



Newsletter



ABATE of OREGON, Inc.

*Let Those Who
Ride Decide*



*Dedicated to
Freedom of the Road*

FEBRUARY, 1982

D.U.I.I. Diversion

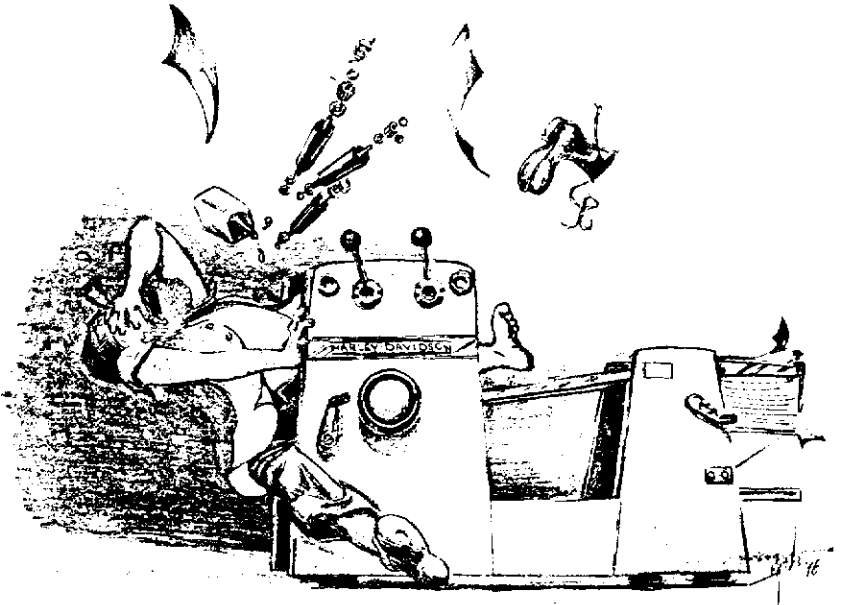
Most people are probably aware by now that on November 1, 1981 the new driving under the influence of intoxicants law went into effect. This law not only increased the penalty for a first time offense to a maximum of one year in jail and a \$2500.00 fine but also provides for a mandatory one year suspension of the convicted person's drivers license.

However, there is a procedure whereby a person who qualifies can avoid conviction and the attendant penalties. This is called Driving While Under the Influence of Intoxicants Diversion. The law required that the court inform the accused at the time of arraignment (first appearance) of the availability of the DUII Diversion Program and make available a petition for admission. This petition must be filed within thirty (30) days of arraignment together with a \$275.00 filing fee to be paid in instalments or may waive part or all of it for those who can't afford it. Most of the fee is used to cover the costs of evaluating the accused for alcohol problems and to cover court costs.

A copy of the petition must be filed with the district attorney who then has ten (10) days to file and objections. If the DA objects to the accused being granted diversion a hearing is set before the judge who then must decide whether diversion is appropriate. If no objections are filed by D.A. or if after a hearing on the D.A.'s objections, the court feels diversion will benefit the accused and the community the court may grant diversion unless:

- 1) The accused has been convicted of DUII in Oregon or any other state in the past ten (10) years, or
- 2) The accused has participated in a DUII diversion program or any similar alcohol or drug rehabilitation program in Oregon or any other state in the past ten years, or
- 3) The accused has been convicted of murder, manslaughter, negligent homicide, or assault which resulted from the operation of a motor vehicle in Oregon or any other state in the past ten years, or
- 4) The present offense involved an accident causing more than \$400.00 property damage or injury to a person, or
- 5) The present offense occurred before November 1, 1981.

Deadline for items to be included in each newsletter must be received by the 15th of the month. Items received after that date are not guaranteed to be in the following issue. The newsletter will be sent out the first of each month.



Ralph Cooper Litho

P.O. BOX 2045
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EUGENE, OREGON 97402

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In addition to these restrictions, the court must consider whether there was an early recognition by the accused during the proceeding that diagnosis and treatment of problem drinking would be beneficial; whether there is a probability the accused will cooperate with diagnosis and treatment; and whether the accused will follow the restrictions contained in the diversion agreement. Therefore, it is important to put your best foot forward to the court if diversion is what you want.

