



ABATE OF FLORIDA, INC

Daytona Beach Chapter

**“Dedication To Freedom Of The
Road”**



2013

REMINDER !!!!!

NEXT CHAPTER MEETING

January 3, 2012 7:30 PM

CHAPTER OFFICERS JUNE 2012—JUNE 2013

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	MONTHLY	YEARLY
FULL PAGE	\$42.60	\$463.28
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QUARTER PAGE	\$15.98	\$170.40
BUSINESS CARD	\$10.65	\$90.53
ONE ISSUE SPECIAL EVENT FLYER	\$42.60 (full page only) Full and half page ads get one month free	

IDENTIFICATION STATEMENT

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Full payment must accompany Ad Copy. All ads must be camera ready. Advertisements will receive one (1) copy of each issue of the newsletter which their advertisement appears. All “Special Events” advertisements will be billed on an individual basis.

Contact Ken Holland Public Relations/Communications 386-673-8893 or kenjholland@gmail.com if you would like to advertise in the Daytona Beach ABATE newsletter.

MESSAGE FROM OUR CHAPTER PRESIDENT

Thanks to all who came on the ride it was a great time for all! Also I would like to thank those who stopped and helped me when I fell.

Be careful out there with the holiday traffic.

At this time, I don't know when I will be able to return as I am going back to the doctor before and after Christmas.

From my Family to your Family Merry Christmas and Happy New Year !

Ride Safe

Jim Hoffman—President



I attended the state meeting in Jax'. There is a lot of discussion on penalties bill; would like to not call it stiffer

Donations are needed for bike week campgrounds. If every member bought a raffle ticket, they would be sold quickly. It was a very foggy ride home.

We had a good time at the rehab center, those people are a hoot .

Hope everyone has a safe holiday and ride safe !!

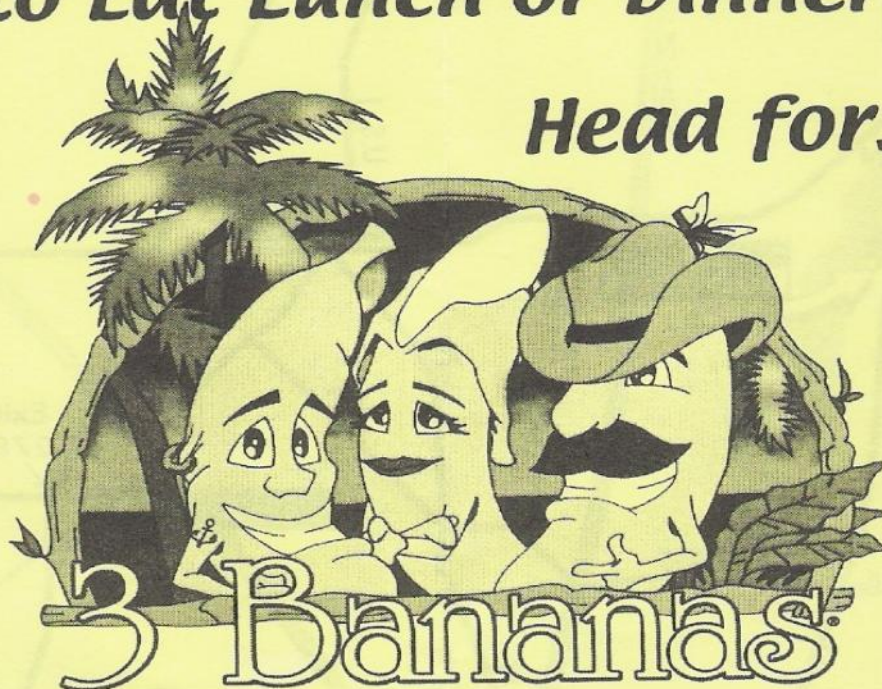
We are taking orders for Brenda's memorial patches see Ken Holland.

Frank—Cupcake

VP

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Daytona Beach Chapter
Chapter Meeting
December 6, 2012
Fraternal Order of Eagles
7:30 p.m.
By: Terri L. Ryals

President: Jim Hoffman absent. Frank called the meeting to order at 7:40 p.m. with the Pledge of Allegiance and Moment of Silence for our Lost Brothers and Sisters. George Chaplin gave a pray and thanked everyone who showed up for the meeting. Frank announced that Jim is ill and will be out for a couple of months, and did not have a report from Jim.

