



## ABATE OF FLORIDA, INC.

### Daytona Beach Chapter

“Dedicated To Freedom Of the Road”



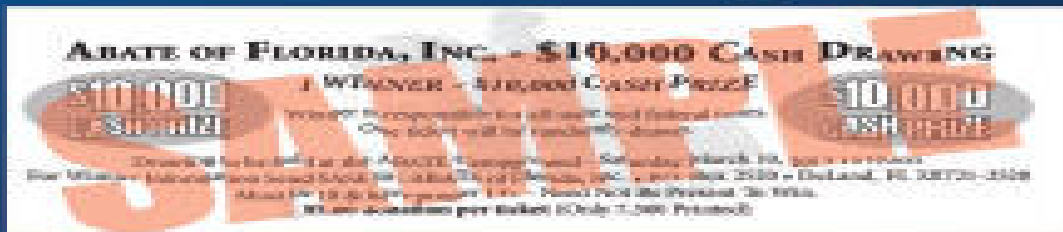
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ABATE of Florida, Inc. does not condone drinking and driving.

### REMINDER!!!

### NEXT ABATE MEETING

**IRON HORSE SALOON 7:30 PM**

**December 1, 2011**

# Note from Ken - Pres.

I hope everyone has a great Thanksgiving holiday! Our next Chapter meeting is December 1st. hope to see you then.

Our ride to the Daytona Rehab Center / Nursing home is Saturday December 3rd. It's the ride we do every year to bring a little cheer at this time of year. Please bring a wrapped gift marked male or female. The people at the home look so forward to seeing us every year, please try to attend. Meet at the Iron Horse Saloon, leaving at 1:15 sharp! ( this is not an Abate event, just a bunch of us that do this every year)

The State Abate meeting is December 10th at the Tropical Inn Resort in Palm Bay. Don't forget to support our Advertisers, they support us.

Life's short - Ride hard

Ken Holland



# Note from Steve - VP

I've been out of town a few weeks this month. There's not a whole lot going on right now.

I still have tickets for the bike draw in March. See front page flyer.

ANYONE and EVERYONE is welcome to go to any State Meeting. It would be nice to have other Members attend a State Meeting so you can see how things work and how decisions are made. The next State Meeting is being held in Palm Bay on Saturday December 10th. Anyone interested in going, please let me or Ken know.

See you at the next meeting on December 1st.

Steve

## CHAPTER OFFICERS JUNE 2011-2012

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# SECRETARY REPORT

Chapter Meeting

Iron Horse Saloon

November 3, 2011

7:30 PM

**President:** Ken called meeting to order at 7:30 followed by the Pledge of Allegiance and Moment of Silence for lost members and an extra moment for Bob Reese, Life Member passed away a few days ago. We will be sure there are patches made up for Bob. Ken welcomed everyone to the meeting tonight. We have received patches for Eddie and Rose that passed away from PA. They have both been members of our chapter.

We have a run on Sunday, Nov. 6<sup>th</sup>. This is a Fun Run to St. Augustine. Bike ends at the Iron Horse with food at the end.

**VP:** Steve is out of town tonight. Steve has tickets out that need to be turned back in. Steve has more tickets that need to be sold so if anyone wants to get some tickets to sell, please see Steve.

**Secretary:** Kathy states last months minutes were printed in the newsletter. Motion made to accept minutes as printed. Motion passed.

**Treasurer:** John discussed Chapter finances.

**Membership:** Oct. 4 new members and 8 renewals. Nov. 1 new life member and 2 renewals and 1 new member.

**Products:** Terri has products available tonight.

**Legislative:** John explained that he didn't have a report for last month because he had eye surgery and wasn't able to use his computer. There will be a report this month. John discussed legislation going on right now.

**Activities:** Bike Run November 6<sup>th</sup>.

**Newsletter:** Newsletter was mailed to those that do not have computers to download. The newsletter is on the website. Ken asked if anyone recognizes the poem on the front of the newsletter.

