

Dealer Details

A newsletter from
Oregon Department of
Transportation DMV
Business Regulation Section

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Business Regulation

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Crater Lake License Plates

As a result of new legislation, DMV will start issuing a new license plate August 26, 2002, commemorating the 100th anniversary of Crater Lake National Park. The Crater Lake license plates will be available for passenger vehicles, motor homes and travel trailers. Custom and Amateur Radio Operator (HAM) license plates will also be available with the Crater Lake design for those vehicles that are eligible.

There is a \$10 per plate (\$20 per pair) surcharge. The surcharge is collected at original issuance or at replacement if the customer does not already have Crater Lake plates. The plates can be transferred to another vehicle of the same type. The surcharge will be distributed to the National Park Foundation for use on Crater Lake National Park projects.

Vehicles eligible for 4 year registration can have a Crater Lake plate for the same price of \$10 per plate, \$20 per pair. The surcharge is **NOT** doubled. The surcharge is **NOT** collected a second time when Crater Lake plates are renewed.

Crater Lake plates will have the following configurations:

- ▶ Passenger vehicle license plates will have a configuration of "CL" or "CK" followed by five numbers (CL12345 or CK12345). The CL or CK will be to the left of the plate, with the C above the L (similar to salmon plates). CL will be the first configuration issued. The registration period will be for 2 years unless the vehicle is eligible for 4 years of registration.
- ▶ Motor home license plates will have a configuration of "CM" followed by five numbers (CM12345). The CM will be to the left of the plate, with the C above the M (similar to salmon plates). The registration period will be for 2 years.
- ▶ Travel trailer license plates will have a configuration of "CR" followed by five numbers (CR12345). The CR will be to the left of the plate, with the C above the R (similar to salmon plates). The registration period will be for 2 years.

For additional information, call (503) 945-5000 or (503) 299-9999 (Portland Metro Area), or visit the DMV website at [Http://www.oregondmv.com](http://www.oregondmv.com).

Val Schoenfeldt
Driver Programs

Dealer Location Regulations

Most dealers are aware that except for those exemptions under OAR 735-150-0020, all dealers must have a certificate or supplemental certificate from DMV for each location where vehicles are sold or displayed for sale prior to conducting business. A dealer who moves a place of business or changes the business name must obtain a corrected dealer certificate before business can be conducted.

But are you aware that as a dealer you are required to have sufficient space to display one or more vehicles of the type that you have been issued a certificate to sell? You must also provide a means for the public to contact you or an employee at all times during normal business hours. In addition, you must have an exterior sign permanently affixed to the land or building which identifies the business. In situations where you can not meet any or all of these three requirements and there are no reasonable alternatives available for compliance (i.e.: you are located in a residential neighborhood and city ordinances forbid the display of vehicles and/or exterior signage) you must apply for an exemption by submitting a Request for Location Requirement Exemption, Form 735-7178.

Denzel Gifford, Investigator
DMV Investigations

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Address correspondence to:
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Did You Know That:

- ▶ Under a new law, RV dealers who sell NEW RVs must maintain (no subcontracting) a service facility in Oregon the primary purpose of which is to service and repair RVs
- ▶ An RV Show License is required for RV dealers when there are two or more RV dealers one of whose place of business (main location) is more than 50 miles from the site of the show
- ▶ A dealer may (but does not have to) collect a title and registration processing fee of no more than \$50 for acting as a DMV agent by accepting title and registration applications and fees and submitting these to DMV – the reason for the fee must be clearly explained and it should not be called a “DMV” or “government fee”
- ▶ VIN inspections must be performed only by actual physical inspection of the vehicle
- ▶ Form 165s (Dealer Notice of Vehicle Purchase) must be filed with DMV within 7 days when an Oregon-titled vehicle becomes part of a dealer’s inventory
- ▶ DMV offers dealer training throughout the State (call us) to help you understand and follow our laws and avoid compliance problems (this is not the same as continuing education provided by private vendors)
- ▶ Taking a **consignment** requires a dealer to follow special procedures under law (see ORS 722.060) such as, but not limited to, the requirement to payoff the consigning party within 10 days of the date of sale
- ▶ If Dealer A sells a vehicle to Dealer B, Dealer B has to pay for the vehicle within 15 days of obtaining clear title from Dealer A and Dealer A has 25 days to pass title, etc.

