

REFERENCE TITLE: defensive driving schools; course curriculum

State of Arizona  
House of Representatives  
Fifty-fourth Legislature  
First Regular Session  
2019

## **HB 2265**

Introduced by  
Representatives Payne: Biasiucci, Carroll, Roberts

**AN ACT**

**AMENDING SECTION 28-3395, ARIZONA REVISED STATUTES; RELATING TO DEFENSIVE DRIVING SCHOOLS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 28-3395, Arizona Revised Statutes, is amended to  
3 read:  
4 28-3395. Supreme court authority and duties; rules; record  
5 A. The supreme court may contract with a public or private agency  
6 that does not provide defensive driving schools in this state pursuant to  
7 this article to provide assistance in carrying out the duties of this  
8 article.  
9 B. The supreme court shall:  
10 1. Supervise the use of defensive driving schools by the courts in  
11 this state.  
12 2. Make public the amount of the court diversion fee assessed by  
13 each court in this state pursuant to this article and the total cost to  
14 attend a defensive driving school in each court.  
15 3. Establish an automated statewide database for keeping a record  
16 of persons who attend a defensive driving school.  
17 4. Adopt rules that establish criteria for the certification of  
18 qualified defensive driving schools and instructors used by the courts.  
19 THE CERTIFICATION CRITERIA SHALL REQUIRE EACH DEFENSIVE DRIVING SCHOOL TO  
20 DEMONSTRATE TO THE SUPREME COURT THAT THE DEFENSIVE DRIVING SCHOOL'S  
21 COURSE CURRICULUM IMPROVES DRIVING BEHAVIORS. A DEFENSIVE DRIVING SCHOOL  
22 MAY SATISFY THIS REQUIREMENT BY SUBMITTING EITHER OF THE FOLLOWING TO THE  
23 SUPREME COURT:  
24 (a) AN INDEPENDENT STUDY BY AN ACCREDITED ACADEMIC INSTITUTION,  
25 INDUSTRY ASSOCIATION OR GOVERNMENTAL OR REGULATORY BODY SHOWING THAT THE  
26 DEFENSIVE DRIVING SCHOOL'S COURSE CURRICULUM IMPROVES DRIVING BEHAVIORS.  
27 (b) PROOF THAT THE DEFENSIVE DRIVING SCHOOL'S COURSE CURRICULUM IS  
28 ACCREDITED BY A GENERALLY ACCEPTED, NATIONAL, ACADEMIC OR CONTINUING  
29 EDUCATION CREDENTIALING BODY.  
30 5. Establish procedures for courts and schools to remit reports  
31 that are required by the supreme court.  
32 6. Certify and monitor defensive driving schools and instructors  
33 that serve as a court authorized diversion program.  
34 7. Require that a defensive driving school class not exceed a total  
35 of four and one-half hours, including any testing, reviewing and grading  
36 related to the defensive driving school class.  
37 C. The information contained in the database required by this  
38 section is not a public record.