**Safety:** Brenda is absent tonight.

**Sgt. At Arms:** Terry wants to be sure everyone comes on our run this Sunday to support ABATE. Be careful on the run.

**PR:** John is trying to get an ad from the Ice House. He wants to be sure that everyone comes on the run this Sunday and we need to support our advertisers.

**Website:** Website is updated

**State Reps:** Mike Rotten gave report- when we talk to people about signing up with ABATE we need to let people know about our free life insurance. Mike discussed other things brought up at the State Meeting. You can see the full report in the Master Link.

**Old Business:** None

**New Business:**

**Good of Order:** Run on Sunday Nov. 6th

50/50 won by: Red

Meeting Adjourned 8:25 PM



**Go on to the ABATE of Florida Website [www.abateflorida.com](http://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.**

I did not have a report for October. If you subscribed to the LIC you would have received Lockdown's

Press release and State Legislative Trustee Scribe's emails concerning the Rep. Bryan Nelson's inquiry into the funds ABATE of Florida uses for safety and awareness. The Joint committee found ABATE was in full compliance with the State of Florida Contract.

**Here are some recent emails; Lockdown's Press Releases:**

ABATE of FL's 2012 Freedom Rights Rally

FHP Seeking Help to Identify Driver Who Left Motorcyclist for Dead

Court Date Set for Killer of Motorcycle Passenger

**Legislative Emails:**

COURT TO CONSIDER CAR STEREO QUESTION: HOW LOUD IS TOO LOUD?

The Florida Supreme Court has scheduled oral arguments for February on the question of when a car stereo is too loud. A man in the Tampa Bay area who was ticketed for violating the state's law against blasting a car stereo challenged the law, and a district appeals court earlier this year agreed that the law's definition of too loud was too vague. The state is appealing the ruling and the Supreme Court on Monday set oral arguments in the case for Feb. 9. The case is State of Florida v. Richard T. Catalano et al.

You are invited to attend a webcast on Thursday Nov. 3 from Noon to 1 pm. The title of the webcast is "Vulnerable Road Users - Motorcycles Riders in Florida." This is the results of the survey that many of you completed this summer that was done by CUTR at USF. They are also including the results of two other surveys, one for auto drivers concerning motorcycles and the other concerning the Florida Rider Training program

. Old News but this is an example of what can happen quickly between Chapter meetings and Newsletters.

**From the Daytona Beach News-Journal :**

Here is a great letter to the editor. A letter does not have to be full of statistics and numbers.

**The other side of helmets**

**BY CARL DEECK, ORMOND BEACH**

**November 2, 2011 12:05 AM**

I would like to comment on the Oct. 27 letter, "Stop deaths with helmets." Yes, six people died in recent accidents and none of them wore helmets. Many riders don't wear helmets and consequently, many of the people who die in motorcycle accidents will not be wearing helmets. As someone with 60 years of riding experience, I can say that a helmet is not a do-all, save-all piece of equipment. Most people who insist on the use of helmets have little or no experience riding motorcycles. Knowledgeable riders understand that the helmet causes accidents because peripheral vision is cut off and hearing is diminished. People are more likely to have accidents because they are unaware of surrounding circumstances. Driving defensively means being aware of everything around you. That hot helmet you wear can get you killed.

**Tallahassee, Florida**

Bills are being filed. We will monitor innocuous bills because anything can happen while the legislature is in session. Senator Lynn sits on the Joint Legislative Auditing Committee, Budget, Budget Subcommittee on Education Pre-K - 12 Appropriations, Reapportionment, Commerce and Tourism. Communications, Energy, and Public Utilities.

HM57 Rep.Caldwell **Sovereignty of the State:** Urges Congress to discontinue its practice of imposing federal mandates & legislation upon states which exceed scope of its constitutionally delegated powers under Tenth Amendment to U.S. Constitution & to repeal all existing compulsory federal legislation that directs states to comply or requires states to pass specific legislation in order not to lose federal funding.

Scribe's note – The above underlined part is HUGE for us, one way to implement a National Helmet Law is to withhold Federal funding to the States if they don't comply. The Feds could also require the States to have Motorcycle Only Check points or else lose funding.

