



Supreme Court Defensive Driving Board

Arizona State Courts Building
1501 West Washington Street, Phoenix, Arizona 85007
Conference Room 109

Date: September 17, 2008
Time: 10:00 a.m. – 1:00 p.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Judge Gary J. LaFleur
Rolland (Ron) DeLong
Robert G. A. Hall
Elaine Acosta Sweet
Cecile T. Woodward
Virginia Davis

Telephonically Present:

Pamela K. Najera
Leonard Montanaro
Judge Daniel S. Jurkowitz

Absent:

Steven Soldis

OTHER ATTENDEES

AOC Staff:

Linda Grau
Kitty Boots
Nancy Swetnam
Jennifer Greene
Kimberly Siddall
Jenny Lubben
Maria Lopez
Jeanetta T. Waterbury
Cynthia Thomas
Richard Frohm
Karla Clanton
Robert Molina
Chris Dewitt

Guests:

David Birecki

CALL TO ORDER

Called to Order By: Judge Gary J. LaFleur

Time: 10:03

1) REVIEW AND APPROVAL OF MINUTES

I-A: Review, discussion, and approval of the Regular and Session Minutes for the meetings of May 21, 2008, July 16, 2008, and August 20, 2008.

Individuals Addressing the Board: Linda Grau

Discussion: Staff recommended the Board defer consideration of the minutes of May 21, 2008, July 16, 2008, and August 20, 2008 to the October Board Meeting.

Motion: Board moved to accept staff's recommendation.

Motion Proposals: First Robert G. A. Hall
Second Rolland (Ron) DeLong

Motion Results: Pass **DD-08-060**

2) ADMINISTRATIVE ISSUES

2-A: Review, discussion, and possible action regarding proposed amendments of ACJA § 7-205 and related public comments and the implementation of 2007-2008 legislation.

Individuals Addressing the Board: Linda Grau, Kitty Boots, Cindy Thomas, and Nancy Swetnam.

Discussion: Staff presented and the Board reviewed and discussed the proposed changes to ACJA § 7-205. The Board reviewed each area of the proposed changes for content and concerns. The Board discussed potential impacts and the implementation of the 2007 and 2008 legislation.

Motion: Adopt the Subcommittee's proposed changes to sections (F19) and (E)(1)(h).

Motion Proposals: First Judge Daniel S. Jurkowitz
Second Robert Hall

Motion Results: Pass **DD-08-061**

Motion: Adjust the draft to include a technical amendment adding “violation code” to (F)(22).

Motion Proposals: First Pamela Najera
Second Elaine Acosta Sweet

Motion Results: Pass **DD-08-062**

Motion: Recommend the Arizona Judicial Council’s adoption of the proposed draft of ACJA § 7-205 with the alternative language definitions for “Court”, “Automation requirements”, and “Court reporting requirements”.

Motion Proposals: First Judge Daniel S. Jurkowitz
Second Pamela Najera

Motion Results: Pass **DD-08-063**

3) REVIEW OF PENDING COMPLAINTS

3-A: Review, discussion, and possible action regarding the Division Director dismissal of complaint number NC08-D005.

Individuals Addressing the Board: Nancy Swetnam

Discussion: Staff recommended the Board affirm the Division Director’s dismissal of the complaint.

Motion: Board moved to accept staff’s recommendation and affirms the dismissal of the complaint.

Motion Proposals: First Rolland (Ron) DeLong
Second Robert G. A. Hall

Motion Results: Pass **DD-08-064**

4) CERTIFICATION AND ELIGIBILITY

4-A: Review and consideration of pending initial certification applications of the following defensive driving instructors:

Juan Gandara
Linda Badilla
David Herman
Terry Lee
Bruce Sparks
Sandra Brown

Individuals Addressing the Board: Kimberly Siddall

Discussion: Staff recommended the Board grant certification to David Herman.

Motion: Board moved to accept staff's recommendation.

Motion Proposals: First Rolland (Ron) DeLong
Second Robert G. A. Hall

Motion Results: Pass **DD-08-065**

Discussion: Staff recommended the Board grant certification to Bruce Sparks.

Motion: Board moved to accept staff's recommendation.

Motion Proposals: First Rolland (Ron) DeLong
Second Virginia Davis

Motion Results: Pass **DD-08-066**

Discussion: Staff recommended the following applications be deferred to the October meeting:

Juan Gandara
Linda Badilla
Terry Lee
Sandra Brown

Motion: Board moved to accept staff's recommendation.

Motion Proposals: First Elaine Acosta Sweet
Second Robert G. A. Hall

Motion Results: Pass **DD-08-067**

CALL TO THE PUBLIC

Individuals Addressing the Board: David Birecki

Discussion: Express concerns about automation standards and potential cost increases to business insurance related to coverage for all applicable courts.

ADJOURNMENT

Motion: Adjourn the meeting.

Motion Proposals: First Robert G. A. Hall
Second Virginia Davis

Motion Results: Pass **DD-08-068**

Time: 12:07

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