DAYTONA BEACH CHAPTER

“Dedication To Freedom Of The Road”

NOMINATIONS THIS MONTH!

We need some new people on our board. Please come and nominate someone or yourself.

We need your help!

REMINDER !!!!!

NEXT CHAPTER MEETING

June 1, 2017 7:30 PM
June is here and that means hot and humid weather for the next few months. But hey..it also means the snowbirds flew north for the summer and less traffic and crowds everywhere!

It also means our chapter elections are finally over.

I want to thank everyone that attended last months meeting and I’m hoping to see everyone again for the final elections on June 1st at 7:30 pm. Believe it or not...everyone on the board of directors/officers will stay the same as last year except our Sergeant of Arms. Tim will take over for Grog.

I want to thank everyone for there service and dedication over the past year. Without you and the work you all do ABATE would not exist (and we all might be wearing helmets again too!).

Our next state meeting is in beautiful downtown St. Augustine on June 10th. I will be riding there, along with a couple others so if you’re not doing anything that afternoon, take a short ride with us and meet the state officers and experience a state meeting. Free lunch will be available too! Call me for meet-up info.

Till then...ride safe and support your local Abate Chapter..Daytona Beach!!

President Daytona Beach Chapter
Abate of Florida Inc.
abateflorida.com

I would like to encourage everyone that can make it to please come to our meeting this month for the final elections of the new officers for next year, June 1st at the Eagles on Nova Rd, Ormond Beach.

There are quite a few members out on the road this month and we need as many people that are here to show up. To the member out on the road, safe travels and bring back stories!!!

We are getting into the beginning of the wet season and that means greasy roads and higher temps, be very careful on damp roads and when it firsts starts raining, the oils come to the top of the roads and they can become very slippery. Remember to stay hydrated in the heat and if you are traveling it is always a good idea to keep a bottle of water or Gatorade with you in case of an emergency, nothing worse than sitting along the side of the road and nothing to drink.

Hope everyone has a safe summer... Till next month, stay safe out there!!!

President of the best Abate Chapter in Florida Daytona Beach
Abate of Florida Inc.
Daytona.abateflorida.com
abateflorida.com
abateflorida.com (state web site)
**CHAPTER OFFICERS  JUNE 2016—JUNE 2017**

<table>
<thead>
<tr>
<th>Position</th>
<th>Name</th>
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<tbody>
<tr>
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### MONTHLY  YEARLY

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<tr>
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<td>$42.60 (full page only)</td>
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**IDENTIFICATION STATEMENT**

The Daytona Beach ABATE newsletter is the official publication of Daytona Beach Chapter ABATE of Florida, INC. Published monthly (12 times a year)

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.

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Daytona Beach Chapter
Chapter Meeting
May 4, 2017
Fraternal Order of Eagles
7:30 p.m.

President: Alfy thanked everyone for coming to the meeting tonight. We will continue board nominations.

VP: Alfy - is going to the next State Meeting

Secretary: Kathy H. stated that last month’s minutes were printed in the newsletter. Motion made to accept minutes as printed. Motion passed.

Treasurer: John: Motion made to accept report as reported. Motion passed.

Membership: Steve said we didn’t have any new Members signed up but a few renewals.

Products: We have products here at the Eagles.

Legislative: See John’s report in the newsletter.

Newsletter: We have some newsletters here at the meeting and it was uploaded to the chapter website.

PR Communications: Bills have gone in the mail for advertising

Safety: Mike Knezevich - Nothing tonight

Webmistress: Kathy – website is always up with the latest newsletter and chapter officers

Old Business: Nominations continue tonight

New Business: None

Good of the Order: nothing

50-50: Steve

Meeting adjourned: 8: PM

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Chapter Officer Nominations
2017—2018

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VP—Alfy
Secretary—Kathy
Treasurer—John
Legislative—John
Membership—Steve
Sgt at Arms—Tim
Safety—Mike
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We are ordained by the National Coalition of Motorcyclists and more than 1,000 motorcycle groups throughout the United States and Canada, and serve as legal counsel for the Confederation of Clubs.

