

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

June 19, 2007  
**Approved** Regular Session Minutes

**MEMBER ATTENDANCE**

**Present:**

Hon. Gary J. LaFleur  
Rolland (Ron) E. DeLong  
Alfred Frank III  
Pamela K. Najera  
Jennifer E. Dubois  
Elaine Acosta Sweet  
Arnold O. Knack

**Telephonically Present:**

Hon. Daniel S. Jurkowitz  
Linda M. Hill  
Leonard Montanaro

**Absent:**

Robert G. A. Hall

**OTHER ATTENDEES**

**AOC Staff:**

Michael Hise  
Lauren Eiler  
Mary Helen Reyna  
Robert Molina  
Kitty Boots  
Nina Presto  
Richard Frohm  
Tony Posante

**Guests:**

Maria Medina

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**CALL TO ORDER**

**Called to Order By:**

Judge LaFleur, Chair

**Time:**

10:30 a.m.

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**1) REVIEW AND APPROVAL OF MINUTES**

*1-A: Review, discussion, and approval of the Regular and Executive Session Minutes for the meeting of April 17, 2007.*

**Individuals Addressing the Board:** Judge LaFleur, Chair

**Discussion:** None

**Motion:** To approve the April 17, 2007 Regular Session minutes.

**Motion Proposals:** First Arnold Knack  
Second Rolland DeLong

**Motion Results:** Pass DD07 - 040

*1-B: Review, discussion, and approval of the Regular Session Minutes for the meeting of May 15, 2007.*

**Individuals Addressing the Board:** Judge LaFleur, Chair

**Discussion:** None

**Motion:** To approve the May 15, 2007 Regular Session minutes.

**Motion Proposals:** First Arnold Knack  
Second Rolland DeLong

**Motion Results:** Pass DD07 - 041

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## 2) REVIEW OF PENDING COMPLAINTS

*2-A: Review, discussion, and possible action regarding the following complaint:*

*\*07-D003-Lewis Green and Arizona State Defensive Driving School*

**Individuals Addressing the Board:** Division Staff

**Discussion:** Lauren Eiler Acting Division Director, informed the Board of a complaint regarding Lewis Green and provided recommendations.

**Motion:** The Board found probable cause the acts of misconduct occurred involving Arizona Revised Statutes 28-3396 ACJA § 7-201(F) (1) and (F) (4), ACJA § 7-205(F) (15), (F) (22) (I), and (J) (1) (d). The Board moved discipline and set this matter for the hearing.

**Adm. Motion:** To adopt the recommendations as requested by Division Director the Formal Discipline Board rejected formal interview hearing to be set.

**Motion Proposals:** First Arnold Knack  
Second Rolland DeLong

**Motion Results:** Pass DD07 - 042

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### 3) CERTIFICATION AND ELIGIBILITY

**3-A:** *Review and consideration of pending initial certification status and application for a defensive driving school.*

*\*Yavapai Traffic Survival School (new ownership)*

**Individuals Addressing the Board:** Michael Hise

**Discussion:** None.

**Motion:** To approve certification for the new school.

**Motion Proposals:** First: Rolland DeLong  
Second: Arnold Knack

**Motion Results:** Pass DD07 - 043

**3-B:** *Review and consideration of pending initial certification status and applications of defensive driving instructors.*

*\*Jesus Arthur Espinoza*

*\*E. Dennis James*

*\*Henry Nyquist*

*\*Susan Schwartz*

**Individuals Addressing the Board:** Michael Hise

**Discussion:** To recommend approval of certification for the above-listed instructors.

**Motion:** To approve certification for the four instructors.

**Motion Proposal:** First: Rolland DeLong  
Second: Arnold Knack

**Motion Results:** Pass DD07 - 044

**3-C:** *Review, consideration and approval of awarding maximum continuing education credit to the certified defensive driving instructors who*

*participated in the eight-hour focus groups on March 15 or May 7, 2007 in the initial stages of the process to develop a validated examination for instructors*

**Individuals Addressing the Board:** Division Staff

**Discussion** A Board member asked the number of instructors who would receive this credit. Michael Hise responded by saying there were approximately six to eight instructors.

**Motion:** To approve maximum continuing education credit for participating instructors.

**Motion Proposals:** First Alfred Frank III  
Second: Rolland DeLong

**Motion Results:** Pass DD07 - 045

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**4) PROGRAM ISSUES**

*4-A Review and discussion of rules subcommittee report.*

**Individuals Addressing the Board:** Division Staff

**Discussion:** Subcommittee has not met.

**Motion:** No action requested.

*4-B: Update, review and discussion of pending legislation affecting the Defensive Driving Program.*

**Individuals Addressing the Board:** Division Staff

**Discussion:** The Board discussed the legislative amendment proposal to add a surcharge to court diversion fees. The Board also asked if there were any new updates with regard to HB2001 becoming law.

**Motion:** No action requested

*4-C: Discussion and possible action regarding board members attending defensive driving courses.*

**Individuals Addressing the Board:** Division Staff

**Discussion:** Board members questioned and division staff discussed why observation of defensive driving class is limited to traditional format course.

**Motion:** To approve Board members accompanying Compliance Specialists monitoring trips for educational purposes.

**Motion Proposals:** First: Arnold Knack  
Second: Pamela K. Najera

**Motion Results:** Pass DD07 - 046

*4-D: Review and consideration of scheduling and additional Board meeting in October for review and possible action on school and instructor renewal applications.*

**Individuals Addressing the Board:** Division Staff

**Discussion:** Scheduling a second meeting in October to consider school and instructor renewal applications.

**Motion:** To approve a 2<sup>nd</sup> telephonic board meeting to be held on October 30, 2007

**Motion Proposals:** First: Pamela K. Najera  
Second: Rolland DeLong

**Motion Results:** Pass DD07 - 047

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**CALL TO THE PUBLIC**

**Judge LaFleur, Chair**

**Individuals Addressing the Board:** None.

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**ADJOURNMENT**

**Judge LaFleur, Chair**

**Motion:** To adjourn meeting.

**Motion Proposals:** First Alfred Frank III  
Second Rolland E. DeLong

**Motion Results:** Pass DD07 - 048

**Time:**

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