complaints involving tow truck operators often lead to questions about who regulates that industry. DMV Business Regulation does not regulate tow truck operators or scrap haulers.

If there are concerns about licensing, equipment or other issues regarding these businesses, it is for law enforcement to address.

DMV's authority over towers or other lien claimants is limited to determining the numbers of vehicles being sold to the public through the possessory lien process. DMV has no authority over people who advertise that they will buy scrap or junk cars "with or without titles." This is a local law enforcement issue.

If a person is acquiring scrap

vehicles or parts and hauling them directly to a licensed dismantler or recycler, there is no DMV regulatory violation.

Dismantlers who accept questionable ownership documentation from scrap haulers could be subject to civil and/or criminal liability.

If scrap haulers are acquiring vehicles and reselling them to the public, they could be issued civil penalties by DMV for acting as an unlicensed dealer. If they are acquiring vehicles and crushing or dismantling them before taking them to a licensed dismantler or recycler, they could be issued civil penalties by DMV for acting as an unlicensed dismantler.

– Chris Ratliff

DMV Business Regulation

Keep plates and permits secure

Dealers should properly secure their temporary permit books, trip permit books and dealer plates.

DMV recommends dealers periodically check their inventories to make sure no items are missing. This is particularly true of temporary permit books. Check the entire book to make sure permits are in order and permits from other books are not mixed in. Receiving incomplete or mixed books can lead to a delay in receiving new temporary books.

Remember: Dealers keep used Trip Permit books for five years for their records and return used Temporary books with the yellow copies to receive a free replacement book.

To order new Trip Permit books, download the order form at www.odot.state.or.us/forms/dmv/6937.pdf. Fill it out and mail it with your payment to the address given or come into our office.

If you discover that dealer plates are missing, contact the Business Licensing Unit immediately. This can be done in writing by mail or fax 503-945-5289. Include your dealer name, dealer number, and the dealer plate number(s) that are missing.

Please contact the Business License unit directly if you have further questions at 503-945-5052.

– Chuck Hoffman

DMV Business Licensing