Senate Engrossed House Bill

FILED

JANICE K. BREWER
SECRETARY OF STATE

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 182

HOUSE BILL 2001

AN ACT

AMENDING SECTION 28-3393, ARIZONA REVISED STATUTES; RELATING TO DEFENSIVE DRIVING SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 28-3393, Arizona Revised Statutes, is amended to read:

28-3393. Defensive driving school attendance; primary provider

A. EXCEPT AS PROVIDED IN SUBSECTION C, an eligible individual who elects to attend a defensive driving school shall attend one of the following within the time allowed by the court:

1. A defensive driving school that is a primary provider for the court having jurisdiction over the civil or criminal traffic offense.

2. If the court does not have a primary provider, any defensive driving school.

B. EXCEPT AS PROVIDED IN SUBSECTION C, a court:

1. May select more than one primary provider.

2. May select a primary provider for defensive driving schools using more stringent criteria than required for state certification.

3. On application of an eligible traffic offender, shall permit the offender to attend another defensive driving school on the showing of reasonable justification by the offender. Reasonable justification includes the fact that the offender resides in another area and that attendance at the court's primary provider school creates a hardship on the offender.

C. ON THE EXPIRATION OF ALL CONTRACTS THAT ARE IN EXISTENCE ON JULY 1, 2007 BETWEEN THE COURT AND A DEFENSIVE DRIVING SCHOOL PROVIDER, AN ELIGIBLE INDIVIDUAL WHO ELECTS TO ATTEND A DEFENSIVE DRIVING SCHOOL MAY ATTEND ANY SUPREME COURT CERTIFIED DEFENSIVE DRIVING SCHOOL THAT COMPLIES WITH THE COURT AUTOMATION AND REPORTING REQUIREMENTS. FOR THE PURPOSES OF THIS SUBSECTION, THE RENEWAL OF ANY CONTRACT BETWEEN A COURT AND A DEFENSIVE DRIVING SCHOOL AFTER JULY 1, 2007, SHALL BE CONSIDERED A NEW CONTRACT.

D. A COURT MAY ADOPT REQUIREMENTS FOR A SCHOOL TO ELECTRONICALLY REPORT SCHOOL COMPLETIONS AND TO TRANSFER FUNDS, SUBJECT TO THE APPROVAL OF THE DEFENSIVE DRIVING BOARD.

Sec. 2. Effective date

This act is effective from and after December 31, 2008.

APPROVED BY THE GOVERNOR MAY 8, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 9, 2007.

Passed the House March 13, 20 07

by the following vote: 57 Ayes,

0 Nays, 3 Not Voting

Speaker of the House

Norman L. Moore

Chief Clerk of the House

Passed the Senate April 24, 20 07

by the following vote: 24 Ayes,

5 Nays, 1 Not Voting

Timothy S. Bee

President of the Senate

Charmion Billington

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20_____

at _____ o'clock _____M.

_____

Secretary to the Governor

Approved this _____day of

_____

at _____o'clock _____M.

_____

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20_____

at _____ o'clock _____M.

_____

Secretary of State

H.B. 2001

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

May 3, 2007,

by the following vote: 53 Ayes,

3 Nays, 4 Not Voting

Speaker of the House

Norman L. Moore
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

3rd day of May, 2007

at 12:14 o'clock P. M.

Jennifer Ybarra
Secretary to the Governor

Approved this 8 day of

May, 2007,

at 5:00 o'clock P. M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 9 day of May, 2007,

at 8:35 o'clock A. M.

Janice K. Brewer
Secretary of State

H.B. 2001