VP: Frank Roush stated that the new designs which are one is on the table for the members to look at and that one more design will be coming. There was very few that showed up for the Daytona Rehab run maybe 10 or 11 members showed up. We did have enough presents for everyone at the Rehab Center. We need to get more participation from the members, due to the number of members that we have 282 members. The run on November 17th only 20 members showed up for the run.

Secretary: Terri Ryals stated that last months minutes were printed in the newsletter and we extra paper copies for those who do not receive a newsletter. Motion made to accept minutes as printed. Motion passed.

Treasurer: John Banta read the treasury report regarding the Chapter finances for the month of November. Answered several questions regarding how the taxes are filed due to our Chapter being a Not-For-Profit. Motion made to accept report as reported. Motion passed.

Membership: November - 6 new members and 4 renewals; December - 3 new members and 4 renewals.

Products: Terri has products with her however, there is limited sizes left in the men's shirts.. John brought in the winter stuff. **Men's short sleeve, tanks and sleeveless will be \$8.00, long sleeve will be \$10.00. The ladies merchandise is all \$8.00 for any of the shirts. Sweatshirts, Hoodies and Zipper Fleece shirts have been reduced to \$20.00.**

Legislative: John spoke with Channel 13 regarding our newsletter, wanting his opinion of the up and coming E15 interview John for approximately 10 minutes going over detail regarding what would happen to motorcycles using the E15. See newsletter with a complete breakdown.

Newsletter: Kathy Holland was absent. Frank gave report and stated that if anyone did not get a newsletter by email please let her know. If you would prefer to get a newsletter by mailed please make sure that we have your address. Frank stated that we want to try and stay with "green" by using emailing if at all possible. Then asked if there were any issues receiving newsletter by email and there were none stated at the meeting.

PR Communications: Ken Holland was absent. Steve gave a report for him. Ken informed Steve that he has one or two new individuals for ads and is going to get with them when he returns back.

Safety: Mike Knezevich, not much to say. He has been working with Lake County and found out that their Safety Director stepped down at noon on 12/5/12. Still working on getting certified to be able to teach at the schools in Volusia County. Suggestion was made that if he could set up a couple of classes locally, then Steve Fritze, Kevin "Snipe" Blake and Terry Ryals who are all certified instructors could help get him certified and are willing to help out.

Sgt. At Arms: Mr. Terry, thank you for a big turn out, we know that times are tough, but if you have a wee bit of extra money and can help out those less fortune please try and help them. Don't forget to remember the men and women fighting for us, so that we are able to have our meetings without any worries.

State Reps: John Banta, Frank Roush, Steve Fritze and Gary Dubnicek attended the State meeting in Jacksonville, by the Duval County Chapter.

Webmaster: Kathy Holland absent. The website is now up and running. Please check it out.

Old Business: None

New Business: Discussion regarding the amount of money in the chapter checking account. John looked up the numbers and informed the members of exactly how the money is spent. Explained how the money is spent with regards to the expenses that are reimbursed to board members when attending various functions. Chaplin George gave various ideas on how certain percentages pertain to what the money is spent on. Mike from Safety wanted to know how much was spent during the past years for the Safety program. John was more than willing to email the numbers to various members if they wanted it.

Good of Order: Everyone have a Merry Christmas and a Happy New Year!!

50/50: Frank Roush

Meeting adjourned: 8:40 p.m.



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MEMBERSHIP

Membership report Nov. 4 new John York, Carol Forbes, Raymond Carol and John Peacock....1 new Life....Arthur Prevost and 3 renewals...

DEC 2012 so far 2 new Denise Ryscovyan and Marilyn Storms..and 6 renewals

Expiring members.....James Zduka, Lisa Cambell, Tony Graessle, James Hatgidek, Jeff Qualls, Steve Qualls and Steve Whitfield...

Due Jan....Cheryl Agnew, Donna Caves, Larry Caves, Kevinhart, David Herbein, Jack Lascola, Steve Simmons, and Mike Vece....

Due Feb.....Steve Agnew, Dave Amorose, Charles Cobb, Phil Frost and Julie Mayer

Please renew a month early to avoid expiring. Dues can be paid at the Iron Horse, ask for Steve or at the Eagles on Nova Rd. at our meeting on the first Thursday of the month. You can also mail your membership check to PO Box 263198 Daytona Beach FL. 32126-3198.