Rick Krebs, Manager
Business Regulation

Domicile/Residency and Registration

Dealers are expected to be diligent in screening title and registration applications when acting as agents of DMV. Guidelines for Domicile and Residency are contained in the Title and Registration handbook, Section L-5. Dealers should familiarize themselves with the requirements. Submitting an application for title and registration the dealer knows or should know contains a false certification of domicile and residency can subject the dealer to civil penalties and sanctions.

A new administrative rule is being proposed to further combat the problem. This rule requires dealers to remove and destroy Oregon registration plates on vehicles sold to persons the dealer knows or has reasonable cause to believe are not residents or otherwise qualified for registration. This closes the loophole created when a non-resident buys a used vehicle with valid Oregon registration plates. If an Oregon title transfer is processed, the registration is also transferred to the new owner.

DMV relies on the assistance of our dealers to help control false registrations. If you have questions, contact DMV Customer Assistance or your local field office for guidance.

Rick Parsons, Investigator
DMV Investigations

ATV Dealers & Low Speed Vehicle Dealers

All-terrain vehicle dealers and low speed vehicle dealers are required to be licensed as vehicle dealers in Oregon. Any questions, call us at (503) 945-5052.

Noella Hilfiker, Supervisor
Business License Unit

Item of Interest – “Release of Interest”

In Order to transfer a title, a release of interest is needed from any owner of a vehicle, including dealers. The requirement for a release of interest includes the **signature** of the person releasing interest and the **date** interest is released. Generally the original document containing the release must accompany a transaction to transfer interest.

When using a document other than the title or MCO to release interest you must insure that the vehicle description, which contains at least the plate number, VIN number or title number is included. Incomplete releases can result in delays in processing of transactions. Furthermore, problems for dealers can occur with **undated** releases.

For example, a customer delays in getting to DMV within 30 days of the date of sale to transfer a title. They find out there is a late fee so they tell the DMV field office that the delay was because the dealer just gave them the title. The customer will be asked to complete a certification form. The customer may also be asked to file a complaint with Business Regulation or the field office may directly refer the late title delivery issue to the local investigator. Hopefully the dealer is in compliance with record-keeping requirements and has proof they delivered the title to the customer within 25 days of the date of sale! All this could have been avoided by simply dating the release!

For more information on releases of interest see your new Title and Registration Handbook.

Rick Parson, Investigator
DMV Investigations

DMV Announces Top 10 List!!!! (of things to avoid)

Have you heard of the “top ten” list for best dressed or best looking? Now, how about a “top ten” list that you don’t want to be associated with. Here is DMV’s list of violations committed by dealers that seem to most often occur. Please have your staff note these and make an extra effort to ensure compliance.

- ◆ Failure to submit fees and applications to DMV within 30 days
- ◆ Failure to provide purchaser with title within 25 days
- ◆ Failure to maintain records of title delivery and other legal requirements generally
- ◆ Failure to provide notice of delay concerning submission of Title/Registration and fees to DMV or of title to purchaser
- ◆ Failure to payoff trade-ins within 15 days
- ◆ Failure to payoff selling dealer within 15 days of obtaining clear title from selling dealer
- ◆ Failure to follow consignment laws, including, particularly, failure to payoff consigning party within 10 days of sale, failure to have sufficient written agreements, failure to give a disclosure of consignment notice to the purchaser, failure to ensure that the selling party has title and failure to pass title to the purchaser in a timely manner
- ◆ Failure to file with DMV, within 7 days, Form 165 (Notice of Vehicle Purchase)
- ◆ Failure to follow proper procedure when issuing temporary registration permits and trip permits
- ◆ Issuing temporary registration permits in lieu of trip permits to a person not domiciled in Oregon or otherwise not eligible for Oregon registration

Rick Krebs, Manager
Business Regulation

DMV Dealer Training

It has been about a year since we started our "Dealer Training" program. This is the program offered by DMV around the state to help dealers understand DMV rules, statutes and policies and the way we enforce them to avoid civil penalties or sanctions. We attempt to give you efficient "one stop shopping", by having at each class the local investigator assigned to your area and a local field office staff-person, as available. This way, dealers get the "big picture" as to how DMV thinks and does business. The philosophy behind this new program is simple. It is good for DMV and it is good for the dealer community. We would much prefer to educate a dealer "up-front", turn around a troubled dealership or keep one from getting into trouble, than to wait until an enforcement action is necessary. This is not only smart thinking, but it is also good business for both DMV and dealers. We both save time and money.

