

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

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U.S. DISTRICT COURT
W.D.N.Y. - BUFFALO

IN THE MATTER OF RULES OF COURT RELATIVE
TO FORFEITURE OF COLLATERAL IN LIEU OF
APPEARANCE IN SUITABLE TYPES OF
MISDEMEANOR CASES

Pursuant to the provisions of Rule 4(a) of the Rules of Procedure for the Trial of Misdemeanors before United States Magistrate Judges,

IT IS ORDERED that the following rules relative to the forfeitures of collateral in lieu of appearance in suitable types of misdemeanor cases as set forth herein be and hereby are adopted as a Rule of the District Court of the United States for the Western District of New York.

1. For misdemeanors listed herein, whether originating under the applicable Federal statute or regulations or under applicable State statute by virtue of the Assimilative Crimes Act, 18 U.S.C. § 13, occurring within the territorial jurisdiction of the United States Magistrate Judges including areas within the boundaries of the United States military installations, public buildings and grounds and national forests, and property under the charge and control of the Veterans Administration or of the Postal Service, the person so charged may, in lieu of appearance, post collateral in the amount indicated for the offense, waive appearance before a United States Magistrate Judge, and consent to the forfeiture of collateral. If collateral is forfeited, such action shall be tantamount to a finding of guilty, but shall not be deemed a conviction.

2. Those offenses marked with an asterisk (*) and for which no amount of collateral is shown require a mandatory appearance before a United States Magistrate Judge.

3. If a person charged with an offense under Paragraph 1 of this Rule fails to post and forfeit collateral, any punishment, including fine, imprisonment or probation may be imposed within the limits established by law upon conviction or after trial.

4. Nothing contained in this Rule shall prohibit a law enforcement officer from arresting a person for the commission of any offense, including those for which collateral may be posted and forfeited, in which event the arrested person shall without unnecessary delay be taken before the nearest available Federal Magistrate Judge or in the event that a Federal Magistrate Judge is not reasonably available, before a State or local judicial officer authorized by 18 U.S.C. § 3041, as all provided in Rule 5 of the Federal Rules of Criminal Procedure.

Michael A. Telesca

MICHAEL A. TELESKA

Chief United States District Judge

David G. Larimer

DAVID G. LARIMER

United States District Judge

Richard J. Arcara

RICHARD J. ARCARA

United States District Judge

William M. Skretny

WILLIAM M. SKRETNY

United States District Judge

John T. Curtin

JOHN T. CURTIN

Senior United States District Judge

John T. Elfvin

JOHN T. ELFVIN

Senior United States District Judge

DATED: February 2, 1995

SCHEDULE A

COLLATERAL FORFEITURE SCHEDULE
 MOTOR VEHICLES AND MOTORCYCLES
AND OTHER VIOLATIONS ON MILITARY RESERVATIONS

<u>VIOLATIONS</u>	<u>COLLATERAL</u>
I. EQUIPMENT	
A. Inadequate Brakes (V&T 375-1) (V&T 381-1A)	\$10.00 \$10.00
B. Inadequate Directional Signals (V&T 375-18)	\$ 5.00
Insufficient Head and Tail Lights (V&T 381-1A)	\$ 5.00
D. Inadequate Stop Lights (V&T 375-40 A-B) (V&T 381-1A)	\$ 5.00 \$ 5.00
E. Failure To Have Proper Protective Helmet And Face Shield (V&T 381-6 and 7)	\$10.00
F. Inadequate Muffler (V&T 375-31) (V&T 381-11)	\$ 5.00 \$ 5.00
G. No Rear-View Mirror (V&T 381-10)	\$ 5.00
H. No Mirror (V&T 375-10A)	\$ 5.00
I. Unsafe Tires (V&T 375-35C)	\$ 5.00 per tire
J. Unauthorized Snow Tires (V&T 375-35A)	\$ 5.00
K. Inadequate Inspected Vehicle (V&T 306C)	\$10.00
L. Improper Plates (V&T 411-3)	\$10.00

II. MOVING VIOLATIONS

COLLATERAL

A.	Speeding 6 - 10 MPH Over Posted Speed Limit (V&T 1180D)	\$20.00
B.	Speeding 11 - 15 MPH Over Posted Speed Limit (V&T 1180D)	\$25.00
C.	Speeding 16 - 20 MPH Over Posted Speed Limit (V&T 1180D)	\$40.00
D.	Speeding 21 - 25 MPH Over Posted Speed Limit (V&T 1180D)	\$50.00
E.	Speeding More Than 25 MPH Over Posted Speed Limit (V&T 1180D)	*
F.	Speed Not Reasonable Nor Prudent (V&T 1180A)	\$20.00
G.	Unauthorized Speed Contest (V&T 1182, 1 & 2)	\$50.00
H.	Failure To Drive On Right Side Of Roadway (V&T 1120)	\$15.00
I.	Following Too Closely (V&T 1129A)	\$15.00
J.	Failure To Stop For Stop Sign And Yield Sign (V&T 1172A, B)	\$30.00
K.	Failure To Yield Right-Of-Way For Authorized Emergency Vehicle (V&T 1144 A)	\$15.00
L.	Failure To Yield Right-Of-Way On Left Turn (V&T 1141)	\$15.00
M.	Failure To Yield Right-Of-Way Entering Stop Or Yield Intersection (V&T 1142 A, B)	\$10.00
N.	Unsafe Backing (V&T 1211(a))	\$25.00
O.	Operating Vehicle Without Insurance (V&T 319, 1 and 2)	*
P.	Operating Vehicle While License Or Privilege Is Suspended Or Revoked (V&T 511-1)	*

	<u>COLLATERAL</u>
Q. Unlicensed Operator (V&T 509-1)	*
R. Leaving Scene Of Accident (V&T 600)	*
S. Failure To Report Accident (V&T 605)	\$25.00
T. Defacing (Altering And/Or Removing Official Traffic Control Devices) (V&T 1115 A, B)	\$30.00
U. Unattended Vehicle - Engine Running (V&T 1210A)	\$10.00
V. Unauthorized License Plates (V&T 402-1)	\$25.00
W. Switched Plates (V&T 402-5)	\$35.00
X. Driving While Ability Impaired (V&T 1192-1)	*
Y. 10% Alcohol Or More In Blood (V&T 1192-2)	*
X. Driving While Intoxicated (DWI) (V&T 1192-3)	*
AA. Driving While Impaired By Drug Use (V&T 1192-4)	*
BB. Refusal To Submit To Chemical Test For DWI (V&T 1194)	*

* Mandatory Appearance

III. PARKING VIOLATIONS	<u>COLLATERAL</u>
A. Parking on Sidewalks (V&T 1202(a)(1)(b))	\$10.00
B. Blocking Of Entrance, Driveways, Walks, Loading Platforms and Fire Hydrants (V&T 1202(a)(2)(b))	\$10.090
C. Parking In Unauthorized Locations	\$10.00
D. Parking On Grass	\$10.00
E. Parking in Handicap Zone (V&T 1203-B(2))	\$10.00
IV. OTHERS	<u>COLLATERAL</u>
A. Trespassing Title 18, United States Code, §1382	\$25.00
B. Uniform of Armed Forces Title 18, United States Code, §702	\$15.00
C. Military Medals Or Decorations Title 18, United States Code, §704	\$15.00

SCHEDULE B

OFFENSES COMMITTED WITHIN THE NATIONAL FOREST SYSTEM
HECTOR LAND USE AREA

SUBPART A - GENERAL PROHIBITIONS

<u>SECTION NO.</u>	<u>OFFENSES</u>	<u>COLLATERAL</u>
(36 C.F.R.)		
327.1(a)	Discrimination as to sex, race, creed, color or national origin.	\$ 50.00
	<u>VEHICLES</u>	
327.2(b)	Parking a vehicle in violation of posted restrictions or in such a manner as to endanger any project or environmental feature.	\$ 15.00
327.2(c)	Operating a vehicle off roadways except at locations and times designated by the District Engineer.	\$ 25.00
327.2(d)	Operating a vehicle in violation of posted restrictions.	\$ 25.00
327.2(e)	Operating a vehicle in a careless, negligent or reckless manner.	\$ 50.00
327.2(f)	Using a vehicle at developed recreation areas for other than ingress or egress.	\$ 25.00
327.2(g)	Operating a motor vehicle without a proper and effective exhaust muffler.	\$ 25.00
	<u>VESSELS</u>	
327.3(b)	Unauthorized placing and/or operating a vessel or watercraft on project waters for a fee or profit.	\$ 35.00
327.3(c)	Operating a vessel or watercraft in a prohibited or restricted area.	\$ 35.00

<u>SECTION</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>VESSELS (Cont'd.)</u>		
327.3(d)	Operating a vessel or watercraft in a careless, negligent or reckless manner so as to endanger any person or property.	\$ 50.00
327.3(e)	Use of a vessel without appropriate safety equipment on board.	\$ 50.00
327.3(f)	Unlawful overnight occupancy of vessels or other watercraft.	\$ 50.00
327.3(g)	Unlawful or careless use of water skis or similar devices.	\$ 50.00
327.3(h)	Unlawful use of vessels, mooring, interference with buoys and channel markers.	\$ 35.00
327.3(i)	Use of a vessel not constructed nor maintained in compliance with the National Safe Boating Act.	\$ 35.00
327.3(j)	Operating a vessel or watercraft without an effective exhaust muffler.	\$ 35.00
<u>AIRCRAFT</u>		
327.4(b)	Unauthorized operation of aircraft.	\$ 50.00
327.4(c)	Careless, negligent or reckless operation of aircraft.	\$ 50.00
327.4(e)	Unauthorized use of a parachute.	\$ 50.00
327.4(f)	Unauthorized use of seaplanes.	\$ 50.00
<u>SWIMMING</u>		
327.5(a)	Unauthorized swimming, diving, snorkeling or scuba diving.	\$ 35.00
327.5(b)	Failure to display an international diving flag during underwater activities.	\$ 35.00