Assuming the accused is granted diversion by the court certain things will be required. First of all, the term of diversion under the law is a minimum of six (6) months and a maximum of one (1) year term. Second, the accused will be required in most cases to participate in some form of treatment at the accused own expense. This can include alcohol information school, group or individual counseling for alcohol or drug problems, taking of Antabuse, defensive driving school or any other program the court feels is appropriate to the accused situation. In addition, anyone participation in a DUII Diversion cannot drive with any alcohol in his or her blood system whether under the influence or not and at any rate cannot drive within three hours of having consumed alcoholic beverages.

The agency designated by the court to evaluate and treat the accused has the responsibility of monitoring the accused progress. To protect the accused fifth amendment rights nothing that is said by him or her to anyone employed by the program in the course of the rehabilitation program can be used against the accused in any civil or criminal trial arising out of the DUII charge. If the court determines, during the course of the diversion program that the accused is not complying with the conditions imposed it will terminate the diversion and the case will proceed to trial as if diversion had never occurred.

If, however, the accused completes the diversion program he can file a motion to dismiss the DUII charge with prejudice (meaning it can never be raised again). The court will then determine if the program was successfully completed and if it was, will grant the motion and order the case dismissed.

It should be obvious that diversion is the way to go for anyone charged with DUII who meets the qualifications outlined above. Although it would likely mean a restriction upon the person's activities with respect to drinking and require the attendance at schooling and counseling it is a far better alternative to the possibility of jail, a fine, and the one year mandatory license suspension. In addition, a person loses nothing by attempting diversion. If the person finds the program unacceptable, for whatever reason, he or she may drop it and go to trial on the charge. Therefore, anyone charged with DUII for the first time in ten years and who has not been in a diversion program before and who meets the other conditions to admission should fully explore this alternative to prosecution.

Richard A. Cremer
Chairman, Douglas County ABATE

The following is a letter that was received by the editor of the ABATE Newsletter. ABATE does not have any direct connection with the committee referred to in the letter.

Editor:

Recently in The Dalles, a company known as "Evergreen Construction and Landscaping" rented a local motel room, and conducted job interviews for high-paying construction work. Applicants were apparently being referred by the employment office and CETA. It seems that these interviews were part of an undercover narcotics investigation, and the jobs did not exist. Several arrests were made on narcotics charges.

A similar operation was exposed earlier this year in Sutherlin, and it is suspected that it has been conducted in other areas of Oregon and perhaps Washington.

Unemployed people are especially vulnerable to this type of "sting", being induced to procure drugs for a person who might be hiring them. All the applicants, going to these interviews in hopes of getting a good job, ended up wasting their time, money, and hopes.

The questionable ethics of using tax dollars to set up this sort of investigation, inconveniencing many persons and possibly violating the civil rights of some of them, has prompted formation of a Committee to Investigate Evergreen Jobs. We would like additional information from any person who may have been a victim of one of these operations. Until we get a P.O. Box, we can be contacted by calling 1-298-1031.

Committee to Investigate Evergreen Jobs
The Dalles, Oregon
December 23, 1981

DON'T MAKE THE MISTAKE of thinking the AMA is just for racers or dresser riders, and not for you---the AMA is our only effective voice in Washington, D.C. A

measley \$15 will bring you a magazine that tells you about what they are doing to keep the Feds in line, and a few other goodies besides.

We are all riding on the same roads, under the same laws!