ATTENTION ABATE OF FLORIDA MEMBERS: Our insurance company, A.J.M. Attorney Services, makes a significant portion of their legal fees from motorcycle accident settlements. We urge motorcyclists to only use the sole source of legal assistance from the National Coalition of Motorcyclists.
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Click on the Legislative Information Center and subscribe to email list. Ideally you would get the latest legislative news and press releases. Contact the State Legislative Trustee, Darrin Brooks, to get on his email list for email alerts when bills are in committee. At that time we can contact legislators outside our district. He sends news reports of legislative activities on a myriad of topics, not necessarily those that ABATE is involved in. Consider signing in to the MRF or AMA alerts (www.mrf.org). The MRF is involved with monitoring and input on many issues.

2017 Legislative Session is over. We are now safe. Except for Safety money, everything died concerning motorcycles.

Safety Money for ABATE Of Florida motorcycle and awareness program. Our lobbyist, Doc Reichenbach, got safety money for ABATE is in the budget, SB2500 Section 6 item 2604. Of the $2806893, $300000 of nonrecurring funds from the Highway Safety Operating Trust Fund is provided to the American Bikers Aiming Toward Education of Florida, Inc. (ABATE) for the purpose of promoting motorcycle safety awareness through public information and education campaigns (Senate Form 1235). It now goes to Governor Scott. ABATE State VP Darrin has issued an email for sending emails to Gov. Scott. By the time you read this, we shall see what survived the line item vetoes. DHSMV is now doing something with the $2.50 per registration going to safety. PSAs on WJRR (Orlando), billboards, spread in Full Throttle magazine plus trinkets and bumper stickers.

Helmets

HB6009 Motorcycle Safety Rep. Hahnfeldt Died, never heard in first committee

Brings back mandatory motorcycle helmets for everyone.

Vulnerable Road Users/ Stiffer penalties. Everything is dead

SB66 Highway Safety Sen. Clemens This bill was withdrawn 12/14/16. It originally would have motorcyclists are taken out as a vulnerable road user as defined in FS 316.027.

S432 Vulnerable Road Users Sen. Baxley a long time ABATE supporter. Died, never heard in first committee

HB541 Vulnerable Road Users Rep. Stone. Died, never heard in first committee

Providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring such person to pay a fine, serve a minimum period of house arrest, and attend a driver improvement course, etc.

S408 Highway Safety Sen. Passidoma. Died, never heard in first committee

This bill was weak. It removes motorcyclists as vulnerable road users and uses may instead of shall for the $2500 fine.

Texting Everything is dead

HB47 Texting while Driving Rep. Stark Revises penalties for violations of Florida Ban on Texting While Driving Law; provides enhanced penalties for such violations when committed in school zone or school crossing; removes requirement that specified provisions be enforced as secondary action by law enforcement agency.

Died in 1st committee.

HB69 Use of Wireless Communications Devices while Driving Rep. Slosberg Provides for primary enforcement of Florida Ban on Texting While Driving Law for drivers age 18 or younger; requires deposit of fines into Emergency Medical Services Trust Fund. Died in 1st committee.

CS/SB144 Use of Wireless Communications Devices while Driving Sen. Garcia

This bill would make texting subjected to primary enforcement. Died in 3rd committee.
CS/SB784 DHSMV. Restricts texting while operating a commercial vehicle. Substituted with CS/CS/CS/HB545 which died in messages.

SB1742 Use of Wireless Communications Devices Sen. Rodriguez

This bill would make texting subjected to primary enforcement and enhances penalties in school zones but also calls for policies prohibiting racial profiling. Died in 1st committee.

Repealing Florida's No-fault Insurance. They died but one almost got thru.

These bills would of repeal portions of the No-Fault Laws (PIP). All registered vehicles would have to have insurance including motorcycles. Some bills would require motorists to have BI besides PD, amounts differed. As I have read the bills, it could require motorcycles to have insurance by removing the section of the law that gives us an exemption. Some legislators have been trying to get rid of the no fault laws for several sessions. Some of them are becoming more influential. **We have nothing that supports motorcyclist not having liability insurance.** 47 states require motorcyclists to carry liability insurance. The bills differ on the redesign of minimum insurance coverage.