<u>SECTION</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
	<u>PICNICKING</u>	
327.6	Unauthorized picnicking and related day use activities.	\$ 15.00
	<u>CAMPING</u>	
327.7(a)	Camping at non designated locations.	\$ 25.00
327.7(b)	Unauthorized camping in excess of fourteen days.	\$ 25.00
327.7(c)	Unauthorized reserving of a campsite for future occupancy.	\$ 35.00
327.7(d)	Unauthorized digging, leveling or construction of a shelter.	\$ 25.00
	<u>HUNTING, FISHING and TRAPPING</u>	
327.8	Unauthorized hunting, fishing and trapping.	\$ 50.00
	<u>SANITATION</u>	
327.9(a)	Failure to properly dispose of project-generated trash, rubbish, litter, etc.	\$ 35.00
327.9(b)	Unauthorized disposal of garbage, rubbish, trash, etc. generated outside of the project.	\$ 35.00
327.9(c)	Spilling, pumping, or other discharge of contaminants, pollutants or other wastes.	\$ 50.00
327.9(d)	Failure to keep campsites free of trash and litter.	\$ 35.00
327.9(e)	Pollution of project waters from any vessel or watercraft.	\$ 35.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>FIRES</u>		
327.10(a)	Unauthorized transportation and/or storage of gasoline and other fuels.	\$ 35.00
327.10(b)	Unauthorized construction and/or use of fires.	\$ 35.00
327.10(c)	Improper disposal of lighted smoking and other materials.	\$ 35.00
<u>CONTROL OF ANIMALS</u>		
327.11(a)	Unrestrained animals and animals in unauthorized areas.	\$ 35.00
327.11(b)	Unauthorized disposal of animal wastes.	\$ 35.00
327.11(c)	Horses, cattle and other livestock in non designated areas.	\$ 50.00
327.11(d)	Unauthorized ranging, grazing or watering of livestock.	\$ 50.00
<u>RESTRICTIONS</u>		
327.12(a)	Failure to observe posted signs as to closed areas, visiting hours or other restrictions.	\$ 25.00
327.12(b)	Failure to observe quiet hours.	\$ 25.00
327.12(c)	Unlawful and disorderly conduct.	\$ 50.00
327.12(d)	Unlawful operation of audio or other noise-producing devices.	\$ 35.00
<u>EXPLOSIVES, FIREARMS, OTHER WEAPONS and FIREWORKS</u>		
327.13	Unauthorized possession of weapons, ammunition and fireworks.	\$ 50.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>PUBLIC PROPERTY</u>		
327.14(a)	Unauthorized destruction, injury, defacement, etc of public property.	\$ 50.00
327.14(b)	Unauthorized cutting of trees and removal of wood.	\$ 50.00
327.14(c)	Gathering dead wood in non-designated areas.	\$ 35.00
<u>ABANDONMENT and IMPOUNDMENT of PERSONAL PROPERTY</u>		
327.15(a)	Abandoned or unattended personal property.	\$ 35.00
327.15(c)	Personal property left unattended in excess of 24 hours; presumption of abandonment.	\$ 35.00
<u>ADVERTISEMENT</u>		
327.17	Unauthorized advertising.	\$ 35.00
<u>COMMERCIAL ACTIVITIES</u>		
327.18	Unauthorized solicitation of business.	\$ 35.00
<u>PERMITS</u>		
327.19(a)	Failure to comply with fee requirements or permit conditions.	\$ 35.00
<u>UNAUTHORIZED STRUCTURES</u>		
327.20	Unauthorized construction or placement of any kind of structure.	\$ 50.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>SPECIAL EVENTS</u>		
327.21(a)	Unauthorized special events.	\$ 50.00
327.21(b)	Unauthorized charges or fee for special events.	\$ 50.00
<u>UNAUTHORIZED OCCUPATION</u>		
327.22(a)	Unauthorized occupation of lands, buildings, vessels or other facilities.	\$ 35.00
327.22(b)	Unauthorized use of project lands or waters for agricultural purposes.	\$ 35.00
<u>RECREATION USE FEES</u>		
327.23(c)	Failure to pay authorized recreation use fees.	\$ 35.00
<u>INTERFERENCE WITH GOVERNMENT EMPLOYEES</u>		
327.24(a)	Interference with civilian officials or employees of the Corps of Engineers in the performance of official duties.	\$ 75.00
327.24(b)	Failure to comply with a lawful directive by a Federal employee.	\$ 75.00
<u>INTERFERING WITH FOREST OFFICERS</u>		
(36 C.F.R §261.3)	(a) Threatening, resisting, intimidating, or interfering with any Forest Officer engaged in or on account of the performance of his/her official duties in the protection, improvement or administration of the National Forest System.	*

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
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(b) Giving any false, fictitious or fraudulent report or other information to any Forest Officer engaged in or on account of the performance of his official duties knowing that such report or other information contains false, fictitious or fraudulent statement or entry.

\$50.00

(c) Threatening, intimidating, or intentionally interfering with any Forest Officer, volunteer or human resource program enrollee while engaged in, or on account of, the performance of duties for the protection, improvement, or administration of the National Forest System or other duties assigned by the Forest Service.

*

DISORDERLY CONDUCT

(36 C.F.R.
261.4)

(a) Engaging in fighting \$35.00

(b) Addressing any offensive, derisive, or annoying communication to any other person who is lawfully present when such communication has a direct tendency to cause acts of violence by the person to whom, individually, the remark is addressed. \$35.00

(c) Make statements or other actions directed toward inciting or producing imminent lawless action and likely to incite or produce such action. \$35.00

(d) Causing public inconvenience, annoyance, or alarm by making unreasonably loud noise. \$35.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
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FIRE(36 C.F.R.
261.5)

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| (a) Carelessly or negligently throwing or placing any ignited substance or other substance that may cause a fire. | \$25.00 |
| (b) Firing any tracer bullet or incendiary ammunition. | \$25.00 |
| (c) Causing timber, trees, slash, brush or grass to burn except as authorized by permit. | \$25.00 |
| (d) Leaving a fire without completely extinguishing it. | \$25.00 |
| (e) Allowing a fire to escape from control. | \$25.00 |
| (f) Building, attending, maintaining, or using a campfire without removing all flammable material from around the campfire adequate to prevent its escape. | \$25.00 |

TIMER(36 C.F.R.
261.6)

- | | |
|--|---------|
| (a) Cutting or otherwise damaging any timber, tree or other forest product, except as authorized by permit, timber sale contract, Federal law or regulation. | \$50.00 |
| (b) Cutting any standing tree, under permit or timber sale contract, before a Forest Officer has marked it or has otherwise designated it for cutting. | \$50.00 |

COLLATERAL

- (c) Removing any timber or other forest product cut under permit or timber sale contract, except to a place designated for scaling, or removing it from that place before it is scaled, measured, counted, or otherwise accounted for by a Forest Officer. \$50.00
- (d) Stamping, marking with paint, or otherwise identifying any tree or other forest product in a manner similar to that employed by Forest Officers to mark or designate a tree or any other forest product for cutting or removal. \$50.00
- (e) Loading, removing or hauling timber or other forest product acquired under any permit or timber sale contract unless such product is identified as required in such permit or contract. \$50.00
- (f) Selling or exchanging any timber or other forest product obtained under free use pursuant to 36 C.F.R. §§223.5 through 223.11. \$50.00
- (g) Violating any timber export or substitution restriction in 36 C.F.R. §§223.160 through 223.164. \$50.00
- (h) Removing any timber, tree, or other forest product, except as authorized by permit, timber sale contract, Federal law or regulation. \$50.00

LIVESTOCK

(36 C.F.R.
261.7)

- (a) Placing or allowing unauthorized livestock to enter or be in the National Forest System or other lands under Forest Service control. \$25.00
- (b) Not removing unauthorized livestock from the National Forest System or other lands under Forest Service control when requested by a Forest Officer. \$50.00
- (c) Failing to reclose any gate or other entry. \$25.00

COLLATERAL

(d) Molesting, injuring, removing or releasing any livestock impounded under 36 C.F.R. §262.10 while in the custody of the Forest Service or its authorized agents. \$50.00

FISH AND WILDLIFE

(36 C.F.R.
261.8)

(a) Hunting, trapping, fishing, catching, molesting, killing or having in possession any kind of wild animal, bird or fish, or taking the eggs of any such bird. \$25.00

(b) Possessing a firearm or other implement designed to discharge a missile capable of destroying animal life. \$25.00

(c) Possessing equipment which could be used for hunting, fishing or trapping. \$25.00

(d) Possessing a dog not on a leash or otherwise confined. \$25.00

PROPERTY

(36 C.F.R.
261.9)

(a) Damaging any natural feature or other property of the United States. \$50.00

(b) Removing any natural feature or other property of the United States. \$50.00

(c) Damaging any plant that is classified as a threatened, endangered, sensitive, rare, or unique species. \$50.00

(d) Removing any plant that is classified as a threatened, endangered, sensitive, rare, or unique species. \$50.00

(e) Entering any building, structure, or enclosed area owned or controlled by the United States when such building, structure, or enclosed area is not open to the public. \$25.00

COLLATERAL

- (f) Using any pesticide except for personal use as an insect repellent or with permission for other minor uses. \$25.00
- (g) Digging in, excavating, disturbing, injuring, destroying, or in any way damaging any paleontological, prehistoric, historic or archaeological resource, structure, site, artifact or property. \$50.00
- (h) Removing any paleontological, prehistoric, historic or archaeological resource, structure, site, artifact or property. \$50.00

OCCUPANCY AND USE

(36 C.F.R.
261.10)

- (a) Constructing, placing, or maintaining any kind of road, trail, structure, fence, enclosure, communication equipment, or other improvement without permit. \$25.00
- (b) Taking possession of, occupying, or otherwise using National Forest System lands for residential purposes without a permit or as otherwise authorized by Federal law or regulation. \$25.00
- (c) Selling or offering for sale any merchandise, conducting any kind of work activity or service unless authorized by Federal law, regulation or permit. \$25.00
- (d) Discharging a firearm or any other implement capable of taking human life, causing injury, or damaging property:
 (1) In or within 150 yards of a residence, building, campsite, developed recreation site or occupied area, or (2) across or on a Forest Development road or a body of water adjacent thereto, or in any manner or place whereby any person or property is exposed to injury or damage as a result in such discharge. \$50.00
- (e) Abandoning any personal property. \$50.00