Thanks,
Steve Fritze
Membership Trustee-

WEBSITE IS UP TO DATE

You will now be able to see the newsletter online. I will be adding new things to the website as I can. If there is anything that you would like to have added, please let me know. I won't know unless you tell me. If you have any pictures you would like to have added, please send them to me via email.

kathymholland@yahoo.com www.daytona.abateflorida.com

PR COMMUNICATIONS

We have a new advertiser this month. **First Choice Pest Control**, Dan ,the owner is the guy to call for all your pest control problems. See his ad in this month's newsletter.

More new advertisers coming soon. Please support them, they support us.

Our Chapter visit to the Daytona Rehab Center is Saturday, December 1st. Meet at the Eagles, on Nova Rd. and ride to the Rehab Center / Nursing home.

Life's short, Ride hard

Ken Holland

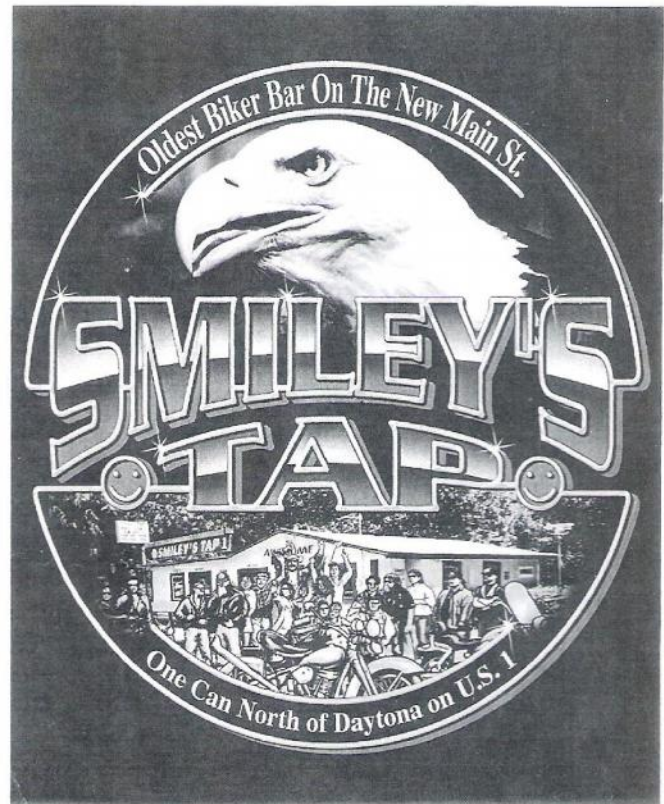
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Out of date as soon as I write it

Go on to the ABATE of Florida Website www.abateflorida.com, Click on the Legislative Information Center (LIC) and subscribe to email list. You will get the latest legislative news and press releases. Some things happen very quickly and need our action.

ABATE of Florida Inc. legislative agenda and lobbyist report is in the State meeting report. We will be riding to state Capitol on April 15, 2013.

State Legislative Trustee Darrin Brooks has an additional email list and sends out info on a wide assortment of legislative issues. His recent emails::

HIGH COURT: EITHER DRIVER CAN CAUSE REAR-END CRASH

Faced with conflicting lower-court decisions, the Florida Supreme Court issued a pair of rulings Wednesday that could give a legal boost to motorists who crash into other vehicles from behind. The cases center, at least in part, on a longstanding legal presumption that rear drivers are negligent in vehicle collisions. But the justices ruled that the presumption can be rebutted "by the production of evidence from which a jury could conclude that the front driver was negligent in the operation of his or her vehicle." The court ruled in cases from Seminole and Palm Beach counties. [The Seminole County case, for example, stemmed from a 2007 accident in which Crystal Charron was a passenger on a motorcycle that flipped when its driver tried to avoid hitting the rear end of a car driven by Warren Birge.](#) A circuit court sided with Birge in a resulting lawsuit, but the 5th District Court of Appeal reversed that decision because it said a jury could have found that Birge was negligent. The Supreme Court opinion said Birge was driving 35 mph and slammed on his brakes "for no objective reason," surprising other people on the road. "Significantly, this court has never held that the rear-end presumption bars a claim for damages of a rear driver or others in the rearward zone of danger where there is evidence from which a jury could conclude that the front driver defendant was negligent and comparatively at fault in causing the collision," said the opinion, which was written by Justice Jorge Labarga. The other justices concurred in the decision, though Justice James E.C. Perry was recused.

