

DEFENSIVE DRIVING BOARD

Amended Meeting Agenda - Thursday, June 13, 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*Honorable Maria Brewer, Chair*

1) REVIEW AND APPROVAL OF MINUTES*Honorable Maria Brewer, Chair*

1-A: *Review, discussion and possible action regarding the regular session minutes for the meeting of April 18, 2019.*

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

2-A: *Review, discussion and possible action regarding complaint number 18-D006 involving certificate holder EZ AZ Traffic School.*

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

3) RENEWAL CERTIFICATION APPLICATIONS.....*Division Staff*

3-A: *Review, discussion and possible action regarding pending applications for renewal of defensive driving instructor certification for Felix Villanueva.*

4) ADMINISTRATIVE ISSUES*Division Staff*

4-A: *Review, discussion and possible action regarding possible subcommittee to review current curriculum requirements.*

4-B: *Review, discussion and possible action regarding statutory amendments impacting the ACJA.*

CALL TO THE PUBLIC*Honorable Maria Brewer, Chair*

ADJOURN*Honorable Maria Brewer, 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 April 18, 2019.

Regular session minutes of the April 18, 2019 meeting are presented for the Board's review and approval.

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2) PENDING COMPLAINTS

2-A: Review, discussion and possible action regarding complaint number 18-D006 involving certificate holder EZ AZ Traffic School.

The Certification and Licensing Division (“Division”) received a complaint against EZ AZ Traffic School alleging:

1. EZ AZ Traffic School failed to report the theft of up to \$250,000.00 of student school fees.
2. EZ AZ Traffic School failed to report a change in school owners.

Please reference the Division’s Investigation Summary and Probable Cause Analysis and Determination Report for full details on the Division’s investigation.

In summary, the Division’s investigation did not find evidence, nor did Complainant provide evidence that substantiated Complainant’s two allegations including the allegation that EZ AZ Traffic School’s owner, Paul Hallums, had knowledge of and failed to report the theft of up to \$250,000.00 from his defensive driving school(s).

Records demonstrated that EZ AZ Traffic School paid diversion and state fees. There are no records of complaints from either the courts regarding non-payment of fees or from students whose drivers’ licenses would be adversely affected if defensive driving school course completions were not reported and/or requisite fees were not paid by EZ AZ Traffic School.

Recommendation:

On April 30, 2019, the Probable Cause Evaluator determined that probable cause of a violation does not exist. Division staff recommends that the Board accept the determination of the Probable Cause Evaluator and dismiss complaint number 18-D006.

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Agenda Summary – Thursday April 18, 2019

2) PENDING COMPLAINTS

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

As of June 7, 2019, there are currently 51 open complaints, one of which has been presented on this agenda with a dispositive recommendation under agenda item 2A.

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	1	2%	2%
5-9	39	76%	78%
10-14	8	16%	94%
15-19	1	2%	96%
20-22	2	4%	100%
23-35			
36-50			
Over 50			
Total	51	100%	100%

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3) RENEWAL CERTIFICATION APPLICATIONS

3-A: Review, discussion and possible action regarding pending applications for renewal of defensive driving instructor certification for Felix Villanueva.

Felix Villanueva submitted an application for renewal of standard certification. The application is complete, no information has been presented during a background review which is contrary to standard certification being granted and the certificate holder has demonstrated he met the minimum eligibility requirements for standard certification.

It is recommended renewal of standard certification be granted to Felix Villanueva.

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4) ADMINISTRATIVE ISSUES

4-A: Review, discussion and possible action regarding possible subcommittee to review current curriculum requirements.

Staff will present information at the meeting.

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4) ADMINISTRATIVE ISSUES

4-B: Review, discussion and possible action regarding statutory amendments impacting the ACJA.

Staff will present information at the meeting.