COLLATERAL

- (f) Placing a vehicle or other object in such a manner that it is an impediment or hazard to the safety or convenience of any person. \$25.00
- (g) Posting, placing, or erecting any paper, notice, advertising material, sign, or similar matter without a permit. \$25.00
- (h) Operating or using in or near a campsite, developed recreation site, or over an adjacent body of water without a permit any device which produces noise, such as a radio, television, musical instrument, motor or engine in such a manner and at such a time as to unreasonably disturb any person. \$25.00
- (i) Operating or using a public address system, whether fixed, portable, or vehicle-mounted, in or near a campsite, developed recreation site, or over an adjacent body of water without a permit. \$25.00
- (j) Use or occupancy of National Forest System land or facilities without permit when required. \$25.00
- (k) Violating any term or condition of a permit. \$25.00
- (l) Failing to stop a vehicle when directed to do so by a Forest officer. \$50.00
- (m) Failing to pay any use fee or other charges as required. \$25.00

SANITATION

(36 C.F.R.
261.11)

- (a) Depositing in any toilet, toilet vault, or plumbing fixture any substance which could damage or interfere with the operation or maintenance of the fixture. \$25.00
- (b) Possessing or leaving refuse, debris, or litter in an exposed or unsanitary condition. \$25.00
- (c) Placing in or near a stream, lake, or other water any substance which does or may pollute a stream, lake, or other water. \$25.00

COLLATERAL

(d) Failing to dispose of all garbage, including any paper, can, bottle, sewage, waste water or material, or rubbish either by removal from the site or area, or by depositing it into receptacles or at places provided for such purposes. \$25.00

(e) Dumping of any refuse, debris, trash, or litter brought as such from private property or from land occupied under permit, except where a container, dump or similar facility has been provided and is identified as such, to receive trash generated from private lands or lands occupied under permit. \$25.00

FOREST DEVELOPMENT ROADS AND TRAILS

(36 C.F.R.
261.12)

(a) Violating the load, weight, height, length, or width limitations prescribed by State law, except by permit, written agreement, or where greater or lesser limits have been established pursuant to 36 C.F.R. 261.54. \$25.00

(b) Failing to have a vehicle weighed at a Forest Service weighing station, if required by a sign. \$25.00

(c) Damaging and leaving in a damaged condition any such road, trail, or segment thereof. \$25.00

(d) Blocking, restricting, or otherwise interfering with the use of a road, trail, or gate. \$25.00

(e) Using motorized vehicles in excess of 40 inches in width on a trail. \$25.00

USE OF VEHICLES OFF ROADS

(36 C.F.R.
261.13)

(a) Operating any vehicle off Forest Development, State or County roads without a valid license as required by State law. \$25.00

COLLATERAL

(b) Operating any vehicle off Forest Development, State or County roads without an operable braking system.	\$25.00
(c) Operating any vehicle off Forest Development, State or County roads from one-half hour after sunset to one-half hour before sunrise unless equipped with working head and tail lights.	\$25.00
(d) Operating any vehicle off Forest Development, State or County roads in violation of any applicable noise emission standard established by any Federal or State agency.	\$25.00
(e) Operating any vehicle off Forest Development, State or County roads while under the influence of alcohol or other drug.	*
(f) Operating any vehicle off Forest Development, State or County roads creating excessive or unusual smoke.	\$25.00
(g) Operating any vehicle off Forest Development, State or County roads carelessly, recklessly or without regard for the safety of any person, or in a manner that endangers, or is likely to endanger any person or property.	\$50.00
(h) Operating any vehicle off Forest Development, State or County roads in a manner which damages or unreasonably disturbs the land, wildlife, or vegetative resources.	\$25.00
(i) Operating any vehicle off Forest Development, State or County roads in violation of State law established for vehicles used off roads.	\$25.00

DEVELOPED RECREATION SITES

(36 C.F.R.
261.14)

(a) Occupying any portion of the site for other than recreation purposes.	\$25.00
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COLLATERAL

(b) Building, attending, maintaining, or using a fire outside of a fire ring provided by the Forest Service for such purpose or outside of a stove, grill or fireplace.	\$20.00
(c) Cleaning or washing any personal property, fish, animal or food or bathing or washing at a hydrant or water faucet not provided for that purpose.	\$10.00
(d) Discharging or igniting a firecracker, rocket or other firework, or explosive.	\$50.00
(e) Occupying between 10 p.m. and 6 a.m. a place designated for day use only.	\$20.00
(f) Failing to remove all camping equipment or personal property when vacating the area or site.	\$20.00
(g) Placing, maintaining, or using camping equipment except in a place specifically designated or provided for such equipment.	\$20.00
(h) Without permission, failing to have at least one person occupy a camping area during the first night after camping equipment has been set up.	\$25.00
(i) Leaving camping equipment unattended for more than 24 hours without permission.	\$25.00
(j) Bringing in or possessing an animal, other than a seeing eye dog, unless it is crated, caged, or upon a leash not longer than six feet, or otherwise under physical restrictive control.	\$10.00
(k) Bringing in or possessing in a swimming area an animal, other than a seeing eye dog.	\$10.00
(l) Bringing in or possessing a saddle, pack, or draft animal except as authorized by posted instructions.	\$25.00
(m) Operating or parking a motor vehicle or trailer except in places developed or designated for this purpose.	\$10.00

COLLATERAL

(n) Operating a bicycle, motorbike, or motorcycle on a trail unless designated for this use.	\$25.00
(o) Operating a motorbike, motorcycle, or other motor vehicle for any purpose other than entering or leaving the site.	\$25.00
(p) Distributing any handbill, circular, paper, or notice without a permit.	\$25.00
(q) Depositing any body waste except into receptacles provided for that purpose.	\$10.00

ADMISSION, RECREATION USE AND
SPECIAL RECREATION PERMIT FEES

(36 C.F.R.
261.15)

Failing to pay any fee established for admission or entrance to or use of a site, facility, equipment or service furnished by the United States is prohibited. The maximum fine shall not exceed \$100.	\$20.00
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UNAUTHORIZED USE OF "SMOKEY BEAR"
AND "WOODSY OWL" SYMBOL
(36 C.F.R. 261.20)

(a) Manufacture, importation, reproduction or use of "Smokey Bear" except as provided under 36 C.F.R. 271.2, 271.3 or 271.4.	*
(b) Manufacture, importation, reproduction or use of "Woodsy Owl" except as provided under 36 C.F.R. 272.2, 272.3 or 272.4.	*

SPECIAL CLOSURES
(36 C.F.R. 261.53)

COLLATERAL

Going into or being upon any area which is closed for the protection of:

- | | |
|---|---------|
| (a) Threatened, endangered, rare, unique, or vanishing species of plants, animals, birds or fish. | \$25.00 |
| (b) Special biological communities. | \$25.00 |
| (c) Objects or areas of historical, archeological, geological, or paleontological interest. | \$25.00 |
| (d) Scientific experiments or investigations. | \$25.00 |
| (e) Public health or safety. | \$25.00 |
| (f) Property. | \$25.00 |

FOREST DEVELOPMENT ROADS
(36 C.F.R. 261.54)

- | | |
|---|---------|
| (a) Using any type of vehicle prohibited by the order. | \$25.00 |
| (b) Use by any type of traffic prohibited by the order. | \$25.00 |
| (c) Using a road for commercial hauling without a permit or written authorization. | \$25.00 |
| (d) Operating a vehicle in violation of the speed, load, weight, height, length, width, or other limitations specified by the order. | \$25.00 |
| (e) Being on the road. | \$25.00 |
| (f) Operating a vehicle carelessly, recklessly, or without regard for the rights or safety of other persons or in a manner or at a speed that would endanger or be likely to endanger any person or property. | \$50.00 |

FOREST DEVELOPMENT TRAILS
(36 C.F.R. 261.55)

COLLATERAL

(a) Being on the trail	\$25.00
(b) Using a bicycle or motorized vehicle.	\$50.00
(c) Possessing or using a saddle, pack, or draft animal.	\$25.00
(d) Shortcutting a switchback.	\$25.00

USE OF VEHICLES OFF FOREST DEVELOPMENT ROADS
(36 C.F.R. 261.56)

Possessing or using a vehicle off forest development roads.	\$35.00
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NATIONAL FOREST WILDERNESS
(36 C.F.R. 261.57)

(a) Entering or being in the area.	\$25.00
(b) Possessing camping or pack outfitting equipment, as specified in the order.	\$25.00
(c) Possessing a firearm or firework.	\$25.00
(d) Possessing any non-burnable food or beverage containers, including deposit bottles, except for non-burnable containers designed and intended for repeated use.	\$25.00
(e) Grazing	\$25.00
(f) Storing equipment, personal property or supplies.	\$25.00
(g) Disposing of debris, garbage or other waste.	\$25.00
(h) Possessing or using a wagon, cart, or other vehicle.	\$25.00

OCCUPANCY AND USE
(36 C.F.R. 261.58)

COLLATERAL

(a) Camping for a period longer than allowed by the order.	\$10.00
(b) Entering or using a developed recreation site or portion thereof.	\$25.00
(c) Entering or remaining in a campground during night periods prescribed in the order except for persons who are occupying such campgrounds.	\$25.00
(d) Occupying a developed recreation site with prohibited camping equipment prescribed by the order.	\$25.00
(e) Camping.	\$25.00
(f) Using a campsite or other area described in the order by more than the number of users allowed by the order.	\$25.00
(g) Parking or leaving a vehicle in violation of posted instructions.	\$10.00
(h) Parking or leaving a vehicle outside a parking space assigned to one's own camp unit.	\$10.00
(i) Possessing, parking or leaving more than two vehicles, except motorcycles or bicycles per camp unit.	\$10.00
(j) Being publicly nude.	\$25.00
(k) Entering or being in a body of water.	\$25.00
(l) Being in the area after sundown or before sunrise.	\$25.00
(m) Discharging a firearm, air rifle, or gas gun.	\$50.00
(n) Possessing or operating a motorboat.	\$50.00
(o) Water skiing.	\$25.00
(p) Storing or leaving a boat or raft.	\$25.00