S156 Motor Vehicle Insurance Sen. Brandes Died in 1st committee

Authorizing insurers to provide for termination of motor vehicle insurance policies issued or renewed on or after a specified date as a result of the repeal of sections by this act; requiring certain motor vehicle insurance policies to provide certain property damage liability (PD) and bodily injury liability (BI) coverage, rather than only such policies providing personal injury protection; expanding the scope of certain criminal acts related to false and fraudulent insurance claims by removing limitations to such acts under the no-fault law, etc.

HB461 Motor Vehicle Insurance Rep. Hager Comparable to S156. Died in 1st committee

These bills are written a little better

CS/CS/HB1063 Motor Vehicle Insurance Rep. Grail Creates Financial Responsibility Law of 2017; revises security requirements & proof of such security for owners & operators of motor vehicles; provides conditions, requirements, & dispute procedures for medical payments coverage; repeals portions of Florida Motor Vehicle No-Fault Law. **This bill passed the House, was sent to the Senate but dies in the Senate Appropriations Subcommittee on Health and Human Services**

SB1766 Motor Vehicle Insurance Sen. Lee Similar to HB1063 Died in 2nd committee.

All registered vehicles would have to have insurance.

Transportation

SB654 Transportation Sen. Latvala Died in 2nd committee

HB1095 Transportation Rep. LaRosa Died in 1st committee

Transportation; Providing for a future reduction in specified fees from annual license taxes which must be deposited into the General Revenue Fund; providing for the subsequent deletion of the requirement that specified fees from annual license taxes be deposited into the General Revenue Fund, etc. This bill would change the portion of the $7.50 fee of $2.50 to $1.25 going into the general fund for my antique motorcycle.

SB502 Florida Statutes/General Clean up bill dealing with DHSMV statues, approved by Governor, nothing changed concerning motorcyclists

HB7015. Laid on table, refer to SB502

CS/SB784 Florida Statutes Sen. Gainer

Deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded, etc. Or so they say. Purple Heart MC Tag was later added. Laid on table refer to HB545

CS/CS/CS/HB545 DHSMV Rep. Payne (CO-SPONSORS) Latvala; Massullo; Newton. Comparable to S784; included provisions for a Purple Heart motorcycle tag. This was in the original filed version. It passed the House, was sent to the Senate, amended, sent back to the House where it died in messages. This was sort of a must pass
clean up bill. Why the Senate added amendments at such a late date, sending it back to a House committee, effectively killing it does not make sense.

At one point I was tracking HB1095, CS/SB1022, CS/SB1734, CS/SB1374, SB1574, and CS/HB1173 which all died in committee.

WASHINGTON, DC

S.203 HR.350 Recognizing the Protection of Motorsports Act of 2017 (RPM Act). Introduced by Senator Richard Burr (R-NC), HR350 has 118 co-sponsors. These bills ensure that transforming motor vehicles, including motorcycles, into race cars or racing bikes used exclusively in competition does not violate the Clean Air Act. The issue came to a head when EPA officials insisted that they have the authority to regulate the racing industry according to the Clean Air Act. The Clean Air Act was never intended to allow the EPA to regulate race cars or motorcycles,” said Megan Ekstrom, Vice-President of Government Affairs for the Motorcycle Riders Foundation. “This is, unfortunately, yet another example of an agency’s overreach... Contact Ron DeSantis, he should be a co-sponsor. Sen. Rubio and Nelson are among the 29 co-sponsors of the Senate bill.

Ethanol Many vehicles are not designed for gasoline with over 10% ethanol. Engines run hotter, it happened in Brazil. Ethanol requires more maintenance on older bikes. Cars are more fuel efficient thus less gas is being bought. Forcing introduction of E15 could crowd out the availability of Non-ethanol gas available at Citco and Racetrack. That availability was the result of legislation co-sponsored by then Rep. Costello.

HR1314 Renewable Fuel Standard Elimination Act Rep. Goodlatte

Eliminates Renewable Fuel Standard in the Clean Air Act that sets progressive minimum volumes of renewable fuel to be on the marketplace. Rep. Ron DeSantis is a co-sponsor (64). I emailed him and thanked him.