But remember: this training is NOT a substitute for continuing education, required by law. These programs, offered by private vendors, provide a broader scope of training and include topics that are not within DMV's jurisdiction. With both of these programs, Oregon will have the best educated dealers among the 50 states. Score one for Oregon!

Rick Krebs, Manager
Business Regulation

Mailing Address Changes

Please help us keep your mailing address current! If you change your mailing address, all you need to do is either fax to (503) 945-5289 or mail us a letter giving us the new mailing address. This is especially important if your mailing address and home address are the same and your home address changes.

NOTE: If your main business location and mailing address are the same and you move, then you must submit a correction application. A letter giving us a new mailing address in this case will not work because you've now changed your main business location as well as your mailing address.

Noella Hilfiker, Supervisor
Business License Unit

Temporary Permit Books

When sending in your used temporary permit books for replacement, please do not remove the cover so we can easily identify your dealership. Also, the yellow copies need to be left in the book and in order for auditing purposes. If the cover is removed and/or the yellow copies are not in order, the returned (used) temporary permit book will be set aside for special processing and will cause delay in replacement.

If you are short of temporary permit books or are expecting an unusually big weekend, please remember to contact our office ahead of time. If the books need to be mailed, call us by Wednesday so we have enough time to send them to you before the weekend. Waiting until Friday to call us is too late!

Also, we recommend returning used books as soon as the books are completed so we can replace them timely. Holding on to several used books can leave you short especially if you mail in the used books instead of coming to our customer service counter.

NOTE: Our customer service counter hours are 8:00 AM to 4:30 PM Monday through Friday (except holidays).

Trip Permit Books

DO NOT RETURN COMPLETED TRIP PERMIT BOOKS TO US – KEEP THEM FOR YOUR RECORDS. Our investigators may ask to review the trip permit books in your possession as part of a routine inspection

- Send the white copy of the trip permit to DMV Record Services, 1905 Lana Ave NE, Salem OR 97314 within 5 days of the issue date.
- Return voided (unused) trip permits to DMV Business License Unit, 1905 Lana Ave NE, Salem OR 97314 for a refund along with all copies of the permit and an explanation of why the permit was voided. Refunds will **NOT** be issued if the strip has been removed or tape has been added to the window copy.

Noella Hilfiker, Supervisor
Business License Unit

Cancellations April-1-2002 through June 30, 2002 List compiled July 11-2002

NOTE: CANCELLATIONS GENERALLY INCLUDE CANCELLATION FOR REASONS RELATED TO COMPLIANCE DEFICIENCIES BY A DEALER AND ACTION TAKEN AGAINST A DEALER BY DMV, BUT MAY ALSO REFER TO DEALERS WHO HAVE VOLUNTARILY CEASED OPERATIONS, HAVE OWNERSHIP CHANGES OR WHO HAVE HAD CANCELLATION FOR OTHER REASONS NOT RELATED TO ENFORCEMENT ACTIONS BY DMV.

DA0629	DD Sullivan Inc	DA5766	Coldwell Banker	DA7417	Pro Group Inc	DA8663	Kelly Import Motors
DA0777	Ranch Auto Sales	DA6357	Mels Auto Mart Inc	DA7517	Real Estate Association	DA8673	Jindo America Inc
DA0832	Mtn View Motors Inc	DA6674	Empire Auto Sales	DA7578	Cascade RV Inc	DA8735	D S Auto Sales
DA1025	Atlas Used Cars	DA6741	Steelcraft Distributing	DA7857	Tommys Auto Sales	DA8762	Capitol Auto Whlsale
DA1686	NW Park Models	DA7055	McCoy Motors	DA7914	RV Gold Inc	DA8804	Westside RV Inc
DA1924	Spring Hollow Equip	DA7067	Georgias Auto Whlsale	DA8244	Auto Consultants NW	DA8968	Columbia River Sales
DA4390	D and S Auto Sales	DA7217	A-1 Trailer & Truck	DA8248	Ontario RV	DA9070	NW Auto Locators
DA4473	Lois Ebel & Assots.	DA7285	Carrols Used Cars	DA8310	G T Automotive	DA9195	Molen Auto Whlsale
DA4533	Hessel Tractor	DA7302	Guaranty Auto Whlsale	DA8357	Jerry O Stone	DA9206	Import Auto Whlsale
DA4964	R E Kelly	DA7308	Automotive Marketing	DA8512	G & G Auto Sales	DA9219	R BAR V Automotive
DA5493	RRT Auto Wholesale	DA7317	Thrifty Mac Auto Sales	DA8584	M and S Auto Care	DA9297	Hoovers Quality Cars
DA5566	Heritage Trailer	DA7381	Superior Performance	DA8609	River Bend Auto	DA9308	Out West Auctions