COLLATERAL

(q) Operating any watercraft in excess of a posted speed limit.	\$35.00
(r) Launching a boat except at a designated launching ramp.	\$25.00
(s) Possessing or transporting a bird or animal.	\$25.00
(t) Possessing or transporting any part of a tree or plant.	\$25.00
(u) Being in the area between 10 p.m. and 6 a.m. except a person who is camping or who is visiting a person camping in that area.	\$25.00
(v) Hunting or fishing.	\$25.00
(w) Possessing or transporting any motor or mechanical device capable or propelling a watercraft through water by any means.	\$25.00
(x) Using any wheel, roller, or other mechanical device for the overland transportation of any watercraft.	\$25.00
(y) Landing of aircraft, or dropping or picking up any material, supplies, or person by means of an aircraft including a helicopter.	\$50.00
(z) Entering or being on lands or waters within the boundaries of a component of the National Wild and Scenic Rivers System.	\$25.00
(aa) Riding, hitching, tethering or hobbling a horse or other saddle or pack animal in violation of posted instructions.	\$25.00
(bb) Possessing a beverage which is defined as an alcoholic beverage by State law.	\$50.00
(cc) Possessing or storing any food or refuse, as specified in the order.	\$25.00

SCHEDULE C

VA REGULATIONS 38 C.F.R. 1.218(b)
SCHEDULE OF OFFENSES AND PENALTIES

(b) Schedule of offenses and penalties. Conduct in violation of the rules and regulations set forth in paragraph (a) of this section subjects an offender to arrest and removal from the premises. Whoever shall be found guilty of violating these rules and regulations while on any property under the charge and control of the VA is subject to a fine as set forth in the schedule below or, if appropriate, the payment of fixed sum in lieu of appearance (forfeiture of collateral) as may be provided for in rules of the United States District Court. Violations included in the schedule below may also subject an offender to a term of imprisonment of not more than six (6) months, as may be determined appropriate by a magistrate or judge of the United States District Court.

	<u>MAXIMUM FINE</u>	<u>COLLATERAL FORFEITURE</u>
(1) Improper disposal of rubbish on property	\$200	\$40.00
(2) Spitting on property	\$ 25	\$10.00
(3) Throwing of articles from a building or the unauthorized climbing upon any part of a building	\$ 50	\$25.00
(4) Willful destruction, damage, or removal of Government property without authorization	\$500	*
(5) Defacement, destruction, mutilation or injury to, or removal, or disturbance of, gravemarker or headstone	\$500	*
(6) Failure to comply with signs of a directive and restrictive nature posted for safety purposes	\$ 50	\$20.00
(7) Tampering with, removal, marring, or destruction of posted signs	\$150	\$25.00
(8) Entry into areas posted as closed to the public or others (trespass)	\$ 50	\$25.00

	<u>MAXIMUM FINE</u>	<u>COLLATERAL</u>
(9) Unauthorized demonstration or service in a national cemetery or on other VA property	\$250	*
(10) Creating a disturbance during a burial ceremony	\$250	*
(11) Disorderly conduct which creates a loud, boisterous, and unusual noise, or which obstructs the normal use of entrances, exits, foyers, offices, corridors, elevators, and stairways or which tends to impede or prevent the normal operation of a service or operation of the facility	\$250	\$50.00
(12) Failure to depart premises by unauthorized persons	\$ 50	\$25.00
(13) Unauthorized loitering, sleeping, or assembly on property	\$ 50	\$25.00
(14) Gambling - participating in games of chance for monetary gain or personal property; the operation of gambling devices, a pool or lottery; or the taking or giving of bets	\$200	\$50.00
(15) Operation of a vehicle under the influence of alcoholic beverages or non-prescribed narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines	\$500	*
(16) Entering premises under the influence of alcoholic beverages or narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines	\$200	\$50.00
(17) Unauthorized use on property of narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines	\$300	*

	<u>MAXIMUM FINE</u>	<u>COLLATERAL</u>
(18) Unauthorized use on property of alcoholic beverages.	\$300	\$25.00
(19) Unauthorized introduction on VA controlled property of narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines or the unauthorized giving of same to a patient or beneficiary	\$500	*
(20) Unauthorized introduction on VA controlled property of alcoholic beverages or the unauthorized giving of same to a patient or beneficiary	\$500	\$40.00
(21) Unauthorized solicitation of alms and contributions on premises	\$ 50	\$10.00
(22) Commercial soliciting or vending, or the collection of private debts on property	\$ 50	\$10.00
(23) Distribution of pamphlets, handbills and flyers	\$ 25	\$10.00
(24) Display of placards or posting of material on property	\$ 25	\$10.00
(25) Unauthorized photography on premises	\$ 50	\$10.00
(26) Failure to comply with traffic directions of VA police	\$ 25	\$10.00
(27) Parking in spaces posted as reserved for physically disabled persons	\$ 50	\$25.00
(28) Parking in no-parking areas, lanes, or crosswalks so posted or marked by yellow borders or yellow stripes	\$ 25	\$10.00
(29) Parking in emergency vehicle spaces, areas, and lanes bordered in red and posted as EMERGENCY VEHICLES ONLY or FIRE LANE, or parking within 15 feet of a fire hydrant	\$ 50	\$25.00

	<u>MAXIMUM FINE</u>	<u>COLLATERAL</u>
(30) Parking within an intersection or blocking a posted vehicle entrance or posted exit lane	\$ 25	\$10.00
(31) Parking in spaces posted as reserved or in excess of a posted time limit	\$ 15	\$ 5.00
(32) Failing to come to a complete stop at a STOP sign	\$ 25	\$20.00
(33) Failing to yield to a pedestrian in a marked and posted crosswalk	\$ 25	\$15.00
(34) Driving in the wrong direction on a posted one-way street	\$ 25	\$15.00
(35) Operation of a vehicle in a reckless or unsafe manner, too fast for conditions, drag racing, overriding curbs, or leaving the roadway	\$100	\$40.00
(36) Exceeding posted speed limits:		
(i) by up to 10 mph	\$ 25	\$15.00
(ii) by up to 20 mph	\$ 50	\$35.00
(iii) by over 20 mph	\$100	*
(37) Creating excessive noise in a hospital or cemetery zone by muffler cut out, excessive use of a horn, or other means	\$ 50	\$10.00
(38) Failure to yield right of way to other vehicles	\$ 50	\$15.00
(39) Possession of firearms, carried either openly or concealed, whether loaded or unloaded (except by Federal or State law enforcement officers on official business)	\$500	*

	<u>MAXIMUM FINE</u>	<u>COLLATERAL</u>
(40) Introduction or possession of explosives, or explosive devices which fire a projectile ammunition or combustibles	\$500	*
(41) Possession of knives which exceed a blade length of 3 inches, switchblade knives; any of the variety of hatchets, clubs, and hand-held weapons; or brass knuckles	\$300	\$40.00
(42) The unauthorized possession of any of the variety of incapacitating liquid or gas-emitting weapons	\$200	\$40.00
(43) Unauthorized possession, manufacture or use of keys or barrier card-type keys to rooms or areas on the property	\$200	\$40.00
(44) The surreptitious opening, or attempted opening, of locks or card-operated barrier mechanisms on property	\$500	*
(45) Soliciting for, or the act of, prostitution	\$250	\$50.00
(46) Any unlawful sexual activity	\$250	\$40.00
(47) Jogging, bicycling, sledding or any recreational physical activity conducted on cemetery grounds	\$ 50	\$10.00

GENERAL FISH AND WILDLIFE SERVICE PERMIT REGULATIONS
(16 USC 704; 16 USC 1538(d); 16 USC 3373)

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 13</u>		
13.45	Failure to file reports required by FWS permit.	\$100.00
13.46	Failure to maintain records required by FWS.	\$100.00
13.47	Failure to allow entry to premise for the purpose of inspecting activity authorized by FWS permit.	\$300.00
13.1 thru end	All other permit violations.....	\$ 50.00

NOTE: "Taking" as used in this Schedule, means pursuing, hunting, shooting, wounding, killing, trapping, capturing or collecting, or attempting any such act. 50 CFR 10.12.

SCHEDULE D
 GENERAL REGULATIONS FOR IMPORTATION, EXPORTATION AND
 TRANSPORTATION OF WILDLIFE.
16 USC 3371; 16 USC 1538)

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 14</u>		
14.11	Import or export wildlife at a non-designated port of entry.	\$250.00
14.14(b)	Knowingly unload intransit shipment in the United States.	\$250.00
14.16	Import or export wildlife at a non-designated port of entry.	\$250.00
14.32	Violations of conditions of permits issued to import or export wildlife at a non-designated port issued to prevent loss or deterioration.	\$250.00/ 1st offense \$500.00/ 2nd offense
14.33	Violations of conditions of permit issued to import or export wildlife at a non-designated port to alleviate undue economic hardship.	\$250.00/ 1st offense \$500.00/ 2nd offense
14.51	Knowingly fail to allow detention and inspection of imported or exported wildlife.	\$350.00
14.52	Knowingly obtains release from US Customs imported/exported wildlife without FWS clearance.	\$350.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
14.61	Knowingly import wildlife without filing, filing an incomplete, incorrect or false declaration of imported wildlife (Form 3-177).	\$250.00/ 1st offense \$500.00/ 2nd offense
14.62(b)(2)	Failure to file completed Form 3-177 for entry of Game Mammals or Birds.	\$ 50.00
14.63	Knowingly export wildlife without filing, or filing an incomplete, incorrect or false declaration of exported wildlife (Form 3-177).	\$250.00/ 1st offense \$500.00 2nd offense
14.91	Knowingly import or export wildlife without the required import or export license.	\$300.00

TARIFF CLASSIFICATION ACT OF 1962--FEATHER IMPORTS QUOTAS
(19 USC 1202)

50 CFR 15

15.12	Import, enter or cause to be imported or entered feathers, skins of species listed in 15.11.	\$100.00
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REGULATE IMPORTATION OR SHIPMENT OR INJURIOUS SPECIES --LACEY ACT
(18 USC 42(a))

50 CFR 16

16.3	Import fish or eggs of the Family <u>Salmonidae</u> .	\$200.00 +25.00/Fish
16.11(a)	Import, transport, or acquire prohibited species of live mammals.	\$200.00 +25.00/Animal

LACEY ACT -- (18 USC 42(a)) Cont'd.