**HB33 Rep. Ahern Traffic Control Signals:** Requires traffic control signals to maintain certain signal intervals & display durations based on approach speeds; provides that citation for specified violations shall be dismissed if traffic control signal does not meet specified requirements; provides dates for intersections to meet requirements.

**HB39 Rep. Julien Traffic Safety** Requires person cited for moving violation while using handheld mobile telecommunications device to appear before designated official; provides additional penalties

**HB119 Rep. Boyd Motor Vehicle Personal Injury Protection Insurance:** Comprehensive Insurance Fraud Investigation and Prevention Act";

**HB159 Rep Nelson Motor Vehicles:** Creates "Highway Safety Act"; requires operator of motor vehicle to yield left lane when being overtaken on multilane highway; revises number of specified acts necessary to qualify as aggressive careless driver; requires DHSMV to provide information about Highway Safety Act in driver's license educational materials.

**HB161 Rep. Campbell Driving Without a Valid Driver License:** Revises penalties for knowingly driving while driver's license or driving privilege is canceled, suspended, or revoked; revises procedures for impoundment or immobilization of vehicle.

#### **From NCOM: NEW REPORT REVEALS THAT 1 IN 7 DRIVERS ARE UNINSURED**

Summer is the time for road trips, long motorcycle rides and making those daily back-and-forth trips to run household errands. Chances are drivers will not be involved in a vehicle accident during these travels, but everyone likely will be involved in at least one motor vehicle accident in his or her lifetime. Across the United States, chances are roughly one in seven that a driver is uninsured, according to estimates released in April from the Insurance Research Council. The economic downturn is thought to be a major factor in the increase of uninsured motorists, with approximately 13.8% of U.S. drivers being uninsured in 2009 despite laws in most states requiring drivers to maintain minimum coverage. In a new study, "Uninsured Motorists, 2011 edition," the IRC estimates the percentage of uninsured drivers countrywide and in individual states for 2008 and 2009 based on the number of uninsured motorist insurance claims versus the number of bodily injury claims. In 2009, the five states with the highest uninsured driver estimates were Mississippi, 28%; New Mexico, 26%; Tennessee, 24%; Oklahoma, 24%; and Florida, 24%. The five states with the lowest uninsured driver estimates were Massachusetts, 4.5%; Maine, 4.5%; New York, 5%; Pennsylvania, 7%; and Vermont, 7%. The moral? Protect yourself by making sure you're fully covered, with Uninsured and Underinsured Motorist coverage included in your insurance policy!

**HB187 Rep. Slosberg Traffic Safety:** Designates act "Minor Traffic Safety Act"; prohibits use of handheld cellular telephones & other electronic communications devices by drivers under 18 years of age & persons driving school buses; provides for voluntary checkoff on driver's license applications to permit contributions to AAA Foundation for Traffic Safety; requires DHSMV to issue distinctive placard when issuing or reissuing driver's license to person under certain age; requires such person to display placard at all times while operating motor vehicle; restricts number of certain passengers permitted in vehicle operated by person under certain age.

**HB299 Rep. Pilon Use of Wireless Communications Devices While Driving:** Creates "Florida Ban on Texting While Driving Law"; prohibits operation of motor vehicle while using wireless communications device for certain purposes; provides exceptions; specifies information that is admissible as evidence of violation; provides for enforcement as secondary action; provides for points to be assessed against driver's license for unlawful use of wireless communications device resulting in crash.

**HB359 Rep. Costello Ethics:** Defines "special private gain or loss"; prohibits member of Legislature from voting upon or participating in legislation inuring to personal gain or loss of member or his or her relative; prohibits member from participating in legislation inuring to personal gain or loss of business associate,

employer, board on which member sits, principal by whom member is retained, or parent corporation or subsidiary of such principal; requires that member disclose all such interests to applicable legislative body or committee before legislation is considered; requires disclosure by certain period & in specified manner; requires that member vote on GAA & disclose conflicts of interest with line-item appropriation.

