

Supreme Court Board of Defensive Driving
Arizona State Courts Building
1501 West Washington, Phoenix, AZ 85007
Conference room 230
10:00 a.m.

January 23, 2007
Approved Regular Session Minutes

MEMBER ATTENDANCE

Present:

Ron DeLong
Bob Hall
Arnold Knack
Leonard Montanaro
Jennifer Dubois
Linda Hill
Honorable Gary LaFleur
Alfred Frank
Pamela Najera

Telephonically Present:

Honorable Daniel S. Jurkowitz

Absent:

OTHER ATTENDEES

AOC Staff:

Kandace French
Kimberly Siddall
Richard Frohm
Robert Molina
Michael Hise
Maryanne Baiza
Linda Grau
Nancy Swetman
Kitty Boots
Nina Preston

Guests:

Roger Miller
Mark Hafkey
Richard Besserman

CALL TO ORDER

Called to Order By:

Judge Gary LaFleur

Time:

9:58 a.m.

1) ADMINISTRATIVE ISSUES

1-A: Introduction of Defensive Driving Board Members and Certification and Licensing Staff

Individuals Addressing the Board: Judge LaFleur

Discussion: Board member introductions were followed by staff introductions and the public in attendance.

Motion: To take Item 2-B out of order to consider the application of Safe Driving Institute, Inc.

Motion Proposals: First Alfred Frank III
Second Arnold O. Knack

Motion Results: Pass Carries

2) CERTIFICATION AND ELIGIBILITY (taken out of order)

2-B: Review of pending applications for certification of defensive driving school: Safe Driving Institute, Inc.

Individuals Addressing the Board: Judge Gary LaFleur, Michael Hise, Mark Hafkey, Richard Besserman.

Discussion: Regarding the application of Safe Driving Institute, Inc., staff recommended to deny certification pursuant to ACJA § 7-205(E)(3)(b)(3)(a) and (b), due to a conflict of interest which exists referring to all applicable code sections. Questions by board members were presented and answered by Mr. Hise. Mr. Hafkey addressed the board with the concerns presented, and of his employment with the City of Phoenix and the duties pertaining to his position. Questions by members and staff were answered by Mr. Hafkey, as presented.

Mr. Richard Besserman answered questions addressed by the board pertaining to Safe Driving Institute, Inc. funds and stockholders.

Motion: Enter into Executive session to discuss and receive advice from legal counsel at 11:00 a.m.

Motion Proposals: First Judge Jurkowitz
Second Leonard Montanaro

Motion Results: Pass Carries
Executive session ended at 11:15 a.m. and Regular session resumed.

Motion: To deny application for certification of Safe Driving Institute, Inc. pursuant to a conflict of interest which exists with applicable code sections.

Motion Proposals: First Judge Jurkowitz
Second Leonard Montanaro

Motion Results: Pass Carries

1-B: Discussion regarding and approval of the 2007 Defensive Driving Board meeting schedule.

Individuals Addressing the Board: Judge LaFleur

Discussion: Board members reviewed and discussed a proposed schedule for 2007 board meetings. Michael Hise answered questions presented.

Motion: To approve the schedule for the 2007 Defensive Driving Board Meetings, with meetings to begin at 10:00 a.m. and conclude at 1:00 pm.

Motion Proposals: First Frank Alfred
Second Pamela Najera

Motion Results: Pass Carries

1-C: Demonstration of meeting materials website access.

Individuals Addressing the Board: Kandace French

Discussion: Kandace French provided a presentation of the secured website for access to meeting materials, she shared the website address while members were handed envelopes with their password enclosed, and addressing the website confidentiality. Kandace French informed members of the timeframes for materials to be posted on website.

Motion: No action requested or taken

1-D: Nominations for and election of a Vice Chair

Individuals Addressing the Board: Judge LaFleur

Discussion: Judge LaFleur opened for Vice Chair nominations.

Nominations: Judge Jurkowitz

Members verbally nominated Judge Daniel Jurkowitz.

Motion: Judge Jurkowitz to serve as Vice Chair for the Defensive Driving Board.

Motion Proposals: First Arnold Knack
Second Pamela Najera

Motion Results: Pass Carries

1) ADMINISTRATIVE ISSUES

1-E: Discussion of duties and responsibilities of board members

Individuals Addressing the Board: Michael Hise

Discussion: Michael Hise made available to board members the Arizona Code of Judicial Administration covering § 7-201 and § 7-205 and addressed the duties and responsibilities of board members contained in these sections. Discussion continued with Michael Hise responding to questions presented.

Motion: No action requested or taken.

2) CERTIFICATION AND ELIGIBILITY

2-A: Review of pending applications for Standard certification of a defensive driving instructor, "Alicia Siska"

Individuals Addressing the Board: Kimberly Siddall

Discussion: Kimberly Siddall made a recommendation initial certification be granted to applicant Alicia Siska.

Motion: Grant initial certification to Alicia Siska.

Motion Proposals: First Arnold Knack
Second Bob Hall

Motion Results: Pass Carries

2-C: Discussion and approval of a Continuing Education Policy for the Defensive Driving Program

Individuals Addressing the Board: Judge LaFleur

Discussion: Staff recommended board review for approval of the Continuing Education Policy with revisions. However, the board discussed, presented questions to staff, and then agreed to form a subcommittee to review the policy further.

Motion: Agenda item for next board meeting.

Motion Proposals: First Pamela
Second Leonard

Motion Results: Pass Carries

3) REVIEW OF PENDING COMPLAINTS

3-A: Update regarding status of pending complaints.

Individuals Addressing the Board: Linda Grau

Discussion: Linda Grau provided members with information pertaining to status of pending complaints and addressed the adopted amendments of ACJA § 7-201 and § 7-205 as they relate to the complaint processing of the Defensive Driving Program. In addition, she provided the current volume of complaints that remain at the level of investigation and summaries to be posted on the board's secure website for review.

Motion: No action requested or taken.

CALL TO THE PUBLIC

Individuals Addressing the Board: None

Discussion:

ADJOURNMENT

Motion: Adjourn the meeting

Motion Proposals: First Leonard Montanaro
Second Pamela Najera

Motion Results: Pass Carries

Time: 11:25 a.m.