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16.11(b)	Release of imported live wild mammals or progeny to the wild without authorization.	\$200.00 +25.00/Animal
16.12(a)	Import, transport, or acquire prohibited species of live birds or eggs thereof.	\$200.00 +25.00/Bird
16.12(b)	Release of imported live wild game bird or progeny to the wild without authorization.	\$200.00 +25.00/Bird
16.12(c)	Release imported live wild non-game birds or progeny to the wild without authorization.	\$200.00 +25.00/Bird
16.12(d)	Importation of wild non-game bird eggs.	\$200.00 +25.00/Egg
16.13	Importation of fish or eggs of the family <u>Claridae</u> .	\$200.00 +25.00/Fish
16.13(a) (2)	Release of imported live wild fish, mollusks, crustaceans, or progeny or eggs thereof to the wild without authorization.	\$200.00 +25.00/Specimen
16.13(b) (1)	Importation of live or dead fish or eggs of Salmonids of the family <u>Salmonidae</u> which are not processed and not accompanied by the required disease free certificate.	\$200.00 +25.00/Fish
16.14	Release of imported live wild amphibians or progeny or eggs thereof to the wild without authorization.	\$200.00 +25.00/Specimen

LACEY ACT-- (18 USC 42(a))

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 16 (Cont'd.)</u>		
16.15	Release of imported live reptiles or progeny or eggs thereof to the wild without authorization.	\$200.00 +25.00/Specimen
16.22(b) (1)	Failure to properly confine injurious species.	\$100.00 +25.00/Specimen
16.22(b) (2)	Transfer of injurious species to unauthorized person(s).	\$200.00 +25.00/Specimen
16.23(b) (3)	Failure to notify authorities of escape of injurious species.	\$100.00 +25.00/Specimen

LACEY ACT 18 USC 42(c)

Importation of any wild animal or bird under inhumane or unhealthful conditions.	\$200.00 +25.00/Specimen
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ENDANGERED SPECIES ACT 16 USC 1538Regulations pertaining to Endangered Species of Wildlife50 CFR 17

17.21(a)	Knowingly attempt to commit, solicit another to commit or cause to be committed prohibited acts in regard to endangered wildlife.	\$500.00 +50.00/Specimen
17.21(b)	Knowingly import or export endangered wildlife.	\$500.00 +50.00/Specimen

ENDANGERED SPECIES ACT - 16 USC 1538 (Continued)
Regulations pertaining to Endangered Species of Wildlife

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 17 (Cont'd.)</u>		
17.21(c)	Take, harass, harm an Endangered Species.	\$200.00 +50.00/Specimen
17.21(d)	Knowingly possess, sell, deliver, carry, transport or ship endangered wildlife taken illegally.	\$300.00 +50.00/Specimen
17.21(e)	Knowingly deliver, receive, carry, transport or ship in interstate commerce for commercial purposes any endangered wildlife.	\$500.00 +50.00/Specimen
17.21(f)	Knowingly sell or offer for sale in interstate or foreign commerce any endangered species.	\$500.00 +50.00/Specimen
17.21(g)	Knowingly violate captive-bred endangered species regulations.	\$300.00 +50.00/Specimen
17.22	Knowingly violate conditions of endangered species permit for scientific purposes or for the enhancement of propagation or survival.	\$200.00 +50.00/Specimen
17.23	Knowingly violate conditions of endangered species economic hardship permit.	\$300.00 +50.00/Specimen

ENDANGERED SPECIES ACT - 16 USC 1538 (Continued)
Regulations pertaining to Threatened Species of Wildlife

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 17</u>		
17.31	Knowingly violate threatened wildlife prohibitions to include:	
	--Attempt to commit, solicit another to commit, or cause to be committed prohibited acts in regard to threatened wildlife.	\$200.00 +50.00/Specimen
	--Import or export threatened wildlife.	\$250.00 +50.00/Specimen
	--Take, harass, harm, a threatened species.	\$200.00 +50.00/Specimen
	--Possess, sell, deliver, carry, transport or ship threatened wildlife taken unlawfully.	\$200.00 +50.00/Specimen
	--Deliver, receive, carry, transport or ship in interstate or foreign commerce for commercial purposes any threatened wildlife.	\$300.00 +50.00/Specimen
	--Sell or offer for sale in interstate or foreign commerce any threatened wildlife.	\$200.00 +50.00/Specimen
	--Violate captive-bred threatened species regulations.	\$100.00
17.40	Knowingly violate special regulations for threatened mammals.	\$250.00 +50.00/Animal
17.41	Knowingly violate special regulations for threatened birds	\$250.00 +50.00/Bird

ENDANGERED SPECIES ACT -16 USC 1538 (Continued)
Regulations pertaining to Threatened Species of Wildlife

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 17 (Continued)</u>		
17.42	Knowingly violate special regulations for threatened reptiles.	\$250.00 +50.00/Reptile
17.43	Knowingly violate special regulations for threatened amphibians.	\$250.00 +50.00/Animal
17.44	Knowingly violate special regulations for threatened fishes.	\$250.00 +50.00/Fish
17.46	Knowingly violate special regulations for threatened crustaceans.	\$250.00 +50.00/Specimen
17.47	Knowingly violate special regulations for threatened insects.	\$250.00 +50.00/Specimen

Endangered Plants

50 CFR 17

17.61	Knowingly violate endangered plant regulations.	\$300.00 +50.00/Plant
17.62(c)	Knowingly fail to: submit requested report; provide accompanying permit; fail to submit consignor/consignee name; and/or file incomplete Customs declaration.	\$250.00/ 1st offense \$500/ 2nd offense

Threatened Plants

17.71	Knowingly violate threatened plant regulations.	\$150.00 +50.00/Plant
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ENDANGERED SPECIES ACT -16 USC 1538 (Continued)
Regulations pertaining to Threatened Species of Wildlife

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
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Other Threatened Wildlife

17.82	Knowingly violate general experimental regulations.	\$150.00
17.84	Knowingly violate Special Rules Vertebrates.	\$150.00

ENDANGERED SPECIES CONVENTION (16 USC 1531 - 1543)

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
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50 CFR 23

23.11(a)	Knowingly attempt to violate the Endangered Species Convention Prohibitions.	\$500.00
23.11(b)	Import an Appendix I, II, or III species contrary to regulations.	\$200.00 +50.00/Specimen
23.11(c)	Export an Appendix I, II, or III Species contrary to regulations.	\$200.00 +50.00/Specimen
23.11(d)	Re-export an Appendix I, II, or III species contrary to regulations.	\$200.00 +50.00/Specimen
23.11(e)	Possess unlawfully imported, exported or re-exported Appendix I, II, or III species contrary to regulations.	\$200.00 +50.00/Specimen

Importation and Exportation of Plants

50 CFR 24

24.11	Knowingly import, export, re-export plants at non-designated port.	\$250.00
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MARINE MAMMAL PROTECTION ACT
(16 USC 1371-1372)

50 CFR 18

18.11	Knowingly unlawfully take Marine Mammals.	\$500.00 +50.00/Animal
18.12	Knowingly import Marine Mammals.	\$500.00 +50.00/Animal

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
18.13	Knowingly possess, sell, transport, import illegally taken Marine Mammals.	\$500.00 +\$100.00/Animal

AIRBORNE HUNTING ACT
(16 USC 742 j-1)

50 CFR 19

19.11(a)(1)	Shoot from an aircraft for purposes of capturing or killing wildlife.	\$500.00
19.11(a)(2)	Use aircraft to harass wildlife.	\$150.00
19.11(a)(3)	Knowingly participate in using aircraft to shoot or harass wildlife.	\$500.00
19.32(a)	Failure to file annual report.	\$100.00

BALD AND GOLDEN EAGLE PROTECTION ACT
(16 USC 668)

50 CFR 22

22.11	Knowingly take, possess, or transport a Bald or Golden Eagle.	\$1,000.00
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<u>SECTION</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
22.12	Knowingly sell, purchase, trade, barter, export, import Bald or Golden Eagle.	\$1,000.00
22.21	Knowingly violate eagle permit requirements for scientific or exhibition purposes.	\$200.00
22.22	Knowingly violate eagle permit requirements for Indian religious purposes.	\$250.00
22.23	Knowingly violate eagle permit requirements for depredation purposes.	\$250.00
22.32	Knowingly violate eagle permit conditions for taking depredating eagles.	\$250.00

NATIONAL WILDLIFE REFUGE ADMINISTRATION ACT
(16 USC 668dd)

50 CFR 25

25.42	Failure or refusal to display permit and/or identification upon request.	\$ 50.00
25.72	Failure to report accidents.	\$100.00
25.	All other administrative provisions regulations.	\$ 50.00

Public Entry and Use

50 CFR 26

26.21(a)	Trespass on National Wildlife Refuge (NWR).	\$ 35.00
26.21(b)	Permit unconfined domestic animal to enter or roam at large upon any NWR.	\$ 50.00/ Animal
26.22; 26.31	Entry and Use	\$ 25.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
26.34	Violate special regulations of certain individual NWRs not enumerated elsewhere.	\$ 50.00
26.36	Conduct public assembly, meeting, demonstration, or parade without a permit.	\$100.00
26.	All other public entry and use regulations.	\$ 50.00
<u>Prohibited Acts</u>		
<u>50 CFR 27</u>		
27.21	Take any animal or plant without authorization.	\$100.00 +50.00/Specimen
27.31	Travel in or use of any motorized or other vehicle except on designated route of travel.	\$ 50.00
27.31(a)	Operate a vehicle in violation of State Law.	\$ 50.00 or adopts state fine whichever is larger
27.31(b)	Operate motor vehicle while under influence of intoxicating beverage or controlled substance.	\$200.00
27.31(c)	--Operate any vehicle carelessly or heedlessly.	\$100.00
	--Operate any vehicle in a willful manner or with wanton disregard for the rights or safety of others.	\$200.00
27.31(d)	Exceed posted speed limit: Less than 10 MPH over posted limit.	\$ 15.00
	More than 10 MPH over posted limit.	\$ 25.00 +\$2/mi over 10

