

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE

U.S. DISTRICT COURT
DISTRICT OF NH
FILED

2018 MAR -6 P 4:05

In Re: Forfeiture of Collateral
U.S. Fish and Wildlife Service

MOTION TO SUPERSEDE PREVIOUS STANDING ORDERS

The United States of America hereby requests that the Court supersede its previous standing order of December 1, 2015 to incorporate the U.S. Fish and Wildlife Service most recent forfeiture of collateral fine schedule for violations of Titles 16 and 18 of the United States Code and Title 50 of the Code of Federal Regulations (herein attached as Exhibit A).

No memorandum of law is necessary.

WHEREFORE, the United States requests that the motion be granted.

Respectfully submitted,

John J. Farley
Acting United States Attorney


February 28, 2018

By:



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Granted Denied



~~Andrea K. Johnston~~ JOSEPH LAPLANTE
United States Magistrate Judge

Date: 3/2/18

EXHIBIT A

UNITED STATES DISTRICT COURT

DISTRICT OF NEW HAMPSHIRE

U.S. FISH AND WILDLIFE SERVICE

VIOLATIONS OF TITLES 16, 18, AND 25, UNITED STATES CODE

AND

TITLE 50, CODE OF FEDERAL REGULATIONS

Persons charged with violations of any offense listed below may, in lieu of appearance, post collateral in the dollar amount indicated for the offense, waive appearance before a Magistrate, and consent to forfeiture of collateral. Persons charged with offenses not listed must appear for trial.

REGULATORY PENALTIES OF TITLE 50 CODE OF FEDERAL REGULATIONS

***** FINES MAY BE DOUBLED FOR SECOND AND SUBSEQUENT OFFENSES*****

GENERAL FISH AND WILDLIFE SERVICE PERMIT REGULATIONS
(16 USC 704; 16 USC 668a; 16 USC 1538(d); 16 USC 3373)

50 CFR 13

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
13.1	Engage in activity for which a permit is required without having a valid permit.....	\$200.00
13.23 (c)	Failure to notify the issuing permit office of changes to permittee's name or address within ten calendar days.....	\$100.00
13.25	Unauthorized transfer of a permit.....	\$150.00
13.41	Failure to maintain wildlife possessed pursuant to a permit, under humane and healthful conditions.....	\$200.00
	Each Specimen	\$50.00
13.42	Failure to adhere to specific authorization of a permit.....	\$150.00
13.43	Alteration of a permit.....	\$150.00
13.44	Failure to display a permit or present permit for inspection	\$100.00
13.45	Failure to file reports required by FWS permit	\$150.00
13.46	Failure to maintain records required by FWS	\$150.00
13.47	Failure to allow entry to premise for the purpose of inspecting activity authorized by FWS permit.....	\$450.00
13.48	Failure to comply with permit conditions.....	\$200.00
13.1 thru end	All other permit violations.....	\$200.00

**REGULATIONS FOR IMPORTATION, EXPORTATION & TRANSPORTATION OF
WILDLIFE
(16 USC 3371; 16 USC 1538)**

50 CFR 14

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
14.11	Import or export wildlife at non-designated port of entry.....	Commercial: \$300.00 Non-commercial: \$150.00
14.14 (b)	Knowingly unload an in-transit international shipment within the U.S.....	Commercial: \$300.00 Non-commercial: \$150.00
14.16	Import or export wildlife at a non-designated border port.....	Commercial: \$300.00 Non-commercial: \$150.00
14.31 thru 14.33	Violation of non-designated port permit conditions.....	\$300.00
14.51	Failure to allow detention and inspection of imported or exported wildlife.....	\$300.00
14.52(a)	Failure to obtain FWS clearance prior to loading and prior to release by US Customs of imported/exported wildlife.....	\$300.00
14.52(b)	Failure to return any wildlife released without clearance.....	\$300.00
14.52(c)(1-5)	Failure to make available all shipping documents, wildlife being imported or exported, permits, licenses, or other documents and permits as required by the laws or regulations of the U.S., the country of export or re-export, or any foreign country.....	\$300.00
14.54(a)	Failure to provide 48-hour prior notice of arrival of live or perishable wildlife shipments.....	\$300.00
14.61	Failure to file completed importation declaration as required.....	Commercial 1 st Offense: \$400.00 Commercial 2 nd Offense: \$1,000.00 Non-Commercial: \$200.00
14.62 (b)(2)	Failure to file completed Form 3-177 for entry of game mammals or birds.....	Commercial 1 st Offense: \$400.00 Commercial 2 nd Offense: \$1,000.00 Non-Commercial: \$200.00