Sen. Paula Dockery has again filed legislation that would bar lawmakers from voting on legislation that could benefit themselves or a relative. The Lakeland Republican has filed the bill for five years to no avail. State legislators currently have to disclose any potential conflict within 15 days of voting on a bill, but there's no law against them taking the vote. And the House has a rule preventing such votes – but the House could change that rule at anytime with a vote. The Senate has no such rule. "Given the public's justifiable lack of trust and confidence in elected officials throughout the country, it is imperative that reforms of this nature be enacted," said Dockery, who will leave the Senate next year because of term limits. The measure (SB 552) is filed in the House as HB 359, where it will be sponsored by Rep. Fred Costello, R-Ormond Beach. "I am pleased to be able to emphatically state that the men and women of the Florida Legislature are of the highest integrity. However, the current state of the law that permits legislators to vote upon and lobby for matters from which they and their family members will make money is inappropriate," said Costello.

**HB4021 Adultery, Cohabitation, and Lewd and Lascivious Behavior, Rep. Workman**

Repeals provisions relating to living in open adultery; deletes language that made prohibition on couples lewdly & lasciviously associating & cohabiting together part of prohibition of lewd & lascivious behavior.

**SB196 Child Safety Devices in Motor Vehicles** Sen. Altman This bill will require children under 7 to be in a car seat. This is on the NTSB agenda although they have no documentation of any circumstances that would be changed if this was enacted. No motorcycle rides for your first grader.

**SB 416 Sen.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; specifying information that is admissible as evidence of a violation; providing penalties; providing for enforcement as a secondary action; providing for points to be assessed against a driver's license for the unlawful use of a wireless communications device resulting in a crash, etc.

**SB244 Sen. BennettMotor Vehicles:** Cites this act as the "Highway Safety Act," providing legislative intent relating to road rage and aggressive careless driving; requiring an operator of a motor vehicle to yield the left lane when being overtaken on a multilane highway; revising the number of specified acts necessary to qualify as an aggressive careless driver; providing specified punishments for aggressive careless driving, including imposition of an increased fine; providing that a second or subsequent infraction as an aggressive careless driver requires attendance at a mandatory hearing; requiring the Department of Highway Safety and Motor Vehicles to provide information about the Highway Safety Act in driver's license educational materials, etc.

**SB286 Sen.Fasano Vehicle Crashes Resulting in Personal Injury:** Increasing from a third-degree felony to a second-degree felony the penalty imposed for willfully failing to remain at the scene of a crash involving personal injury; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code, etc.

**SB 416 Sen.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; specifying information that is admissible as evidence of a violation; providing penalties; providing for enforcement as a secondary action; providing for points to be assessed against a driver's license for the unlawful use of a wireless communications device resulting in a crash, etc.

**SB552 Sen Dockery Ethics:** Defining the term "special private gain or loss"; prohibiting a member of the

Legislature from voting upon or participating in any legislation inuring to the personal gain or loss of the member or his or her relative; prohibiting a member of the Legislature from participating in any legislation inuring to the personal gain or loss of a business associate, employer, board on which the member sits, principal by whom the member is retained, or parent corporation or subsidiary of such principal; requiring that members of the Legislature vote on the General Appropriations Act and disclose conflicts of interest with any line-item appropriation, etc.

## Washington, DC

**H.R. 904** is a bill that would prohibit future funding of mandatory motorcycle-only roadside checkpoints. Virginia, New York, Georgia, Utah and Maine have conducted these controversial roadblocks.

Rep. Allen West (FL-22) has signed on.

**H. Res. 239** is a resolution that supports the NHTSA lobby ban and asks the agency to focus on crash prevention rather than injury reduction when addressing motorcycle safety.

**H.R. 748** is a bill would prohibit the Administrator of the U.S. Environmental Protection Agency (EPA) from authorizing the use of gasoline containing greater than 10 percent ethanol in certain vehicles.

Sponsored by Representative Jim Sensenbrenner (R-WI). Rep Dennis Ross (FL-12) has signed on.