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
27.31(e)	Operate any vehicle without muffler or spark arrester.	\$ 50.00
27.31(f)	Operate any vehicle without license plate, registration or vehicle insurance card.	\$ 50.00
27.31(g)	--Driving or permitting another to drive a vehicle without proper license.	\$ 50.00
	--Failure or refusal to display valid driver license upon request.	\$ 50.00
27.31(h)	Stopping, parking, or leaving vehicle so as to obstruct free movement of other vehicles.	\$ 25.00
27.31(i)	Failure to obey orders of traffic control officer.	\$ 50.00
27.31(j)	Operate oversized/overweight vehicle.	\$ 25.00
27.31(k)	Unauthorized moving of a vehicle involved in an accident.	\$ 50.00
27.31(l)	Operate vehicle without proper headlights, taillights, and/or brake lights.	\$ 50.00
27.31(m)	Violate other established vehicle requirements.	\$ 25.00

Boating Regulations

50 CFR 27

27.32(a)	Unauthorized use of boat.	\$ 50.00
27.32(b) (1)	Operate boat in violation of U.S. Coast Guard laws.	\$ 25.00/ Violation
(i)		

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
27.32(b) (1) (ii)	Operate boat in violation of State laws.	\$ 50.00/ Violation
27.32(b) (2)	--Operate boat in reckless or negligent manner.	\$100.00
	--Operate boat in a manner so as to endanger person, property, or wildlife.	\$200.00
27.32(b) (3)	Operate boat while under the influence of intoxicating beverages or controlled substance.	\$150.00
27.32(b) (4)	Operate boat so as to interfere with the operation of other boats.	\$ 50.00
27.32(b) (5)	Operate boat without proper marine head.	\$ 25.00
27.32(b) (6)	Operate sailboat at night without proper lights.	\$ 25.00
27.32(b) (7)	Leave boat unattended for 72 hours.	\$ 50.00 +Removal cost
27.32(b) (8)	Unauthorized use of government-owned dock.	\$ 50.00

Prohibited Acts

50 CFR 27

27.33	Unauthorized waterskiing on NWR.	\$ 50.00
27.34	Unauthorized operation of an aircraft on or over a NWR.	\$200.00
27.41	--Unauthorized possession of firearms, explosives, and/or fireworks.	\$ 50.00
	--Unauthorized possession of firearms, explosives.	\$150.00
	--Fireworks.	\$ 50.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
27.43	Use or possession of weapons other than firearms.	\$100.00
27.51	Disturb, injure, spear, poison, destroy, collect, or attempt thereto any plant or animal on a NWR.	\$150.00 +25.00/Specimen
27.52	Introduce or liberate onto NWR any animal or plant taken elsewhere.	\$ 50.00/ Specimen
27.61	Destruction or removal of property on or from a NWR.	\$200.00 + Repair Replacement of said property
27.62	--Search for objects of antiquity on a NWR.	\$100.00 + Restoration cost
	--Remove objects of antiquity from a NWR.	\$200.00 + Restoration cost
27.63(a)	Unauthorized search for other valued objects.	\$100.00 + Restoration cost
27.63(b) permit.	Conduct archeological studies without permit.	\$100.00 + Restoration cost
27.64	Prospecting, locating or filing mining claims on a NWR.	\$100.00 + Restoration cost
27.65	Tampering with vehicles and/or other equipment on a NWR.	\$250.00 + Repair cost
27.71	Take or film any motion or sound pictures on a NWR for commercial use without permit.	\$100.00
27.72	Operation or use of audio devices on a NWR so as to cause disturbance to others.	\$100.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
27.73	--Use of artificial lights on a NWR to locate or spot wildlife.	\$ 50.00
	--Use of artificial lights on a NWR for the purpose of taking animals.	\$200.00
27.81	Entering or remaining on a NWR while under the influence of alcohol.	\$100.00
27.82(b) (1)	Deliver any controlled substance on a NWR.	\$250.00
27.82(b) (2)	Possess any controlled substance on a NWR.	\$100.00
27.82(b) (3)	Presence in a NWR while under the influence of controlled substance.	\$100.00
27.83	Indecency or disorderly conduct on a NWR.	\$100.00
27.84	Disturbing, molesting, or interfering with an official in performance of duty or, private person engaged in authorized activity.	\$200.00
27.85	Gambling on a NWR.	\$100.00
27.86	Begging and/or soliciting funds on a NWR.	\$ 50.00
27.91 prohibition.	Violation of field trial	\$ 50.00
27.92	Construct, install, occupy, or maintain private structure on a NWR.	\$150.00
27.93	Abandoning private property on refuge.	\$100.00 + Cost of removal
27.94	--Dumping of refuse or wastes on a NWR.	\$250.00 + Clean up cost

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 27</u>		
	--Depositing any environmental contaminate on a NWR.	\$500.00 + Clean up cost
	--Littering on a NWR.	\$ 50.00
27.94(b)	Violations of sanitary regulations.	\$100.00
27.95	Violations of fire regulations on a NWR.	\$200.00
27.95(a)	--Setting or causing fire on a NWR.	\$200.00
	--Unauthorized campfire on a NWR.	\$ 50.00
27.95(b)(e)	Unattended campfire-throw lighted substance.	\$ 50.00
27.95(d)	Smoking violations.	\$ 25.00
27.96	Unauthorized advertising on a NWR.	\$ 50.00 + Removal cost
27.97	Soliciting or conducting a commercial enterprise on a NWR.	\$100.00
28.31	Violations of rules, regulations, posted signs or special regulations not enumerated elsewhere.	\$ 25.00

Wildlife Refuges-Trapping50 CFR 31

31.16	Violation of federal trapping permit, regulations, state trapping laws, or other special trapping laws, or other special trapping regulations:	
	--Violate state law.	Adopts state fine

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
	--Violate permit conditions, marking of stakes, traps, etc.	\$ 50.00
	--Failure to inspect traps, other violations not enumerated.	\$100.00
	--Unlawful sets, or use of unlawful equipment.	\$150.00
	--Each animal unlawfully trapped.	\$ 50.00
	--Trap without state license.	\$100.00

Wildlife Refuges - Hunting

50 CFR 32

32.2(a)	Hunt without securing and possessing required state license.	\$100.00
32.2(c)	Hunt in violation of other federal laws or regulations.	\$ 50.00
32.2(d)	Failure to comply with state laws and regulations.	Adopts state fine
32.2(e)	Failure to comply with terms and conditions authorizing access or use of wildlife refuge areas.	\$ 50.00
32.2(f)	Failure to comply with refuge special hunting regulations.	\$ 50.00

Wildlife Refuges-Hunting

32.2(g)	Use of any drug on any arrow for bow hunting on a NWR or possession thereof.	\$100.00
32.2(h)	Unauthorized use of bait and hunting over bait.	\$200.00
32.2(i)	Unauthorized use of nails, wire to attach stand to tree.	\$ 50.00

Wildlife Refuges - Fishing50 CFR 33

33.2(a)	Fishing on a NWR without securing and possessing required state license.	\$100.00
33.2(b)	Failure to comply with other federal laws or regulations.	\$ 50.00
33.2(c)	Failure to comply with state laws or regulations.	\$ 50.00 or Adopts state fine whichever is larger
32.2(d)	Failure to comply with terms and/or conditions authorizing access or use of wildlife refuge areas.	\$ 50.00
33.2(e)	Failure to comply with refuge special fishing regulations.	\$ 50.00

LACEY ACT AMENDMENTS OF 1981
16 USC 3371-3378

Statute
16 USC

3372(a)(1) Import, export, transport, sell, receive, acquire, or purchase any-fish, wildlife, or plant, taken or possessed in violation of any law, treaty, or regulation of the U. S. or in violation of any Tribal Law.

<u>Species</u>	<u>Collateral</u>
Fish	\$100.00 + \$15.00/fish in violation
Big Game	\$300.00 + \$100.00/animal in violation
Small Game	\$125.00 + \$25.00/animal in violation
Furbearer	\$200.00 + \$25.00/animal in violation
Bird	\$100.00 + \$25.00/bird in violation
Plant	\$100.00 + \$25.00/plant in violation
Other	\$100.00 + \$25.00/specimen in violation

STATUTE
16 USC

3372(a)(2) Import, export, transport, sell, receive, acquire, or purchase in interstate or foreign commerce:

(A) Any fish or wildlife taken, possessed, transported, or sold in violation of any law or regulation of any state or in violation of any foreign law or,

16 USC 3371-337816 USC (Continued)

3372(a)(2)

(B) Any plant taken, possessed, transported, or sold in violation of any law or regulation of any state,

<u>Species</u>	<u>Collateral</u>
Fish	\$100.00 + \$15.00/fish in violation
Big Game	\$300.00 + \$100.00/animal in violation
Small Game	\$125.00 + \$25.00/animal in violation
Furbearer	\$200.00 + \$50.00/animal in violation
Bird	\$100.00 + \$25.00/bird in violation
Plant	\$100.00 + \$25.00/plant in violation
Other	\$100.00.+ \$25.00/specimen in violation

STATUTE16 USC

3372(a)(3)

Within the special maritime and territorial jurisdiction of the U. S. (as defined in Section 7 of Title 18),

(A) To possess any fish or wildlife taken, possessed, transported or sold in violation of any law or regulation of any state or in violation of any foreign law or Indian Tribal Law.

STATUTE
16 USC

3372(a)(3) (Cont'd.)

(B) To possess any plant taken, possessed, transported or sold in violation of any law or regulation of any state.

<u>Species</u>	<u>Collateral</u>
Fish	\$100.00 + \$15.00/fish in violation
Big Game	\$300.00 + \$100.00/animal in violation
Small Game	\$125.00 + \$25.00/animal in violation
Furbearer	\$200.00 + \$50.00/animal in violation
Bird	\$100.00 + \$25.00/bird in violation
Plant	\$100.00 + \$25.00/plant in violation
Other	\$100.00 + \$25.00/specimen in violation

3372(a)(4) Having imported, exported, transported, sold, purchased, or received any fish, wildlife or plant imported from any foreign country or transported in interstate or foreign commerce, to make or submit any false record, account, label, or identification thereof.