14.63	Failure to file completed exportation declaration as required.....	
	Commercial 1 st Offense:	\$400.00
	Commercial 2 nd Offense:	\$1,000.00
	Non-Commercial:	\$200.00
14.81	Failure to mark wildlife container shipped in interstate or foreign commerce.....	
	Commercial 1 st Offense:	\$400.00
	Commercial 2 nd Offense:	\$1,000.00
	Non-Commercial:	\$100.00
14.82	Ship in interstate or foreign commerce without complying with marking requirements or alternatives.....	
	Commercial 1 st Offense:	\$400.00
	Commercial 2 nd Offense:	\$1,000.00
	Non-Commercial:	\$100.00
14.91	Engage in business as importer/exporter of wildlife without obtaining import/export license.....	
	Commercial 1 st Offense:	\$500.00
	Commercial 2 nd Offense:	\$1,000.00
14.93 (c)(1)	Failure to maintain detailed records of every wildlife import, export, and the disposition thereof, including a description of the wildlife, quantity, scientific name, place of origin; dates, places, and manner of disposition, as well as a name and address for each consignee.....	\$300.00
14.93(c)(3)	Failure to maintain import/export records for five years.....	\$300.00
14.93 (c)(4)	Failure to allow FWS officers access to licensee's place of business for inspection.....	\$300.00
14.94(a) thru 14.94 (d)	Failure to pay license fees, inspection fees, or other associated costs for wildlife shipments.....	\$300.00
14.103	Import/transport wildlife under inhumane/unhealthful conditions or in violation of other legal requirements.....	\$300.00
	Per item/specimen.....	\$50.00
14.104	Failure to provide an English translation of required certificates/documents.....	\$200.00
	Per item/specimen.....	\$50.00
14.105	Unauthorized acceptance by carrier of any wild mammal or bird for transport to the U.S.....	\$200.00
	Per item/specimen.....	\$50.00

14.106	Failure by carrier to require proper primary enclosures for transport to U.S.....	\$200.00
	Per item/specimen.....	.\$50.00
14.107	Improper animal cargo space in conveyance.....	\$200.00
	Per item/specimen.....	.\$50.00
14.108	Violation by carrier of food/water requirements.....	\$200.00
	Per item/specimen.....	.\$50.00
14.109(b)	Improper ambient air temperature and ventilation provided by holding area, transporting device, conveyance or terminal facility	\$200.00
	Per item/specimen.....	.\$50.00
14.110	Improper or lack of animal holding area.....	\$200.00
	Per item/specimen.....	.\$50.00
14.111	Violation of handling requirements.....	\$200.00
	Per item/specimen.....	.\$50.00
14.104 thru 14.172	Violate Humane Transport Regulations.....	\$200.00
	Per item/specimen.....	.\$50.00
14.1 thru end	All other violations.....	\$200.00
	Per item/specimen.....	.\$50.00

WILD BIRD CONSERVATION ACT
(16 USC 4901)

Regulations for the Importation of Exotic Birds

50 CFR 15

STATUTE OFFENSE

COLLATERAL

16 USC 4901	Import any exotic bird in violation of any prohibition, suspension, or quota on importation; import an exotic bird not captive bred at a qualifying facility; or violate any regulation promulgated pursuant to this act.....	\$500.00
	Per item/specimen.....	.\$50.00
15.11 (b)	Import, attempt to import, or cause the importation of an exotic bird species listed in CITES that is not included in the approved list.....\$300.00
	Per item/specimen.....\$50.00
15.11 (c)	Import any exotic bird species listed in the prohibited list.....	\$300.00
	Per item/specimen.....\$50.00

15.11 (d)	Import any exotic bird species from a country on the prohibited country list.....	\$300.00
	Per item/specimen.....	\$50.00
15.11 (e)	Import any exotic bird species from a qualifying facility breeding birds in captivity if the exotic bird was not captive bred at the listed facility.....	\$300.00
	Per item/specimen.....	\$50.00
15.11(f)	Violate conditions of exotic bird import permit.....	\$300.00
	Per item/specimen.....	\$50.00
15.21 thru 15.26	Violate conditions of wild bird permit.....	\$300.00
	Per item/specimen.....	\$50.00
15.1 thru end	All other violations.....	\$200.00