HR1315 RFS Reform Act of 2017 Rep. Goodlatte 47 co-sponsors

Caps blending to the current of 10%

HR119 Leave Ethanol Volumes at Existing Levels Act or the LEVEL Act Rep. Burgess see Hr1314, this bill has no co-sponsors

Profiling. Unlike Washington and Maryland, Florida will be difficult to pass anti-profiling legislation. We will be better served getting behind the MRF’s efforts on a national level. From the MRF: This year, the Motorcycle Profiling Project has launched another survey designed to reach an even broader audience. Like the previous survey, its results will be used as critical tools in the efforts to obtain legislative relief across the country. I am asking you to take a few moments and fill out the survey, which can be accessed by clicking on the link below. It’s completely anonymous and it’s only 15 questions. YOUR VOICE MAKES A DIFFERENCE!

http://www.motorcycleprofilingproject.com/national-motorcycle-profiling-survey/

On behalf of the entire MRF membership and its Board of Directors, thank you for your support on this issue.

H.Res.318. Promoting awareness of motorcycle profiling and encouraging collaboration and communication with the motorcycle community and law enforcement officials to prevent instances of profiling. Sponsored by Rep Walberg, 4 co-sponsors, none from Florida.

Promoting awareness of motorcycle profiling and encouraging collaboration and communication with the motorcycle community and law enforcement officials to prevent instances of profiling.

Whereas motorcycle ridership has continued to increase over time with registrations growing from 3,826,373 in 1997 to 8,600,936 in 2015;

Whereas, as of August 2016, the ongoing National Motorcycle Profiling Survey 2016, conducted by the Motorcycle Profiling Project, found that approximately 1/2 of the motorcyclists surveyed felt that they had been profiled by law enforcement at least once;
Whereas motorcycle profiling means the illegal use of the fact that a person rides a motorcycle or wears motorcycle related apparel as a factor in deciding to stop and question, take enforcement action, arrest, or search a person or vehicle with or without legal basis under the Constitution of the United States;

Whereas complaints surrounding motorcycle profiling have been cited in all 50 States;

Whereas nationwide protests to raise awareness and combat motorcycle profiling have been held in multiple States;

Whereas in 2011, Washington signed into law legislation stating that the criminal justice training commission shall ensure that issues related to motorcycle profiling are addressed in basic law enforcement training and offered to in-service law enforcement officers in conjunction with existing training regarding profiling;

Whereas reported incidents of motorcycle profiling have dropped approximately 90 percent in the State of Washington since the 2011 legislation was signed into law; and

Whereas in the spring of 2016, Maryland became the second State to pass a law addressing the issue of motorcycle profiling: Now, therefore, be it

Resolved, That the House of Representatives—

(1) promotes increased public awareness on the issue of motorcycle profiling;

(2) encourages collaboration and communication with the motorcycle community and law enforcement to engage in efforts to end motorcycle profiling; and

(3) urges State law enforcement officials to include statements condemning motorcycle profiling in written policies and training materials.

S.Res.154 A resolution promoting awareness of motorcycle profiling and encouraging collaboration and communication with the motorcycle community and law enforcement officials to prevent instances of profiling.

This is almost identical to H.Res.318 and is sponsored by Sen. Johnson with 1 co-sponsor.

S.748 Profiled Act. This actual bill deals with racial profiling.

Local

In the Feb. 28, 2016 News-Journal, it was reported that Amanda Lynn Gibson (born 1981), drifted over into motorcyclist Nicholas Hegelson, of North Dakota, lane and killed him in head-on. Gibson has had 6 Civil Traffic or Misdemeanor Traffic charges since 1998. Charges have not been filed.

On Dec 14, 2015, Cierra Shaun South (born 1991) turned into the path of a 61 year old Georgia motorcyclist on SR415. He later died. She was issued a Ran Stop sign citation and it was noted there was a fatality by FHP and there was a mandatory hearing. She previously had 5 civil traffic citations. I said I would no longer track this but sometimes there is a wait. This citation was filed July 2016. Judge Angela Dempsey gave her the $1000 fine and 6 months license suspension for the death but could have also tacked on the fine for running a stop sign. Judge Saunders and Judge Green would have let her off a lot easier. However, Judge Dempsey presided over the Edgewater cop who rear ended someone on a moped, killed him and got off on a legal technicality due to sloppy FHP work and his smart lawyer.