DO NOT WRITE IN THIS SPACE—OFFICE USE ONLY	AMA . . . We Keep You Riding!		We are interested in you!		
	<input type="checkbox"/> - \$15.00 - FULL MEMBERSHIP Includes the right to participate in AMA-sanctioned racing meets, AMERICAN MOTORCYCLIST and voting privileges for Class A Regional Trustees.		<input type="checkbox"/> Mark "1" next to your primary motorcycle activity and "2" next to your secondary motorcycle activity.		
<input type="checkbox"/> - 6.00 ASSOCIATE MEMBERSHIP Must have Full Member residing at same address. Does not include AMERICAN MOTORCYCLIST, voting privileges or the right to participate in AMA-sanctioned racing meets.		<input type="checkbox"/> A <input type="checkbox"/> Daily transportation <input type="checkbox"/> B <input type="checkbox"/> Organized hours or road runs <input type="checkbox"/> C <input type="checkbox"/> Personal long-distance touring <input type="checkbox"/> D <input type="checkbox"/> Road race <input type="checkbox"/> E <input type="checkbox"/> Dirt track <input type="checkbox"/> F <input type="checkbox"/> Motocross		<input type="checkbox"/> G <input type="checkbox"/> Scrambles <input type="checkbox"/> H <input type="checkbox"/> Desert <input type="checkbox"/> I <input type="checkbox"/> Hillclimb <input type="checkbox"/> J <input type="checkbox"/> Enduro <input type="checkbox"/> K <input type="checkbox"/> Observed trials <input type="checkbox"/> L <input type="checkbox"/> Non-competitive trail riding	
<input type="checkbox"/> New Member <input type="checkbox"/> Renewal, AMA No. _____ Please charge my _____ Exp. Date _____ MasterCard/Visa card # _____ PLEASE PRINT OR TYPE		2. Number of motorcycles presently owned _____ 3. Years riding experience _____ 4. Age _____ Sex _____ 5. Occupation _____		<small>I agree to comply with AMA rules, be sanctioned regularly to meet, and I understand that all benefits herein are for the use of my membership, and except the right to vote will be void if I am not a member in good standing. I understand that 1/3 of my Full Membership dues is for my monthly AMERICAN MOTORCYCLIST and that no dues will be used for any other purpose. AMERICAN MOTORCYCLIST voting privileges for the right to participate in racing meets. AMA benefits may be changed from time to time by the AMA Board of Trustees.</small> <small>I understand that the AMA does not assume responsibility for any aspect of my safety and that if I participate in any sanctioned meet I do so voluntarily, at my own assessment of my skills, the track, and all facilities and conditions assuming all risk and release and hold the AMA harmless for any injury or loss to my person or property which may result therefrom.</small> Member, Dealer or Club No. _____	
Name _____ Street _____ City _____ State _____ Zip _____ Applicant's signature _____ Mail with remittance to: AMA, P.O. Box 141, Westerville, OH 43081		<small>OFFICIAL USE ONLY</small>			

From your Legislative Director: Terasa Hepker

Well, here I am looking back at the November newsletter AGAIN.....

It seems that a comment I made about Senator Rod Monroe came off as kind of a personal attack, which wasn't what I had in mind. It is true that Sen Monroe is a strong supporter of "mandatory"-type approaches to traffic safety (such as seat belt and helmet laws). However, he does have a long-standing and deep commitment to improving traffic safety in Oregon. As a high school teacher, he is very concerned about young people and their ability to survive on the highways. Unfortunately, he has lost at least one former student to a traffic accident, and it had a big impact on his views. He really feels that the only way traffic safety devices will work, is to require their use by law.

The prevailing attitude among ABATE members is, that government tends to be "totalitarian" in many areas, including traffic safety. In this respect many of us, including myself, disagree with Senator Monroe's approaches, but none of us are going to run down his goals: to improve Oregon's traffic safety record, and to save lives. I think Sen Monroe will agree that education can improve a person's skills (including driving/riding skills). He showed that by voting in favor of the rider education bill in the '81 legislative session.

Sen. Monroe is not the only legislator who supports both driver education and mandatory safety devices. Thinking about writing this article has made me realize that you can't judge a legislator on a single issue. Some of the ones who opposed the helmet bill are pretty ineffective in other areas, or have different views than yours or mine, so it would be worth while to study a legislator's record and weigh the good and the bad, before deciding how to vote. Maybe a candidate's view on marijuana, taxes, abortion, gun control, conservation or dog licenses will be more important to you as an individual than motorcycles (not likely, I know, but stretch your imagination). Remember that your vote counts in picking the person who will represent you in the law-making state legislature. Don't vote without thinking first.

Teresa

LANE COUNTY CHAPTER

ABATE OF OREGON, INC.