STATUTORY PENALTIES

***** FINES MAY BE DOUBLED FOR SECOND AND SUBSEQUENT OFFENSES*****

LACEY ACT
(16 USC 42, 16 USC 3371-3378)

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
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 Indian Tribal Law.....	\$600.00
Species:	Marine Mammal	\$1,000.00
	Fish.....	\$500.00
	Big game.....	\$1,000.00
	Small game.....	\$750.00
	Reptile	\$750.00
	Amphibian	\$750.00
	Furbearer.....	\$750.00
	Bird.....	\$750.00
	Plant.....	\$500.00
	Other.....	\$500.00
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 a state or foreign law.....	\$500.00
	B) Any plant taken, possessed, transported, or sold in violation of any law of any state.....	\$500.00

Species:	Fish.....	\$50.00
	Big game.....	\$100.00
	Small game.....	\$50.00
	Furbearer.....	\$75.00
	Bird.....	\$75.00
	Plant.....	\$50.00
	Other.....	\$50.00

16 USC 3372 (a)(3) Within the special maritime and territorial jurisdiction of the U.S.
(Section 7, Title 18):

(A) Any fish or wildlife taken, possessed, transported, or sold in violation of any law or regulation of any state, foreign or Indian Tribal law..... \$500.00

(B) To possess any plant taken, possessed, transported, or sold in violation of any law of any state..... \$500.00

Species:	Fish.....	\$50.00
	Big game.....	\$100.00
	Small game.....	\$50.00
	Furbearer.....	\$75.00
	Bird.....	\$75.00
	Plant.....	\$50.00
	Other.....	\$50.00

16 USC 3372 (a)(4) Attempt to commit any act described in 16 USC 3372 (a) paragraphs (1) through (3)..... \$500.00

16 USC 3372 (b) Import, export, or transport in interstate commerce any fish or wildlife in unmarked or improperly marked, labeled, or tagged container or package..... \$500.00

16 USC 3372 (c) Sale and purchase of guiding and outfitting services and invalid licenses and permits. It shall be deemed to be a sale of fish or wildlife in violation of this Act:

(1)(A) to provide guiding, outfitting, or other services for money or other consideration, for the illegal taking, acquiring, receiving, transporting, or possessing of fish or wildlife..... \$500.00

(1)(B) to provide a hunting or fishing license or permit for the illegal taking, acquiring, receiving, transporting, or possessing of fish or wildlife..... \$500.00

..... It shall be deemed to be a sale of fish or wildlife in violation of this Act,

(2)(A) to obtain for money or other consideration guiding, outfitting, or other services for the illegal taking, acquiring, receiving, transporting, or possessing of fish and wildlife.....\$500.00

(2)(B) to obtain for money or other purposes a hunting or fishing license or permit for the illegal taking, acquiring, receiving, transporting, or possessing of fish and wildlife.....\$500.00

16 USC 3372 (d)..... Make or submit any false record, account, label, or any false identification of any fish, wildlife or plant which has been or is intended to be imported, exported, transported, sold, purchased, or received from any foreign country or is intended to be transported in interstate or foreign commerce..... \$500.00

16 USC 3373 (d)(1)(A) Knowingly import/export any fish, wildlife, or plants in violation of 16 USC 3373 (other than subsections (b) and (d) of section 3372)...Indictment

16 USC 3373 (d)(2)(B) Knowingly engaging in conduct involving the sale or purchase of, the offer of sale or purchase of, or the intent to sell or purchase, fish or wildlife or plants valued above \$350, knowing that the fish or wildlife or plants were taken, possessed, transported, or sold in violation of any law, treaty, or regulation.....\$500.00 Misdemeanor

18 USC 42 (a)(1) Importation, shipment, or possession of injurious wildlife..... \$300.00
Per Specimen \$75.00

18 USC 42(c) Importation of any wild animal or bird under inhumane or unhealthful conditions..... \$300.00
Per item/specimen.....\$75.00

IMPORTATION OR SHIPMENT OF INJURIOUS SPECIES LACEY ACT (16 USC 42)

Regulations for the Importation or Shipment of Injurious Species

50 CFR 16

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16.3	Import fish or eggs of the family Salmonidae..... Per item/specimen.....	\$500.00 \$50.00
16.11 (a)	Import, transport, or acquire any prohibited species of live mammal..... Per item/specimen.....	\$500.00 \$50.00
16.11 (b)	Release of imported live wild animals or progeny to the wild without authorization..... Per item/specimen.....	\$500.00 \$50.00

