

DEFENSIVE DRIVING BOARD

Meeting Agenda - Thursday, April 18, 2019

Arizona Supreme Court -1501 West Washington Street

Phoenix, Arizona 85007 –10:00 AM– Conference Room 109

General Inquiries Call: (602) 452-3378 (Certification and Licensing Division Line)

Members of the Public May Attend Meeting in Person

For any item listed on the agenda, the Board may vote to go into Executive Session for advice of counsel and/or to discuss records and information exempt by law or rule from public inspection, pursuant to the Arizona Code of Judicial Administration, Code Section 1-202(C).

CALL TO ORDER*Walter “Jack” Weberg, Acting Chair*

1) REVIEW AND APPROVAL OF MINUTES*Walter “Jack” Weberg, Acting Chair*

1-A: Review, discussion and possible action regarding the regular session minutes for the meeting of February 19, 2019.

2) PENDING COMPLAINTS.....*Division Staff*

2-A: Review, discussion and possible action regarding complaint number 18-D017 involving certificate holder DriversEd.com.

2-B: Update regarding the status of pending complaints.

3) INITIAL CERTIFICATION AND ELIGIBILITY.....*Division Staff*

3-A: Review, discussion and possible action regarding pending application for initial defensive driving instructor certification for the following applicants:

1. Osman Mohamed

4) ADMINISTRATIVE ISSUES*Division Staff*

4-A: Review and discussion regarding Tucson City Court completions.

CALL TO THE PUBLICWalter “Jack” Weberg, Acting Chair

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1) REVIEW AND APPROVAL OF MINUTES

1-A: Review, discussion and possible action regarding the regular session minutes for the meeting of February 19, 2019

Attached for the Board's review and approval are the regular session minutes of the February 19, 2019 meeting.

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2) PENDING COMPLAINTS

2-A: Review, discussion and possible action regarding complaint number 18-D017 involving certificate holder DriversEd.com.

Complainant received two citations, one in February 2018 and another in May of 2018. Complainant intended to take the on-line course offered by DriversEd.com to dispose of the citation. Complainant repeatedly sent in unreadable copies of her AZDL and the citation which resulted in the requirement to obtain two extensions from Tucson Municipal Court to secure a placement date for her to take the course. Complainant became frustrated with the process and decided to pay the fine and accept the points against her AZDL. She did not advise DriversEd.com she had dropped the course and paid the fine for this citation.

Complainant received a second citation in May 2018. Complainant satisfied this citation by taking and successfully completing the on-line DriversEd.com #53 course on July 11, 2018

In August 2018 Complainant received letters from Tucson Municipal Court and ADOT reporting that her driver's license was suspended. Division's investigation through interviews and document review revealed that DriversEd.com inadvertently applied Complainant's on-line class completion to the first citation being unaware she had paid the fine for it. Investigation also revealed that DriversEd.com was unaware of the second citation received by Complainant and if it had been aware of the totality of the circumstances from Complainant's two citations, her license would not have been suspended. Complainant did not inform DriversEd.Com of the second ticket.

This matter was submitted to the Probable Cause Evaluator who determined that probable cause did not exist. Division staff recommends that the Board accept the findings of the Probable Cause Evaluator and dismiss complaint number 18-D017.

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2) **PENDING COMPLAINTS**

2-B: *Update regarding the status of pending complaints.*

As of April 15, 2019, there are currently 52 open complaints.

DEFENSIVE DRIVING COMPLAINTS
COURTOOLS MEASURE 4
AGE OF PENDING CASELOAD
Shaded Areas Indicate Cases within Time Standard of 22 Months

Age (Months)	Number Cases	Percent	Cumulative Percent
0-4	3	6%	6%
5-9	40	77%	83%
10-14	7	13%	96%
15-19	0	0%	96%
20-22	2	4%	100%
23-35			
36-50			
Over 50			
Total	52	100%	100%

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3) INITIAL CERTIFICATION AND ELIGIBILITY

3-A: Review, discussion and possible action regarding pending applications for initial defensive driving instructor certification for the following applicants:

1. Osman Mohamed applied for initial defensive driving instructor certification. He successfully passed the program examination and has submitted a complete application demonstrating that he meets the minimum education and experience requirements.

The Division recommends approval of initial defensive driving instructor certification for Osman Mohamed.

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4) ADMINISTRATIVE ISSUES

4-A: Review and discussion regarding Tucson City Court completions.

Staff will present information at the meeting.