LANE COUNTY CHAPTER REPORT

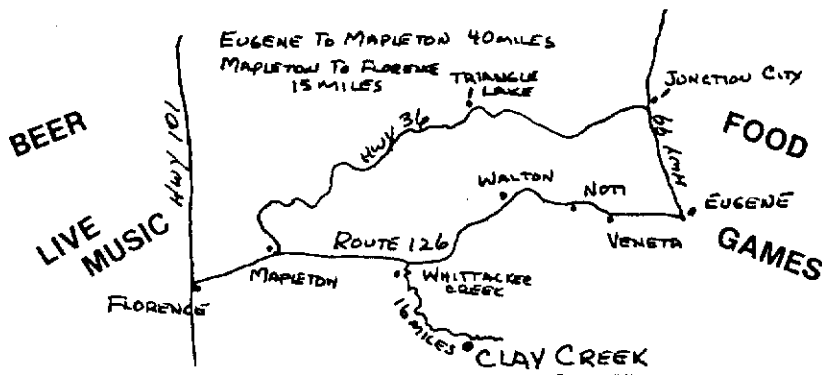
Lane County has changed their meeting time and place to the following: 1st Wednesday at 7 pm and 3rd Sunday at 1:30 at Carrows Restaurant, 2303 West 7th., Eugene.

Several chapter members have been working hard trying to get Lane Co. 2nd Annual Clay Creek/April Fools Run together. Their will be LIVE MUSIC-BEER-FOOD and GAMES all included with the price of admission. EVERYONE is welcome.

Tickets have been given to chapter reps. in each chapter. You can also order tickets by sending your request to the address at the bottom of the flyer.

THIS IS A PIN RUN with advance tickets sales only, so order your tickets early.

2nd Annual Clay Creek Run April 3rd & 4th



Advance tickets sold until March 15
Couples \$13.00 Singles \$8.00 Kids Under 12 \$4.00

Run pins sold only with advance tickets \$2.00 each

Tickets available at gate
Couples \$15.00 Single \$10.00 Kids Under 12 \$5.00

Breakfast available—Advance \$2.00 At Gate \$2.50

Camping Facilities Available
No dogs or guns please!

"Last advance tickets available for fossil run"

Send check or money order to:

Lane County Chapter
Abate of Oregon, Inc
PO Box 11157
Eugene, OR 97440

_____ Couples \$13.00
_____ Singles \$8.00
_____ Kids \$4.00
_____ Breakfast \$2.00 ea
_____ Run Pins \$2.00 ea

MEMBERSHIP APPLICATION FORM NEW RENEWAL DATE _____

NAME _____ AGE _____

ADDRESS _____ PHONE _____

CITY _____ STATE _____ ZIP _____

Each member will receive membership card and patch.

Send to: ABATE of Oregon
P. O. Box 4504
Portland, Oregon 97208

- \$10 enclosed--full membership (includes newsletter)
 \$ 5 enclosed for each additional member at same address, paid at same time as full membership (no newsletter)

List full names of additional members:

NEWS FROM NE PORTLAND CHAPTER

Our second Toy Run to the Shriner's Hospital was a big success. There were over forty five bikes and all the clubs in the area sent representatives. The Shriners and the kids there were happy with the results. We are making plans, now for next year.

We have established a Chapter Legislative Director to coordinate with our State Legislative Director and the SE Chapter director. Radar will keep us up to date on legislation affecting us both as far as motorcycling and anything else that infringes on our rights.

There will be a work party for the YWCA's Camp Westwinds, February 20 and 21. This is primarily a wood cutting detail but there will be a week-end for us to party later. That week-end will be only for those people at the work week-end.

Our meetings are the first and third Wednesdays of every month at Gino's Pizza Inn, 10845 NE Halsey. Officers are Preacher Jim, Coordinator, Tim Taylor, Treasurer, Carolyn Meerzo, Secretary, Choke, Sergeant at Arms, Don Miller, Membership Secretary and Radar, Chapter Legislative Director. For more information, call Preacher Jim, 256-1226 or Don, 255-7793.

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Motorcycle Painting*

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in Fine Car
Repair.*

238-5586
4507 S.E. Milwaukie, Portland

Well, people the 5th Annual Fossil Run is upon us again and this year promises to be bigger and better than ever. The food and beer this year are under new management so that promises to be an experience. The live music this year should be nothing less than super.