16.12 (a)	Import, transport, or acquire any prohibited species of birds or eggs thereof....	\$500.00
	Per Item/specimen.....\$50.00
16.12 (b)	Release of live, imported, wild game birds or progeny to the wild without authorization.....	\$500.00
	Per item/specimen.....	\$50.00
16.12 (c)	Release of live, imported, wild, non-game birds or progeny to the wild without authorization.....	\$500.00
	Per item/specimen.....	..\$50.00
16.12 (d)	Importation of wild non-game bird eggs.....	\$500.00
	Per item/specimen.....	\$50.00
16.13	Importation of fish or eggs of the family Claridae.....	\$500.00
	Per item/specimen.....	\$50.00
16.13 (a)(1)	Release of imported, live, wild fish, mollusks, crustaceans, or progeny or eggs thereof, to the wild without authorization.....	\$500.00
	Per Item/specimen.....	.. \$50.00
16.13 (a)(2)	Release of imported, live wild fish, mollusks, crustaceans, or progeny or eggs thereof to the wild without authorization.....	\$500.00
	Per item/specimen.....	\$50.00
16.13 (a)(3)	Importation of live or uneviscerated dead fish, live fertilized eggs, or gametes of fish from the family Salmonidae without a disease-free health certificate.....	\$500.00
16.13 (b)(1)	Health certificates accompanying these shipments must be written in the English language, must relay the viral testing methods and results, and must be signed in the country of origin by a certified fish pathologist	\$500.00
16.14	Release of imported live wild amphibians or progeny or eggs thereof to the wild without authorization.....	\$500.00
	Per item/specimen.....	\$50.00
16.15 (a)	Importation, transportation, or acquisition of any live specimen or egg of the brown tree snake.....	\$500.00
	Per item/specimen.....	\$50.00
16.15 (b)	Release of live reptiles, progeny, or their eggs into the wild without authorization\$500.00
	Per item/specimen.....\$50.00
16.22(b)(1)	Failure to confine injurious species as dictated on the permit.....	\$250.00
	Per item/specimen.....	\$50.00

16.22(b)(2)	Sell, donate, trade, loan or transfer injurious species to unauthorized person...\$250.00 Per item/specimen.....\$50.00
16.22(b)(3)	Failure to notify authorities of escape of permitted injurious species.....\$300.00 Per item/specimen.....\$50.00
16.1 thru end	All other violations.....\$300.00

ENDANGERED SPECIES ACT
(16 USC 1531-1543)

Endangered & Threatened Wildlife & Plant Regulations

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 1538 (a)(1)(A)	Import or export any endangered fish or wildlife..... Per item/specimen.....	\$1,000.00 \$250.00
16 USC 1538 (a)(1)(B)	Take within the United States or territorial sea..... Per item/specimen.....	\$1,000.00 \$250.00
16 USC 1538 (a)(1)(C)	Take upon high seas..... Per item/specimen.....	\$1,000.00 \$250.00
16 USC 1538 (a)(1)(D)	Possess, sell, deliver, carry, transport, or ship species in violation of subparagraphs (B) or (C)..... Per item/specimen.....	\$1,000.00 \$500.00
16 USC 1538 (a)(1)(E)	Deliver, receive, carry, transport, or ship in interstate or foreign commerce in the course of a commercial activity..... Per item/specimen.....	\$1,000.00 \$250.00
16 USC 1538 (a)(1)(F)	Sell or offer for sale in interstate or foreign commerce..... Per item/specimen.....	\$1,000.00 \$250.00
16 USC 1538 (a)(1)(G)	Violate any regulation promulgated by the Secretary for threatened species..... Per item/specimen.....	\$1,000.00 \$250.00
16 USC 1538 (a)(2)(A)	Violate regulations regarding endangered plant species..... Per item/specimen.....	\$1,000.00 \$250.00
16 USC 1538 (a)(2)(E)	Violate any regulation pertaining to threatened plants..... Per item/specimen.....	\$1,000.00 \$250.00

16 USC 1538 (c)	Violate the Convention on International Trade for appendix-listed wildlife, fish, or plants.....	\$1,000.00
	Per item/specimen.....	\$250.00
16 USC 1538 (d)	Engage in business as an importer/exporter without permission from the Secretary.....	\$1,000.00
16 USC 1538 (e)	Fail to file declaration or report by persons importing or exporting fish or wildlife products or plants.....	\$1,000.00
16 USC 1538 (f)	Violate designated port requirements.....	\$1,000.00