[Here is an interesting story, most of you will remember the name Bryan Nelson from Apopka, the Representative from Apopka. to put it mildly, he is not a supporter of ABATE of Florida, Inc.](#)

HOUSE INSURANCE CRITIC UNHAPPY WITH COMMITTEE

The appointment of an insurance agent, Rep. Bryan Nelson, R-Apopka, to chair the House Insurance & Banking Subcommittee in the House isn't sitting well with one of the industry's fiercest critics in the chamber. Rep. Mike Fasano, R-New Port Richey, coming off eight years in the Senate and elected in November to the House, told the Miami Herald-St. Petersburg Times Tallahassee bureau for a story Tuesday that the appointment was like "the wolf guarding the hen house." Fasano also said: "Bryan Nelson carries water for the insurance industry," and that having Nelson as chair would be one of the "worst things to happen to the consumer." In addition to opposing Nelson's appointment, Fasano is also miffed that nobody from the Pasco-Hernando County area, where sinkhole insurance rates have been a huge issue, was put on the committee. Nelson is founder of Nelson's Insurance Agency in Apopka.

The 2011 DHSMV Crash Statistics are posted and the report is not good

It is only 10 pages; last years was 49 pages. Gone are the stats we like to use. Has Director Julie Jones succumbed to NHSTA policy of stop issuing stats that disagree with a political agenda?

There was an 18% increase in motorcycle rider fatalities from 2010 to 2011 (350 to 413)

Using July 2011, 2010 registered motorcycles there was only a 0.5 increase of motorcycle registration (572573, 569703). Not so good.

Using Florida Dept. of Revenue certified gallons for physical year 2009-2010; 2010-2011

(8218227285; 6830151645 gallons); there was a 20% increase of motor fuel sold. Everyone was driving more

For fiscal year 2011-2012 8102714478 gallons; slight drop,
Still down from 2006-2007 8644054018 gallons of motor fuel, diesel has separate numbers

That will be THE response. The DHSMV 2013 Legislative proposals have not been posted yet.

Florida Legislature Committee Assignments

These are not all the assignments, but I listed committees and sub-committees that will probably hear the bills that affect motorcyclists. None of our legislators are the Transportation committee, which typically hears those bills first.

Florida House

District 24 Travis Hutson REP Education Committee, Criminal Justice Subcommittee,

Government Operations Appropriations Subcommittee

District 25 Dave Hood REP Joint Administrative Committee, Criminal Justice Subcommittee,

District 26 Dwayne Taylor DEM Rules Committee, Insurance & Banking Subcommittee

District 27 David Santiago REP Local and Federal Affairs Committee, Insurance & Banking Subcommittee

Florida Senate

District 6 John Thrasher REP Rules Chairman, Appropriations Committee

District 8 Dorothy Hukill REP Appropriations Committee

District 10 David Simmons REP Banking & Insurance Chair, Criminal Justice Subcommittee

BILLS FILED:

SB 52: Use of Wireless Communications Devices While Driving Detert

Use of Wireless Communications Devices While Driving; Creating the “Florida Ban on Texting While Driving Law”; prohibiting the operation of a motor vehicle while using a wireless communications device for certain purposes; defining the term “wireless communications device”; specifying information that is admissible as evidence of a violation; providing for enforcement as a secondary action; providing for points to be assessed against a driver license for the unlawful use of a wireless communications device within a school safety zone or resulting in a crash, etc.

Texting while driving would be a nonmoving violation, punishable by a \$30 fine, Two legislators who in the past have held the legislation up in committee – former Sen. Ellyn Bogdanoff in the Senate and former Rep. Brad Drake in the House – are no longer in the Legislature.

Ten states — California, Connecticut, Delaware, Maryland, New Jersey, New York, Nevada, Oregon, Washington and West Virginia — and the District of Columbia have banned hand-held phone use by all drivers. Several other states, including Colorado, Illinois, Michigan, Pennsylvania, North Carolina, Massachusetts and Florida’s neighboring states of Alabama and Georgia, have a primary enforcement ban on texting while driving. Some states, such as Texas, have a texting ban just for younger drivers.