Cancellations (Continued)

DA9358	Cargold Auto LLC	DA9564	Don Yeaman Enterpris	DA9688	Autobella Incorporated	DA9925	Cruisers
DA9361	Diamond Auto Financ	DA9587	The Way To Go Assoc	DA9699	J and E Auto	DM034	Mike Rinkes Enterp
DA9391	Budget Home Sales	DA9588	West L A Motors	DA9712	Terries Used Cars	DM270	Baker Polaris
DA9422	Abel Auto Sales	DA9604	M & J Auto Brokers	DA9721	Integrity Auto Brokers	DM306	Action Outdoor Tool
DA9435	NW Trailer Sales Inc	DA9610	Action Cars of Bend	DA9725	Cargal 2 Go Inc	DM312	Souther OR Yamaha
DA9455	Ridge Mountain Auto	DA9632	Wholesalers Autowork	DA9848	AK Auto Recon	DM319	Hites Cycle & ATV
DA9483	Almost New Homes	DA9650	WNW Used Cars	DA9849	One Stop Auto Sales	DM323	Medford All Terrain
DA9530	Pacific NW Auto LLC	DA9653	KC's Cars	DA9904	Autoquest LLC	DM335	NW MC & Racing

Unlicensed Dealer Penalties

Name	dba	City	Amount
Kenneth B Estes	Cascade Marine Center	Portland	\$2500

Licensed Dealer Penalties and Sanctions

Dealer	City	Violations Found	Offense	Count	Amount
Peoples Credit Co Inc	Portland	Failure to follow proper procedure issuing trip permits	2	21	\$1050
Motor Trend	Gresham	Failure to obtain a corrected vehicle dealer certificate	1	1	\$500
Low Book Family Auto	Milwaukie	Failure to obtain a corrected vehicle dealer certificate	1	1	\$500
		Failure to satisfy interest in a vehicle within 15 days	1	2	\$2000
		Failure to pay a consignors within 10 days	1	3	\$1500
		Signing a name on a DMV document without a Power of Attorney	1	1	\$500
Smittys Auto Sales	Seaside	Failure to pay a consignors within 10 days	1	1	\$500
AA Auto Sales Inc	Eugene	Failure to submit fees and application to DMV within 30 days	3	1	\$500
		Failure to satisfy interest in a vehicle within 15 days	2	2	\$2000
		Failure to pay a consignors within 10 days	1	1	\$500
		Failure to notify purchaser/lien holder of delay in title documents	2	1	\$250
Florence RV Consignment	Florence	Failure to furnish title within 25 days	2	1	\$250
		Failure to follow proper procedure issuing temporary registration permits	2	1	\$50
Budget Home Sales	Eugene	Accepting money on a consignment before transaction was completed	1	1	\$500
West Auto Sales	Portland	Failure to allow an administrative inspection	1	1	\$1000
Cars.Com	Portland	Failure to obtain a corrected vehicle dealer certificate	1	1	\$500
Associated Car Sales	Portland	Failure to maintain proper records	2	5	\$1250
		Failure to provide title within 25 days	2	2	\$500
		Failure to maintain records of title delivery	2	1	\$250
		Failure to notify DMV of vehicles in dealer inventory	2	1	\$50
World Famous Autos	Medford	Failure to notify purchaser/lien holder of delay in title documents	2	1	\$250
Lamplighter Homes Oregon Inc	Woodburn	Failure to submit fees and application to DMV within 30 days	4	2	\$2000
		Failure to notify purchaser/lien holder of delay in title documents	2	2	\$500
Auto Finders LLC	Aloha	Failure to submit fees and application to DMV within 30 days	2	1	\$250
AA Auto Sales	Eugene	Failure to provide title within 25 days	2	1	\$250
		Failure to pay a consignors within 10 days	2	1	\$1000
RV Locator	Warrenton	Failure to pay consignors within 10 days	1	1	\$500
Wilson Motor Co	Portland	SUSPENSION			
Oregon Auto Market LLC	Milwaukie	SUSPENSION			