\$250.00

3372(a)(5) Attempt to commit any act described in 3372(a) paragraphs (1) through (4).

\$150.00

ASSIMILATIVE CRIMES ACT
18 USC 13

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
18 USC 13	Violations of state statutes on land administered by the US-FWS.	\$100.00 + \$50.00/Specimen where applicable

HUNTING, FISHING, TRAPPING ON MILITARY RESERVATION
10 USC 2671(a)

10 USC 2671(a)	Violations of state statutes for wildlife and plants while on a military reservation.	\$200.00 + \$50.00/Specimen
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AMERICAN ANTIQUITIES ACT
16 USC 433

16 USC 433	Appropriate, excavate, injure, or destroy historic or pre-historic ruin or monument or any object of antiquity.	\$250.00 + Cost of Restoration
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MIGRATORY BIRD TREATY ACT
16 USC 703

MIGRATORY BIRD HUNTING VIOLATIONS

16 USC 704; 707(A)	Unlawful taking of migratory nongame birds	\$100.00 per bird
20.23	Hunting before or after legal hours 15 minutes before or after legal hours	\$ 25.00 minimum
20.23	For taking bird more than 15 minutes before or after legal hours	\$ 2.00 per minute
20.21(b)	Use improperly plugged gun	\$ 25.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20.21(b)	Use unplugged gun	\$ 50.00
20.21(e)	Unlawful taking of migratory game birds by use of motor or sail boat	\$ 50.00
20.21(d)	Unlawful taking of migratory game birds by use of motor vehicle or aircraft	\$100.00
20.41	Unlawful transport of migratory game birds	\$ 25.00
20.38 hunting	Unlawful possession of live migratory game birds	\$100.00
21.11 (permits)	Unlawful possession of live migratory game birds	\$ 50.00
21.11	Unlawful possession of live migratory nongame birds	\$100.00
20.61	Unlawful import of migratory game birds	\$ 50.00
20.51 (hunting)	Unlawful export of migratory game birds	\$ 50.00
21.11 (permits)	Unlawful sale of migratory birds	\$ 50.00
20.21(a)	Unlawful trapping of migratory game birds	\$100.00
20.21(a)	Taking of migratory game birds with rifle	\$ 25.00
16 USC §718(a)	Hunting without "duck" stamp	\$ 50.00
21.11	Violation permit regulations	\$ 50.00
20.21(g)	Use illegal call device.	\$ 25.00
20.21	Other illegal weapons	\$100.00
20.38	Possess wounded, live migratory game birds	\$ 25.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20.36-37	Violation tagging regulations	\$100.00
20.25	Wanton waste of migratory game birds	\$ 25.00 per bird
20.72	Violation of state law/migratory birds	\$ 50.00
<u>50 CFR 20</u>		
20.21(a)	Take with illegal device or substance.	\$200.00 + \$50.00/Bird
20.21(b)	Take with shotgun capable of holding more than three (3) shells.	\$ 50.00 + \$25.00/Bird
20.21(c)	Take by means, aid or use of sinkbox.	\$250.00
20.21(d)	Take for or by means, aid, or use of motor driven conveyance, motor driven vehicle or aircraft.	\$100.00 + \$50.00/Bird
20.21(e)	Take by means of motor boat or other craft under power.	\$100.00 + \$25.00/Bird
20.21(f)	Take by use or aid of live birds.	\$150.00 + \$50.00/Bird
20.21(g)	Take by use or aid of recorded or amplified bird calls.	\$200.00 + \$50.00/Bird
20.21(h)	Take by means or aid of motor driven conveyance for concentrating, driving, rallying, or stirring up of waterfowl.	\$100.00 + \$25.00/Bird
20.21(i)	Take by the aid of baiting or on or over any baited area.	\$250.00 + \$25.00/Bird

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20.21(j)	Possession of shot shells loaded with shot other than steel shot.	\$100.00 + \$25.00/Bird
20.22	Take during closed season.	\$150.00 + \$25.00/Bird
20.23	Take before or after legal hours:	
	01-15 min.	\$ 50.00 + \$25.00/Bird
	16-30 min.	\$ 75.00 + \$25.00/Bird
	Over 30 min.	\$100.00 + \$50.00/Bird
20.24	Exceeding daily bag limit.	\$ 75.00 + \$25.00/Bird
20.25	Wanton waste.	\$100.00 + \$50.00/Bird after 1st Bird
20.26(c)	Failure to comply with temporary closure regulations as determined by the US-FWS.	\$100.00
20.31	Possession of birds taken in violation of 20.21 through 20.23.	\$100.00 + \$25.00/Bird
20.32	Possess freshly killed migratory bird in closed season.	\$150.00 + \$25.00/Bird
20.33	Exceed possession limit taken in the United States.	\$100.00 + \$25.00/Bird
20.34	Possession in excess of daily limit on opening day.	\$100.00 + \$25.00/Bird
20.35	Possess or transport in excess of daily field limit.	\$100.00 + \$25.00/Bird

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20.36	Violation of tagging regulations.	\$ 50.00 + \$25.00/Bird
20.37	Custody of untagged birds.	\$ 50.00 + \$10.00/Bird
20.38	Live wounded bird in possession.	\$ 50.00 + \$25.00/Bird
20.40	Gift of improperly tagged migratory game bird.	\$ 25.00 + \$10.00/Bird
20.41	Transportation of birds taken or possessed in violation of 20.21 through 20.23.	\$100.00 + \$10.00/Bird
20.42	Transportation of untagged birds of another person.	\$ 50.00 + \$10.00/Bird
20.43	Transport birds without species identification.	\$ 50.00 + \$25.00/Bird
20.44	Mis- or non-marking of package or container in U. S. as required.	\$ 50.00 + \$50.00/Container
20.51	Exportation of birds taken in violation of 20.21 through 20.23.	\$100.00 + \$50.00/Bird
20.52	Export birds with species identification removed.	\$ 50.00 + \$25.00/Bird
20.53	Mis-or non-marking of package or container in U. S. as required.	\$ 50.00 + \$25.00/Bird
20.61(a)	Import in excess of importation limits - Doves.	\$100.00 + \$25.00/Bird

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20.61(b)	Import in excess of importation limits - Waterfowl.	\$100.00 + \$25.00/Bird
20.62	Import birds of another.	\$ 50.00 + \$25.00/Bird
20.63	Import birds with species identification removed.	\$ 50.00 + \$25.00/Bird
20.64	Import, possess, transport, or ship birds without required export permits.	\$ 50.00
20.65	Import birds not drawn or dressed as required.	\$ 50.00
20.66	Mis- or non-marking of package or container - import as required.	\$ 50.00
20.71	Take, possess, transport, ship, or export migratory birds or their parts, eggs, or nest in violation of any other Federal law or regulation.	\$100.00 + \$50.00/Bird
20.72	Take, possess, transport, ship, or export migratory birds or their parts, eggs, or nest in violation of the state law or regulation.	\$100.00 + \$25.00/Bird
	--Take without valid State hunting license in possession.	\$100.00
	--Take without State hunting stamp in possession.	\$ 50.00
	--Take with invalid State hunting stamp in possession.	\$ 25.00

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20.73	Import, possess, transport, or ship any migratory birds or their parts, eggs, or nests if taken, bought, sold, transported, shipped, possessed, or exported contrary to the law or regulation of the foreign Country, or State, or Province thereof.	\$100.00 + \$25.00/Bird
20.81	Commercial facility with untagged migratory birds of another as required by 20.36.	\$ 50.00 + \$25.00/Bird
20.82	Violation of record-keeping requirements.	\$100.00
20.83	Not permitting premise inspection.	\$200.00
20.91(a)	Purchase, sell, or barter - or the offer thereof - for millinery or ornamental use, the feathers of migratory birds.	\$100.00
20.91(b)	Purchase, sell, or barter - or the offer thereof - of mounted specimens taken by hunting.	\$150.00/Bird
20.100	Take of migratory bird for which no season has been established.	\$250.00 + \$25.00/Bird
20.133	Violation of crow hunting regulations.	\$ 50.00 + \$25.00/Bird
16 USC 718a	Hunt migratory waterfowl without duck stamp.	\$100.00
16 USC 718b	Hunt migratory waterfowl with unsigned duck stamp.	\$ 50.00
16 USC 718E(a)	Loan/transfer duck stamp.	\$100.00
16 USC 718E(b)	Alter, mutilate, imitate,..or counterfeit duck stamp.	\$500.00

16 USC 703

Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21</u>		
21.2(a)	Purchase, sale, barter, or offer to purchase, sell or barter pre-act migratory birds.	\$100.00 + \$25.00/Bird
21.2(d)	Import/export unlawfully possessed migratory birds.	\$100.00 + \$25.00/Bird
21.11	Import, export, take, sell, purchase, otherwise acquire, possess, transport, or dispose of migratory birds or their parts, nests, or eggs without authorization.	\$100.00 + \$25.00/Bird
21.12(b)	Acquisition or disposition of migratory birds from or to unauthorized persons.	\$100.00 + \$25.00/Bird
21.13(a)	Taking mallard ducks or eggs from the wild without a permit.	\$100.00 + \$25.00/Bird
21.13(b)	Possession of unmarked mallard ducks without permit.	\$50.00 + \$25.00/Bird
21.13(c)	Sale or disposal of unmarked mallard ducks.	\$100.00 + \$25.00/Bird
21.13(d)	Shooting captive-reared mallards when unauthorized.	\$100.00 + \$25.00/Bird
21.13(e)	Possession of unmarked mallards prior to final processing for consumption.	\$ 50.00 + \$25.00/Bird

