

IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of:)
)
AMENDING ARIZONA CODE OF) Administrative Order
JUDICIAL ADMINISTRATION) No. 2015 - 41
§ 7-205: DEFENSIVE DRIVING) (Affecting Administrative
) Order No. 2013-13)
)
_____)

Pursuant to the Arizona Code of Judicial Administration § 1-201(E), the Chief Justice may adopt emergency administrative code proposals and technical changes in existing code sections by administrative order without prior distribution for comment and action by the Arizona Judicial Council.

Therefore, pursuant to Article VI, Section 3, of the Arizona Constitution,

IT IS ORDERED that as a result of House Bill 2308 which changed the eligibility requirements for attending defensive driving school, Arizona Code of Judicial Administration § 7-205 is amended as indicated on the attached document. All other provisions of § 7-205 as adopted, remain unchanged and in effect.

IT IS FURTHER ORDERED that the effective date of this amendment shall be July 3, 2015.

Dated this 7th day of May, 2015.

SCOTT BALES
Chief Justice

ARIZONA CODE OF JUDICIAL ADMINISTRATION
Part 7: Administrative Office of the Courts
Chapter 2: Certification and Licensing Programs
§ 7-205: Defensive Driving

A. through E. [No changes]

F. Role and Responsibilities of Certificate Holders. In addition to the requirements of ACJA § 7-201(F), each school shall:

1. through 24. **[No changes]**

25. Comply with the following requirements:

a. through c. **[No changes]**

d. Eligibility, Registration and Attendance of Students.

(1) To determine eligibility, the school shall:

(a) Pursuant to A.R.S. § 28-3392(B), only allow a person to attend a defensive driving school once within a ~~twenty-four~~ twelve month period from the date of the last violation by querying the defensive driving database; and

(b) Verify the violation is:

(i) an eligible moving violation as specified by A.R.S. § 28-3392(A);

(ii) permitted by the court for diversion if an eligible misdemeanor;

(iii) not a violation resulting from a collision causing the death or serious physical injury of any person as defined in A.R.S. § 28-3392(C)(1);

(iv) not a violation which occurred when the offender held a commercial driver license;

(v) not a violation which occurred while operating a commercial motor vehicle that requires a commercial driver license; or

(vi) court ordered.

(2) through (6) **[No changes]**

26. through 32. **[No changes]**

G. through L. [No changes]