## **H.R.1449 Motor Vehicle Owners Right to Repair Act of 2011**

Sponsored by Rep. Edolphus Towns (NY-10) Requires the manufacturer of a motor vehicle sold, leased, or otherwise introduced into U.S. commerce to: (1) provide to the vehicle owner and service providers all information necessary to diagnose, service, maintain, or repair the vehicle; (2) offer for sale to the vehicle owner and service providers any related tool or equipment; and (3) provide the information that enables aftermarket tool companies to manufacture tools with the same functional characteristics. Exempts trade secrets, so long as the information is not disclosed to authorized dealers or service providers. Rep. Mica had expressed concerns with previous versions of this bill because of international trade agreements. Independent car repair shops will be a thing of the past without this bill

**Contact your US House of Representative (Mica, Brown or Adams) and ask that they sign on to these bills and resolutions.**

Send an email; use <http://www.house.gov> to navigate to send an email to your US Representative  
Write a letter to the local office. It has been reported that hand written letters get a response

**NCOM BIKER NEWSBYTES** October 2011

Compiled & Edited by Bill Bish,

National Coalition of Motorcyclists (NCOM)

## CONGRESSMAN CHALLENGES THE SCIENCE OF E15 GAS

U.S. Representative Jim Sensenbrenner (R-WI) has introduced legislation to require the Environmental Protection Agency to "seek independent scientific analysis on the effects of 15 percent blend ethanol gasoline" (E15), which the EPA recently allowed to be sold for use in 2001 or newer vehicles; though motorcycles and ATVs are not approved for its use, nor are most small air-cooled engines, and using the hotter-burning fuel could cause premature wear, engine damage and void the manufacturer's warranty. "The EPA's decision to allow E15 into the marketplace will impact every American who owns a car, lawnmower, or boat," said Sensenbrenner in announcing his bill, H.R.3199. "Automakers insist that using E15 will void warranties, lower fuel efficiency, and cause premature engine failure. In off-road engines, the effects can even be dangerous for users."

Motorcyclists should be concerned about the availability of compatible fuel supplies if gas stations primarily provide E15 gasoline that's EPA-approved for the majority of their customers -- but no on- or off-road motorcycles or ATVs appear on the EPA's list of vehicles approved for use of E15.

"There are serious concerns that the EPA used only one Department of Energy test and rushed E15's introduction into the market place. This test was limited in scope and ignored a plethora of evidence - albeit inconvenient evidence for the EPA - that shows E15 gasoline has a negative effect on engines," according to Sensenbrenner. "I introduced this legislation to ensure a decision of this magnitude will be vetted by independent scientific research, rather than political expediency."

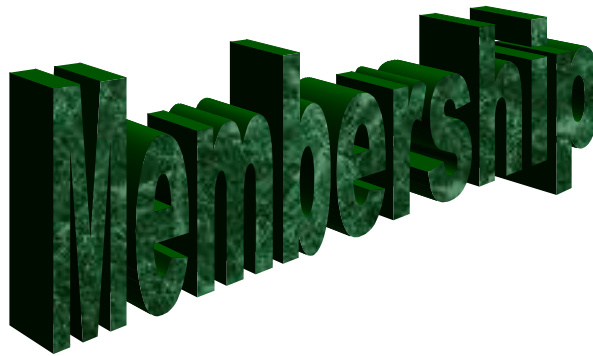
Earlier this summer, Congressman Sensenbrenner, who is the Vice Chair of the House Committee on Science, introduced H.R. 748 to prohibit the EPA from authorizing the use of gasoline containing greater than 10% ethanol (E10).