Insurance requirements for motorcycles. You do not need BI or PD Liability insurance to register a motorcycle. However, everything changes if you are in an accident. You need $10000 of medical insurance to ride without a helmet. On May 4th, Sheriff Chitwood was on the Big John Radio Forum (1380 4PM to 6 PM). Chitwood was not able to answer a caller’s questions on the insurance requirements for motorcyclists. That is incredible! Another caller did provide the straight answers.

From the ridesmartflorida website:

Motorcycle Insurance Requirements
In the state of Florida, motorcycles are not required to be insured in order to purchase a tag. However, if a motorcycle is involved in a crash where the owner is cited for a moving violation and there is an indication of an injury to themselves or others, or at least $500 in damages, the owner’s driving privilege and registration could be suspended unless he/she can provide proof of full liability insurance (10/20/10) on the date of the crash. If proof of insurance can’t be provided, the at fault party will be required to purchase liability insurance in the form of an SR-22 insurance certificate. This certificate of insurance will need to be maintained for a period of three years from the original suspension date.

Additionally, the at fault party may have a judgment placed against them. A final judgment occurs when an at fault party is sued in a civil court for damages caused in a motor vehicle crash and has not satisfied property damage and or bodily injury requirements. When a final judgment is submitted to the Bureau of Financial Responsibility, a suspension for a final judgment is generated. The at fault party remains suspended until the judgment is satisfied, or until they can obtain a letter of consent.

From DHSMV website:

What proof of insurance is required?
The department is advising law enforcement to accept a health insurance card (or actual policy or declarations page) from a HMO or Blue Cross/Blue Shield or some other recognized health insurance provider as proof. The card must show current insurance. In addition, limited motorcycle medical coverage will also suffice. Contact your insurance carrier for more information. However, PIP coverage under a personal passenger vehicle policy would be insufficient for either the operator or passenger on the motorcycle.

Can I get stopped by law enforcement just for not wearing a helmet?
Like Florida’s seat belt law, our department has determined that enforcement for this provision of law should be secondary. That is, an officer should not initiate a traffic stop only to determine if a person has insurance coverage. However, a trooper or other law enforcement officer may stop a motorcycle operator or passenger riding without a helmet based on reasonable suspicion the operator or rider is under 21. A law enforcement officer should not stop someone riding a motorcycle without a helmet only to check his or her age.

No one due May….June…Chris Derost, Richard Groen, Dennis Morgan and Joe Rizzo ..Due July ….Carl Brock, Alphonse Cucuzella, Kevin Everhart, Memo Figueroa, David Malone, Steve Michalowski, Ray Norris, Paul Scharder, Jason Smith, Walter Smith, Bobby Tackett, Troy Tillery, and Jeff Vega. No Renews and no new.

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.
Your Legislators

Governor Rick Scott
The Capitol, 400 Monroe St.
Tallahassee, FL 32399-0001

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Tallahassee, FL Tallahassee, FL Tallahassee, FL
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850 487-5007 850 487-5014 850 487-5009

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850 717-5024 850 717-5025 850 717-5026 850 717-5027

District 24
Paul Renner Tom Leek Patrick Henry David Santiago
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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

NAME: ________________________________________________

ADDRESS: ________________________________________________

CITY: _______________________ STATE/PROVINCE: ___________

ZIP/POSTAL CODE: __________

TELEPHONE: _______________ CELL PHONE: _______________

EMAIL: ________________________

(please print clearly) Registered Voter? YES NO (Circle One)

DUES: $20.00 (US) 1 year membership  $600.00 (US) LIFETIME membership

Includes: Daytona Beach Chapter ABATE OF FLORIDA, INC. Membership card
Monthly newsletter and Bi-Monthly State Newsletter

Mail application to: Daytona Beach ABATE
PO Box 263198 Daytona Beach, FL 32126

MUST BE 18 OR OLDER TO APPLY
DON’T LET YOUR MEMBERSHIP EXPIRE!

American Bikers Aimed Toward Education
BUT STILL
A Brotherhood Against Totalitarian Enactments

Florida’s ONLY MOTORCYCLE RIGHTS ORGANIZATION

You made the decision to ride a motorcycle, now make the decision to help preserve the right to RIDE FREE !!!!

“We will Lobby and Educate the Government and General Public to Promote Motorcycling in a Safe and Positive Image.”