HB13 Use of Wireless Communications Devices While Driving: Holder

Creates "Florida Ban on Texting While Driving Law"; prohibits operation of motor vehicle while using wireless communications device for certain purposes.

SB 74: Use of Hand-held Wireless Communications Devices While Driving by Sachs

Use of Hand-held Wireless Communications Devices While Driving; Creating the “Florida Ban on Communicating While Driving Law”; defining the term “hand-held wireless communications device”; prohibiting the operation of a motor vehicle while using a hand-held wireless communications device for certain purposes; providing for points to be assessed against a driver license for the unlawful use of a hand-held wireless communications device within a school safety zone or unlawful use resulting in a crash, etc.

The measure (SB 74) would ban texting while driving, already the focus of another bill, but would add talking while driving to the list of prohibited activities. Cell phones could be used with hands-free technology. Texting while driving was an issue in Sachs’ incumbent-vs.-incumbent race against former Sen. Ellyn Bogdanoff, R-Fort Lauderdale.

SB 66: Child Safety Devices in Motor Vehicles Altman

Child Safety Devices in Motor Vehicles; Providing child restraint requirements for children age 7 years or younger who are less than a specified height; requiring that a law enforcement officer issue a warning and give educational literature to an operator of a motor vehicle during the grace period, under certain circumstances, etc.

HB 3 Child Safety Devices in Motor Vehicles: Slosberg

Provides child restraint requirements for children of specified ages who are less than specified height.

This bill passed the Senate last session. The NTSB is pushing this. They claim they now have statistic that support this bill. Upon passage it will mean you could not give your first grader a ride to school on your motorcycle.

HB4001 Florida Renewable Fuel Standard Act: Gaetz

Repeals Florida Renewable Fuel Standard Act that requires only gasoline with ethanol be sold.

AIM/NCOM MOTORCYCLE E-NEWS SERVICE: NCOM Biker Newsbytes Nov 2012

NOW HEAR THIS!

A flurry of scientific and medical studies lately have identified an inordinate amount of hearing loss in motorcyclists, due not to "loud pipes" but rather to air rushing past our ears at deafening intensities at highway speeds. After accelerating, most of the sound that a rider hears isn't engine noise, it is wind noise, and audiologists admit that even helmets do not provide much protection against hearing loss caused by wind buffeting in and around a helmet. Indeed, acoustical engineers say that audible wind noise inside a helmet can reach rock-concert levels as high as 115 decibels, and the National Institute for Occupational Safety and Health warns that exposure to noise at 100 decibels is safe for only 15 minutes and permanent hearing loss can result from prolonged exposure -- so motorcycle riders in particular should pay attention to the warning signs: a ringing sound in the ears immediately after exposure, and hearing voices and other sounds as muffled.

Noise-induced hearing loss isn't reversible, but it is preventable. While even the most expensive helmet won't provide significant protection against noise, an inexpensive pair of foam earplugs, readily available at drug stores, can reduce sound levels by 20 to 25 decibels.

However, this simple solution may also be illegal.

Even though riders have come to recognize that noise can be a serious health issue, many U.S. jurisdictions prohibit the use of earplugs, and one long road trip could take a rider through numerous changes in state and local laws. Just ask Aid to Injured Motorcyclists (A.I.M.) Attorney Ralph C. Buss whose client, a truck driver from Michigan, was pulled over while riding his motorcycle in Ohio and given a ticket for wearing protective ear plugs! The rider contacted ABATE of Ohio seeking assistance, and while ABATE looks into modifying the existing law to make allowances for motorcyclists to wear ear protection, they referred the motorcyclist to attorney Buss regarding the citation, which is a moving violation that in addition to a fine carries a 2 point penalty that could put his CDL and livelihood in jeopardy if he's found guilty.

Although some states like California have changed their laws to allow riders to use hearing protectors, and Maryland allows custom-made earplugs only, most passed such laws years ago to thwart the use of stereo headphones while driving. The codes do not distinguish between earphones and earplugs; one being used for audio equipment and the other used for hearing protection -- so without case law to establish legislative intent, obsolete laws like Ohio's need to be rectified, which according to Buss "is exactly why motorcyclists need organizations like ABATE to not only watchdog the legislature, working to pass pro-motorcycle laws and prevent anti-bike bills from passing, but also to clean-up old laws that need to take into consideration both motorcycles and motorcyclists."