**MRF E-MAIL NEWS Motorcycle Riders Foundation [www.mrf.org](http://www.mrf.org)**

**11NR28 October 20, 2011**

### **EPA UNDER SCRUTINY CONCERNING E15 – CALL TO ACTION!**

Congressman James Sensenbrenner (R-WI) has introduced **HR 3199**, a bill that would require the Environmental Protection Agency (EPA) to seek independent scientific analysis on the affects of 15-percent ethanol blend gasoline. The bill would not overturn the option for ethanol to continue to be sold, it simply asks for more study on the use of an E15 blend; something the Motorcycle Riders Foundation (MRF) has been asking for as well. "The EPA's decision to allow E15 into the marketplace will impact every American who owns a car, lawnmower, or boat. Automakers insist that using E15 will void warranties, lower fuel efficiency, and cause premature engine failure. In off-road engines, the effects can even be dangerous for users," Sensenbrenner said. "There are serious concerns that the EPA used only one Department of Energy test and rushed E15's introduction into the marketplace. This test was limited in scope and ignored a plethora of evidence – albeit inconvenient evidence for the EPA – that shows E15 gasoline has a negative effect on engines." Sensenbrenner is very serious about this issue. He conducted his own study by questioning 14 automakers about the effect of an E15 blend on their products. The unanimous consent was grim. Everybody agreed that E15 would void warranties, damage engines and lower fuel efficiency. The MRF requests that you contact your Representative in the United States House of Representatives and ask them to cosponsor HR 3199, the Sensenbrenner EPA E15 study bill.



Membership Report for November 2011

New Life Member: Deborah Davidson

New Members: Kody Blake, Harold McNeil, Dorothy Mammontree, Paul Kinner

Renewals Due in Dec: Jeff Donna, Dennis Gallagher, Charles Kennedy, Richard Lemke, Opie McAllister, Steve Qualls, Carl Root.

Renewals Due in Jan: Larry Caves, Goldi Caves, Dave Herbein, Donna Hoffman, Gary Patrick.

Expiring Memberships: Bob Borst, Greg Cameron, Nuno Cardoso, Dave Hart, James Lemkow Cliff Waddell, Sue Waddell

Please renew a month early to avoid expiring and losing your years of continuous membership. Dues can be paid at our Chapter meeting or at the Iron Horse Saloon (ask for Steve)

Dues can also be mailed to our PO Box 263198 Daytona Beach, Fl. 32126-3198

Steve Fritze - Membership Trustee

This report by Ken Holland

\*\*\*\*\*Write Your Legislators\*\*\*\*\*11/2011

US Capitol Bill web site <http://thomas.loc.gov> Governor Rick Scott  
Florida Web sites <http://www.myflorida.com> The Capitol, 400 Monroe St.  
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contact by email


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People  
Should Be  
Allowed  
to Have**



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# Motorcycle Accident?