16 USC 703Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21</u> (Continued)		
21.14(a)	Acquire captive-reared migratory waterfowl from unauthorized source.	\$100.00 + \$25.00/Bird
21.14(b)	Possession of unmarked waterfowl after six weeks of age.	\$ 50.00
21.14(c)	Dispose of captive-reared migratory waterfowl without a permit.	\$100.00 + \$25.00/Bird
21.14(d)	Shooting of captive-reared migratory waterfowl without authorization.	\$ 50.00 + \$25.00/Bird
21.14(e)	Possession of unmarked captive migratory waterfowl prior to final processing for consumption.	\$ 50.00
21.14(f)	Failure to add or retain a 3-186 upon disposal of captive reared migratory waterfowl.	\$100.00
21.22(a)	Capture, band-or mark migratory birds without a permit.	\$100.00
21.22(c)(1)	Use of unauthorized band by permittee.	\$100.00
21.22(c)(2)	Use of untagged trap or net by permittee.	\$ 50.00
21.22(c)(3)	Failure to donate/transfer dead migratory birds.	\$100.00
21.22(c)(4)	Failure to keep required migratory bird banding records.	\$100.00
21.23	Violation of migratory bird banding permit requirements.	\$ 50.00

16 USC 703Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21 (Continued)</u>		
21.23(a)	Collect migratory birds for scientific purposes without a permit.	\$150.00
21.23(c) (1)	Failure to donate migratory birds within required time frame.	\$100.00
21.23(c) (2)	Collecting in violation of 50 CFR 20.	\$150.00
21.23(c) (3)	Take live migratory birds from the wild.	\$150.00
21.23(c) (4)	Failure to keep required migratory bird scientific collecting records.	\$100.00
21.24	Violation of migratory bird taxidermy permit requirements.	\$150.00
21.24(a)	Perform taxidermy services on migratory birds without a permit.	\$150.00
21.24(d) (1)	Failure to keep required migratory bird taxidermy records.	\$100.00
21.24(d) (2)	Failure to tag migratory birds on which taxidermy work is being performed.	\$100.00 + \$25.00/Bird
21.25	Violation of waterfowl sale and disposal permit requirements.	\$150.00
21.25(a)	Sell captive-reared migratory waterfowl without required permit.	\$150.00
21.25(c) (1)	Acquire migratory waterfowl from unauthorized source.	\$100.00
21.25(c) (2)	Failure to mark captive-reared migratory waterfowl.	\$ 50.00

Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21 (Continued)</u>		
21.25(c) (3)	Killing captive-reared migratory waterfowl by unlawful method.	\$100.00
21.25(c) (4)	Failure to retain marked foot or wing prior to processing.	\$100.00
21.25(c) (5)	Failure to complete/submit 3-186.	\$100.00
21.25(c) (6)	Failure to keep required migratory waterfowl sale and disposal records.	\$100.00
21.27(a)	Violation of migratory bird special purpose permit regulations.	\$100.00
21.27(c) (1)	Failure to file annual report of special purpose permit activities.	\$100.00
21.27(c) (2)	Failure to file other requested reports of special purpose permit activities.	\$100.00
21.28	Violation of falconry permit requirements.	\$250.00
21.28(b)	Take, possess, transport migratory birds for purposes of falconry without proper permit.	\$250.00 \$25.00/Bird
21.28(d) (4)	Failure to keep required falconry permit records.	\$200.00
21.28(e) (1)	Take, transport, possess golden eagle for falconry without permit.	\$350.00 + \$50.00/Bird
21.28(e) (2) (i)	Unauthorized interstate transfer of raptor for falconry.	\$250.00 + \$50.00/Bird
21.28(e) (2) (ii)	Unauthorized interstate transfer of raptor for falconry.	\$250.00 + \$50.00/Bird

Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21 (Continued)</u>		
21.28(e) (2) (iii)	Unauthorized purchase, sale, or barter of raptor for falconry.	\$500.00 + \$100.00/Bird
21.28(e) (3)	Take, possess, or transport raptor in violation of 50 CFR 21.29	\$250.00 + \$50.00/Bird
21.28(e) (4)	Failure to submit accurate annual report of falconry activities.	\$250.00
21.29(e) (1) (iii)	Possession by apprentice of more than one raptor or taking more than one replacement bird.	\$250.00 + \$50.00/Bird
21.29(e) (1) (iv)	Possession by apprentice of unauthorized species.	\$250.00 + \$50.00/Bird
21.29(e) (2) (iii)	Possession by general class permittee of more than two raptors or taking more than two replacement birds.	\$250.00 + \$50.00/Bird
21.29(e) (3) (ii)	Possession of master class or more than three raptors or taking more than two replacement birds.	\$250.00 + \$50.00/Bird
21.29(g) (3) (v)	Unauthorized take of a threatened species.	\$300.00
21.29(g) (3)	Failure to meet minimum falconry facility standards (g) (1).	\$150.00 + \$50.00/Bird
21.29(g) (3)	Failure to meet minimal falconry equipment standards (g) (2).	\$150.00 + \$50.00/Bird

Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21 (Continued)</u>		
21.29(g)(4)	Transporting or temporarily holding raptors without adequate facilities or protection.	\$200.00 + \$50.00/Bird
21.29(h)	Violation of state marking laws.	\$250.00 + \$50.00/Bird
21.29(i)(1)	Take of eyass by apprentice or take of more than two eyass by others.	\$250.00 + \$50.00/Bird
21.29(i)(2)	Take of passage bird during closed season.	\$250.00 + \$50.00/Bird
21.29(i)(4)	Take unauthorized species of raptor over one year of age.	\$250.00 + \$50.00/Bird
21.29(j)(4)	Care for raptor belonging to another without written authorization, or in excess of 30 days.	\$150.00 + \$50.00/Bird
21.29(j)(5)	Retain or exchange molted feathers for other than imping purposes.	\$150.00 + \$25.00/Feather
21.30(a)	Take, possess, transport, sell, purchase, barter or transfer any raptor, raptor egg, or raptor semen for propagation purposes without a permit.	\$250.00 + \$50.00/Specimen
21.30(d)(1)	Failure to provide adequate facilities.	\$150.00 + \$50.00/Bird

Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21 (Continued)</u>		
21.30(d) (2)	Failure to notify of eggs laid.	\$250.00 + \$50.00/Egg
21.30(d) (3)	Failure to properly mark propagation raptors.	\$250.00 + \$50.00/Bird
21.30(d) (3) (iv)	Failure to accurately report propagation of raptors.	\$150.00 + \$50.00/Bird
21.30(d) (4)	Unauthorized take of raptors from the wild for propagation.	\$250.00 + \$50.00/Bird
21.30(d) (5)	Unauthorized purchase, sale or barter of propagated raptor.	\$250.00 + \$50.00/Bird
21.30(d) (6)	Unauthorized use of propagation birds for falconry.	\$150.00 + \$50.00/Bird
21.30(d) (7)	Unauthorized hybridization of raptors.	\$500.00
21.30(d) (8)	Failure to notify and properly dispose of dead raptors or parts thereof.	\$250.00 + \$50.00/Bird
21.30(d) (9)	Unauthorized release of propagated raptor to the wild.	\$250.00 + \$50.00/Bird
21.30(d) (10)	Failure to maintain required records of propagation activities.	\$250.00
21.30(d) (11)	Failure to submit accurate annual report of propagation activity.	\$250.00
21.41	Violation of migratory bird depredation permit requirement.	\$100.00 + \$50.00/Bird

Migratory Bird Permits

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 21</u> (Continued)		
21.41(a)	Take, possess, transport, depredated migratory birds without required permit.	\$100.00 + \$50.00/Bird
21.41(c)(1)	Unauthorized killing of depredated migratory birds.	\$200.00 \$50.00/Bird
21.41(c)(2)	Take of depredated birds by unauthorized method or in unauthorized area.	\$200.00 + \$50.00/Bird
21.41(c)(3)	Take by luring or concealing from depredated birds.	\$150.00 + \$25.00/Bird
21.41(c)(4)	Failure to properly dispose of dead depredated migratory bird.	\$150.00 + \$25.00/Bird
21.41(c)(5)	Act as agent of depredation permittee without authorization.	\$150.00
21.42	Kill depredated migratory birds other than by permitted method.	\$100.00 + \$25.00/Bird
21.43	Violation of depredated control requirements for crows, blackbirds.	\$ 50.00 + \$25.00/Bird

16 USC 703Migratory Bird Violations

<u>SECTION NO.</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 703	Taking, pursuing, hunting, capturing, killing, or the attempt thereof; possess, sell, barter, purchase, ship, export, import, carry, transport - or offer or cause thereof migratory bird, their parts, nests, or eggs without authorization.	\$250.00 + \$50.00/Bird
16 USC 703	Ship, transport, carry in interstate or foreign commerce, any bird, part, nest, or egg thereof, captured, killed, taken, shipped, transported, or carried contrary to law of the place where captured, killed, taken, shipped, transported or carried.	\$250.00 + \$50.00/Bird

SCHEDULE E

POSTAL REGULATIONS 39 C.F.R. 232.1
SCHEDULE OF OFFENSES AND PENALTIES

These rules and regulations apply to all real property under the charge and control of the Postal Service, to all tenant agencies, and to all persons entering in or on such property. Violations of these rules and regulations are punishable by a fine of not more than \$50 or by imprisonment of not more than thirty (30) days or both.

<u>REGULATION</u>	<u>COLLATERAL</u>
(1) Recording presence (232.1(b))	\$ 20.00
(2) Improper disposal of rubbish (232.1(c))	\$ 25.00
(3) Spitting on property (232.1(c))	\$ 10.00
(4) Throwing of articles from building or climbing on building (232.1(c))	\$ 25.00
(5) Willfully damage, destroy or remove property (232.1(c))	*
(6) Failure to comply with signs of a prohibitory or directory nature or with directions of Security Force personnel (232.1(d))	\$ 20.00
(7) Disorderly conduct (232.1(e))	\$ 20.00
(8) Gambling (232.1(f))	\$ 25.00
(9) Entering on Postal premises under the influence of alcoholic beverage or controlled substance (232.1(g))	\$ 25.00
(10) Operating a motor vehicle on Postal premises under the influence of alcoholic beverage or controlled substance (232.1(g))	*
(11) Sale or use of alcoholic beverage on Postal property (231.1(g))	\$ 25.00
(12) Sale or use of controlled substance on Postal property (231.1(g))	*

REGULATION

COLLATERAL