MOTORCYCLES REMOVED FROM NTSB MOST-WANTED LIST

Although the National Transportation Safety Board (NTSB) has called upon states and the federal government to pass motorcycle helmet laws for all riders, this year's annual "Top Ten Most Wanted List" of the agency's most important safety priorities no longer lists any motorcycle safety concerns.

After making the hit list the past three years, which are recommendations to government bodies that are often put into place through further laws and regulations, NTSB Chairman Deborah Hersman indicated that "Safety areas are dropped from the list when meaningful progress has been made."

demoed successfully. ITS could potentially also communicate with roadside infrastructure, warning of hazards in the road.

12NR32 - MRF News Release - Another Federal Government Agency Gets it Wrong, Again

30 November 2012

The U.S. Government Accountability Office (GAO) recently issued a report on the motorcycle safety grants known as the Section 2010 motorcycle safety grant program. The program has been wildly successful at infusing much needed financial resources directly into the motorcycle safety community. The Motorcycle Riders Foundation (MRF) was instrumental in getting the grant program set up and running. Currently the money, over \$45 million over the past 6 years, can only be used for educational purposes. Those can be anything from paying instructors, buying new training bikes and equipment, to public education efforts such as "look twice" campaigns. What the GAO is suggesting is that congress change the language so that the monies can be used for other purposes, such as helmet use campaigns. The MRF does not agree with this. The original intent of congress with the grant program was to reduce fatalities through crash avoidance techniques, not through safer crashing, as the GAO believes we should. The GAO estimates are just that, a guess. The fact is that the GAO did not really do any new studies or research. They simply recycled the same tired talking points that are used by any number of government or quasi government groups. This isn't the first time motorcyclists have been painted in a bad light, calling us a social burden on America's health care system. The MRF disagrees with that. Critics and the uninformed believe that motorcyclists, helmeted or not, account for a super majority of health care costs, from trauma room to long-term care. The problem is that's just not true. There are not a lot of studies on social burden, but more than enough to soundly and logically deflate the social burden myth around motorcyclists. The Journal of American Medicine, one of the most respected of all medical publications, published the findings of a 1988 study on the subject of the public costs of motorcycle related injury at a specific Seattle, WA hospital. The results clearly showed that of all costs to sort out a motorcycle injured patient, 63.4% of the bill was paid out with taxpayer dollars. That's an astoundingly high cost, no question, but what the study goes on to say is that the public cost of any injury at that same Seattle treatment center was 67%, 3.6% higher. Statistical dead heat. There is also a little more to that story because the public cost of health care is about 45% currently, and was significantly less than that in the mid-eighties when the study was conducted. The facility used for the study was Harborview, a division of the University of Washington, and one of the largest and state-of-the art facilities in the Seattle region. Because of that the facility sees most of the worst-case scenarios routinely. A similar study done by the University of North Carolina also found that there was no statistical difference in public cost to treat motorcycle related injury over any other type of injury. It's also important to keep things in perspective. Last year the public share of motorcycle related injuries were 0.001% of the entire public health care cost. The MRF will keep you updated on this issue.

PR / COMMUNICATIONS

NEW EMAIL ADDRESS : kenjholland@gmail.com

If you have received any emails from me at my old yahoo address, DO NOT OPEN !!! DELETE THE EMAIL. Yahoo account was hacked. My complete address book has been wiped out so please send me a test note so I can get your email address in my new contact list.

Ken Holland—PR

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THANK YOU !!!!!!!!!!!!!!!

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- Pullover Sweatshirt4 small; 1 med.; 2 3XL \$20.00 until all gone.

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Goals and Purposes

To become a powerful and viable force in legislative matters concerning bikers.

To promote safe riding habits without infringing on individual rights.

To motivate the biker to write letters to their legislators before, during and after the legislative session in regards to biker/individual freedom legislation.

To provide a monthly Newsletter to keep all bikers informed of upcoming legislation, whether it is favorable or discriminatory to the biker, and also of events, runs, parties etc. in different areas of Florida and the United States.

**MEETING LOCATION: EAGLES HALL—190 S. NOVA RD.
ORMOND BEACH, FLORIDA**

WHEN: FIRST THURSDAY of EACH MONTH – 7:30 pm

APPLICATION FOR MEMBERSHIP—18 YEARS OR OLDER

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