During the rest of the time there will be a variety of muchie concessions open for your convenience and enjoyment. Any interested parties concerning either concessions or retail products sales space should contact those listed below or your nearest ABATE chapter.

On Sunday there will be a Breakfast concession open to help you get started and a gas station in the area open to help get your bike going. This years Fossil Run is shaping up to be one of the years premier runs in the Pacific Northwest and we hope to see everyone there, because everyone is welcome. Just come here to have a good time and you won't be disappointed.

Advance Tickets: Single \$10.00 Children (under 12) \$5.00
 Couple \$15.00

At The Gate: Single \$12.00 Children (under 12) \$7.50
 Couple \$18.00

This is a PIN run and all admission prices are a donation to ABATE and are therefore tax deductible.

NOTICE: The deadline for advanced tickets sales is April 5th. Any tickets sold after that will be sold at gate prices. So act quickly and save money and help out ABATE.

Anyone wishing further information concerning Fossil '82 please contact

Mike Button
Kellogg Star Rt. Bx. 53
Oakland, Or. 97462
503-459-1336

Mark Pellissier
P.O. Box 192
The Dalles, Or. 97058
503-298-4534

NOTICE-----NOTICE-----NOTICE-----NOTICE

DUE TO CIRCUMSTANCES BEYOND OUR CONTROL THE NEXT STATE MEETING WILL BE ON FEBRUARY 28th AT MR. PIZZA, 2545 W. HARVARD BLVD., ROSEBURG AT NOON. TAKE THE CITY CENTER TURN OFF AND GO WEST ON HARVARD.

REPORT FROM SOUTHEAST PORTLAND ABATE

Meetings are held on the first and third Mondays of each month. The meetings are held at the Pizza Baron on 122nd and Division.

The treasurer reports that the treasury is growing steadily at each meeting. Raffles are held during each meeting for prizes of which we average about ten dollars. There was a successful turnout at the first

Portland ABATE Spaghetti feed. Currently we are raffling a set of leather bags and the winner will be drawn at a later date. One of our members donated ABATE stickers that he had made, we sold them for a profit.

About the middle of February Southeast Portland will be holding a garage sale. Contact Pete Wilson for futher details.

Southeast Portland is in charge of the non-alcoholic beverages at the FOSSIL RUN. Dave Ruby is the coordinator.

TATTOOING

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ADVERTISING RATES per 12 ISSUES.