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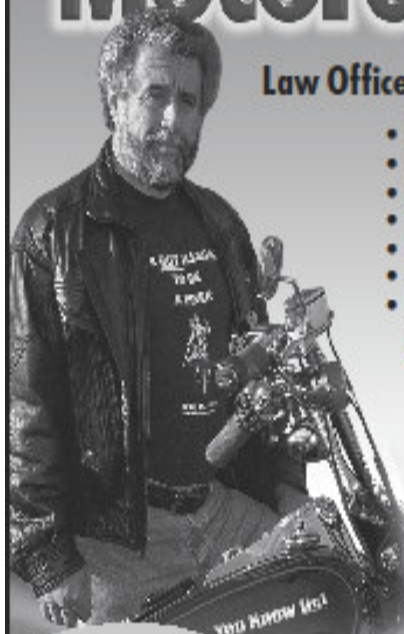
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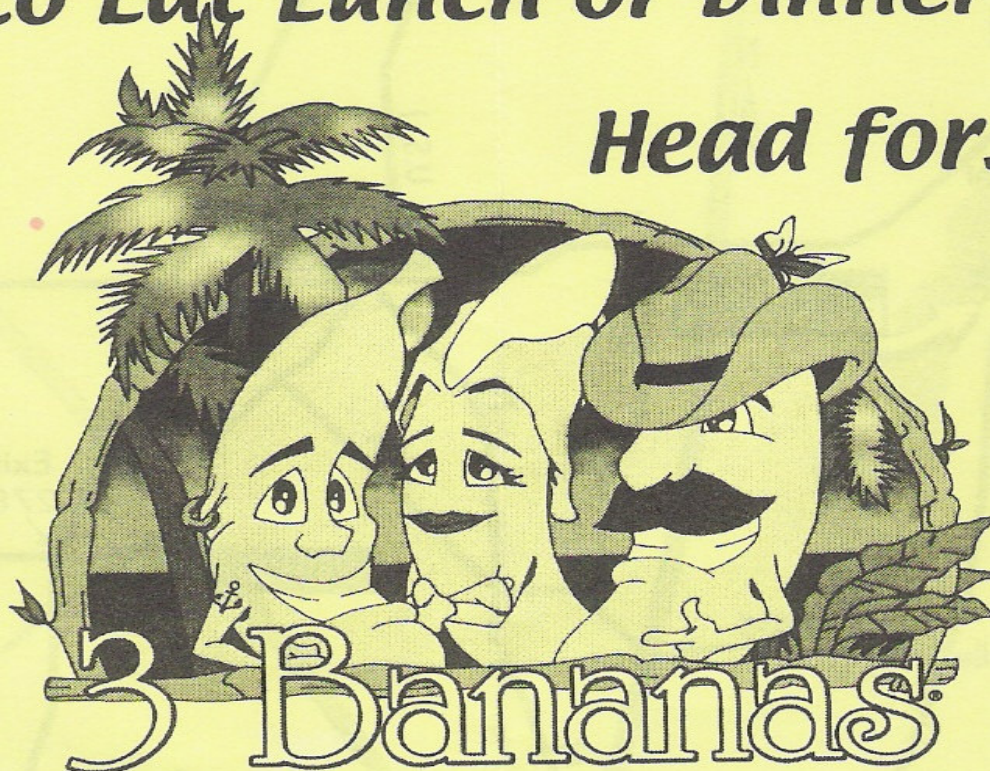
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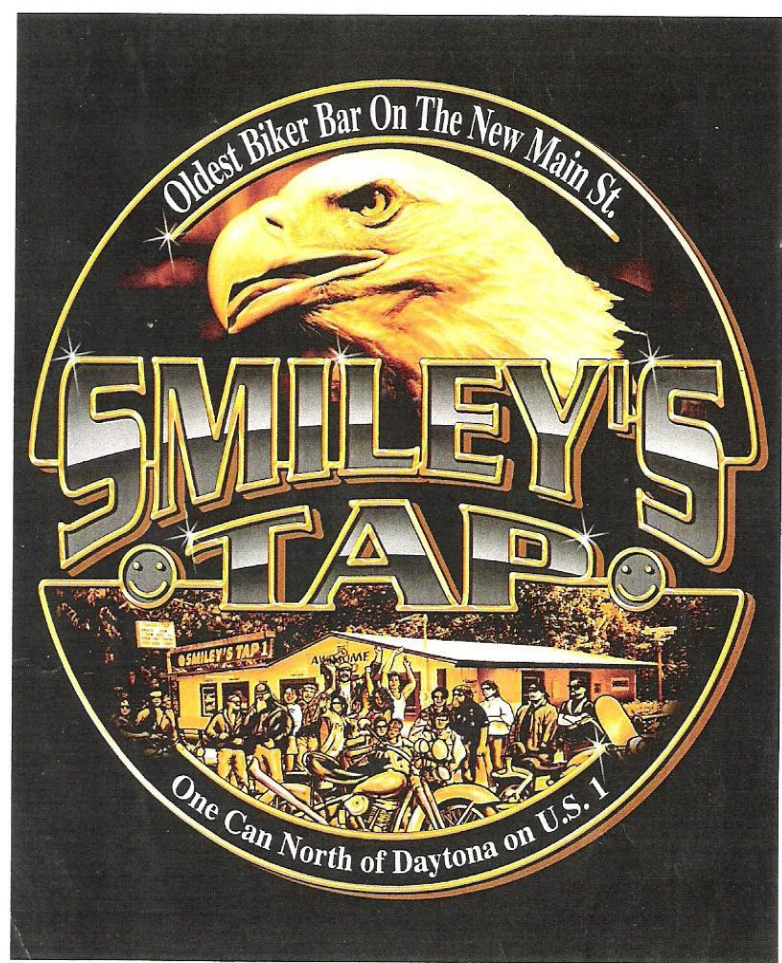
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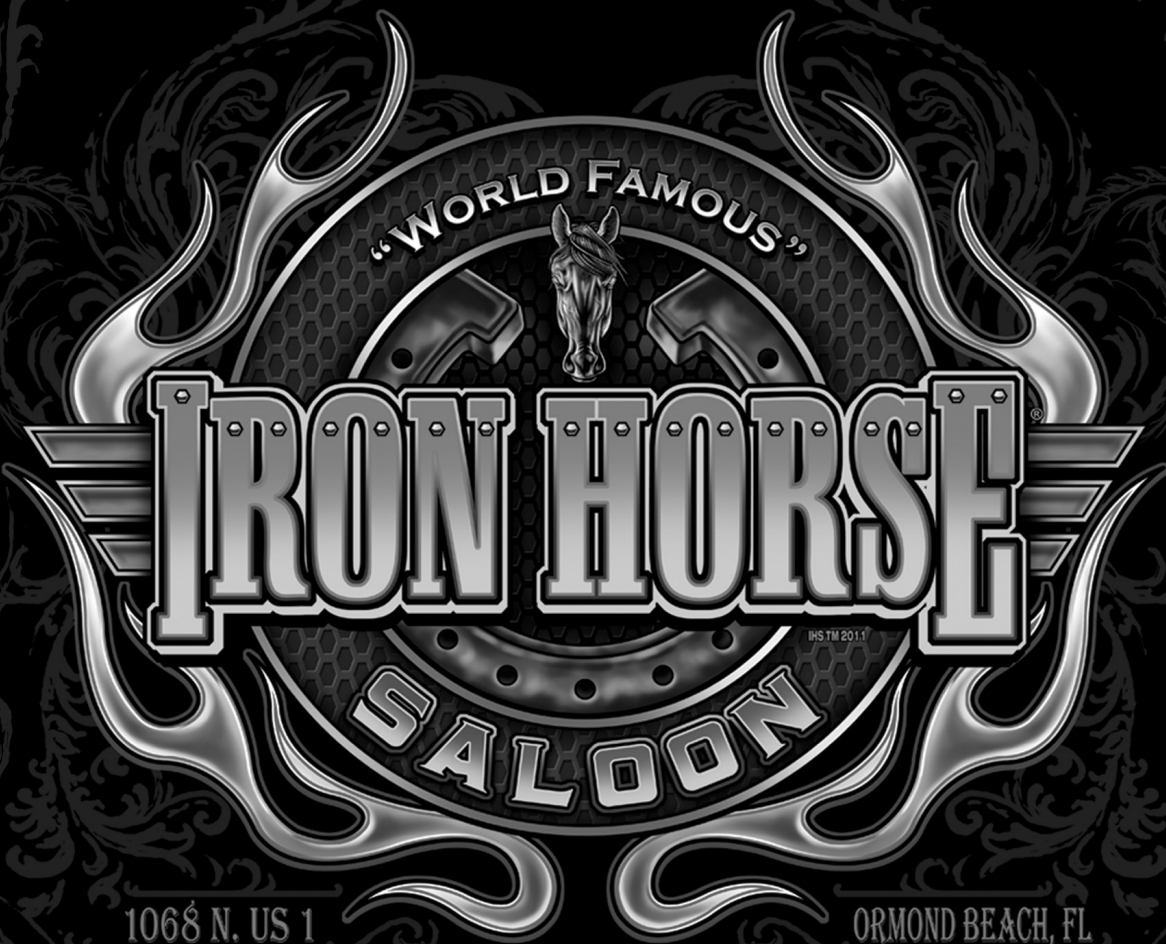
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# **DEDICATED TO FREEDOM OF THE ROAD**

## **ABATE OF FLORIDA, INC.**

### **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:**

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

**LOCATION: Iron Horse Saloon 1068 N. US 1, Ormond Beach, FL 32174**

### **APPLICATION FOR MEMBERSHIP**

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**ADDRESS:** \_\_\_\_\_

**CITY:** \_\_\_\_\_ **STATE/PROVINCE:** \_\_\_\_\_

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## **CHAPTER MEETINGS**

**1ST THURSDAY OF EACH MONTH**

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