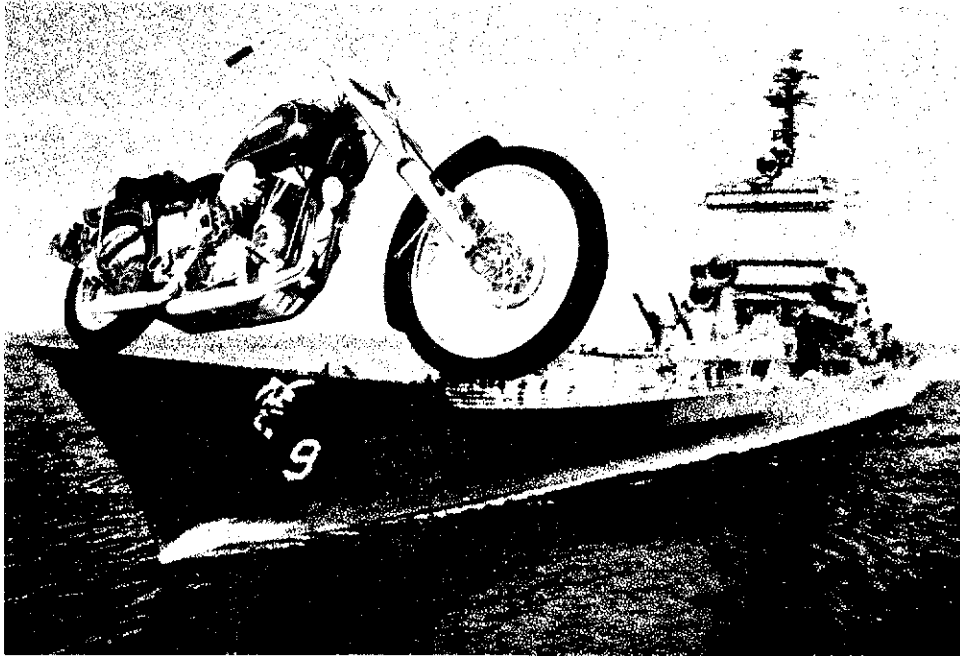
Business Card Size
\$75.00

1/4 Page Ad \$100.00

1/2 Page Ad \$150.00

Full Page Ad \$250.00

John Wengrzynek
Rick Kerns
U.S. Navy



LANE
COUNTY
ABATE
MEMBERS

**Do you need a full or part time job?
Check with John or Rick at 687-6498
About the U.S. Navy or the Naval Reserves.
RIDE ON!**

For Sale:

1979 Harley 80" w/51 Sidecar
3 Speed and Reverse transmission
Lots of extras. \$6,000 or trade
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Roger
Portland

1972 Sporty Custom Low Rider
New motor and transmission
and paint with receipts for
all work \$3,500 or trade

287-2795
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FOR SALE

76 Harley Super Glide
NICE.....Call Eves.
689-1609 Dave

FOR SALE OR TRADE FOR SCOOTER PARTS

One 1967 3/4 Ton Dodge Camper Special
With three fuel tanks (90 gallon capacity)
Air Shocks, Steel Bed, New Brakes and
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Runs and drives excellent

Call John 771-5277 - \$850.00

RUN CALENDAR FOR 1982 FOR EACH CHAPTER

LANE--April 3rd & 4th Clay Creek Run
DOUGLAS--July 10th & 11th Gunther Creek
 Sept 18th & 19th Windy Creek
PORTLAND--Aug 21st & 22nd
KLAMATH--Sept 25th & 26th Third Annual Poker Run
JACKSON--Feb 13th Triple Tree Tavern
 March 28th Pat Graham Memorial
 July 31st & Aug 1st Abbott Campground

WHAT IS ABATE? This is a common question that most ABATE members can't answer, let alone the general public. To some of us the letters ABATE stand for American Bikers Aiming Toward Education. To others of us, they stand for a Brotherhood Against Totalitarian Enactments. The first definition sounds more palatable to the general public and the second more like what the serious street biker is interested in. Actually ABATE is both of these and a whole lot more!!!

ABATE is bikers and motorcyclists from all walks of life that have come together to voice and work for sensible legislation for safe freedom of our public roads and to foster and promote to the general public a sense of motorcycle awareness. In other words, we want everybody to realize that motorcycles are here to stay and we want to do what we can to help make motorcycling safer for us all.

If you or someone you know rides a motorcycle, on or off the road, ABATE has a lot to offer you and you have a lot to offer ABATE. Why don't we get together and do our bit towards helping to make life just a little bit better for all of us?

ABATE is another example of AMERICA in action!!!

A

**A
B
A
T
E**

BROTHERHOOD The state of being a brother; and association of people of the same order; the mutual regard resulting from this association.

AGAINST In contact with; opposite to; in opposition to; in preparation for; in exchange.

TOTALITARIAN (TO-TAL-I-TAR-I-AN) Of or relating to a political regime based on subordination of the individual to the state and strict control of all aspects of the life and productive capacity of the nation by coercive measures.

ENACTMENTS To make into law; the passing of a bill into law; a decree; a law.

means Freedom

FEBRUARY, 1982

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
	1 SE PORTLAND ----- RIVERCITY	2	3 NE PORTLAND ----- LANE COUNTY	4	5	6
7 DOUGLAS COUNTY ----- JACKSON COUNTY	8	9	10	11	12	13 JACKSON CO. RUN TRIPLE TREE TAVERN
14	15 SE PORTLAND	16	17 NE PORTLAND	18	19	20
21 LANE COUNTY	22	23	24	25	26	27
28 STATE MTG. IN ROSEBURG						



ABATE

OF OREGON, INC.
P.O. Box 4504
Portland, OR 97208



TERESA HEPKER
RT. 5 BOX 46
THE DALLES, OREGON
97058

HAS YOUR MEMBERSHIP EXPIRED???