50 CFR 17: Endangered Wildlife

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
17.21(a)	Commit, attempt to commit, solicit another to commit or cause to be committed any prohibited act regarding endangered wildlife.....	\$1,000.00
	Per item/specimen.....	\$200.00
17.21(b)	Import or export endangered wildlife.....	\$1,000.00
	Per item/specimen.....	\$200.00
17.21(c)	Knowingly take an endangered species within the U.S.....	\$1,500.00
	Per item/specimen.....	\$200.00
17.21 (d)	Knowingly possess, sell, deliver, carry, transport or ship unlawfully taken endangered wildlife.....	\$1,000.00
	Per item/specimen.....	\$200.00
17.21(e)	Knowingly deliver, receive, carry, transport or ship endangered wildlife in interstate/foreign commerce for commercial purposes.....	\$1,000.00
	Per item/specimen.....	\$200.00
17.21(f)	Knowingly sell/offer for sale in interstate or foreign commerce any endangered species.....	\$1,000.00
	Per item/specimen.....	\$200.00
17.21(g)	Knowingly violate captive-bred endangered species regulations.....	\$500.00
	Per item/specimen.....	\$200.00

17.22 Knowingly violate conditions of endangered species scientific permit.....\$500.00
 Per item/specimen..... \$100.00

17.23 Knowingly violate conditions of endangered species hardship Permit.....\$500.00
 Per item/specimen.....\$100.00

Threatened Wildlife

17.31 Knowingly violate threatened wildlife prohibitions:
 Attempt to commit, solicit another to commit, or cause to be
 committed any prohibited act regarding threatened wildlife.. \$1,000.00
 Per item/specimen.....\$200.00

Import/export threatened wildlife... ..\$1,000.00
 Per item/specimen... ..\$200.00

Take a threatened species.....\$1,000.00
 Per item/specimen... ..\$200.00

Possess, sell, deliver, carry, transport or ship unlawfully taken
 threatened wildlife... ..\$1,000.00
 Per item/specimen... ..\$200.00

Deliver, receive, carry, transport or ship in interstate or foreign
 commerce for commercial purposes any threatened wildlife...\$1,000.00
 Per item/specimen... ..\$200.00

Sell/offer for sale in interstate or foreign commerce any threatened
 species.... ..\$1,000.00
 Per item/specimen.....\$200.00

Violate captive-bred threatened species regulations... ..\$1,000.00
 Per item/specimen.....\$200.00

17.40 thru 17.48 Violate special regulations for threatened wildlife... ..\$1,000.00
 Per item/specimen.....\$200.00

Endangered Plants

17.61 Knowingly violate endangered plant regulations.....\$1,000.00
 Per item/specimen.....\$200.00

17.62(c) Fail to comply with permit conditions.....\$500.00
 Per item/specimen.....\$100.00

Threatened Plants

17.71 Violate threatened plant regulations\$1,000.00
 Per item/specimen.....\$200.00

17.72(c)

Violate conditions of threatened plant permit.....\$500.00
Per item/specimen.....\$200.00

17.82	Violation of general experimental regulations.....	\$500.00
	Per item/specimen.....	\$200.00
17.84 thru 17.108	Violation of special regulations.....	\$500.00
	Per item/specimen.....	\$200.00
17.1 thru end	All other violations.....	\$500.00
	Per item/specimen.....	\$200.00

MARINE MAMMAL PROTECTION ACT
(16 USC 1371-1372)

Marine Mammal Regulations

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 1371	Take or import any marine mammal, parts or products.....	\$1,000.00
	Per item/specimen.....	\$500.00
16 USC 1372 (a)	Unlawful take of a marine mammal.....	\$1,000.00
	Per item/specimen.....	\$500.00
16 USC 1372 (b)	Unlawful importation or inhumane taking.....	\$1,000.00
	Per item/specimen.....	\$500.00
16 USC 1372 (c)(1)	Unlawful importation of illegally taken marine mammal.....	\$1,000.00
	Per item/specimen.....	\$500.00
16 USC 1372 (c)(2)	Unlawful importation of marine mammal product.....	\$1,000.00
	Per item/specimen.....	\$500.00
16 USC 1372 (c)(3)	Unlawful importation of fish.....	\$1,000.00
	Per item/specimen.....	\$500.00
<u>50 CFR 18</u>		
18.11 (a)	Knowingly take marine mammals on the high seas except as provided.....	\$1,000.00
	Per item/specimen.....	\$200.00
18.11 (b)	Knowingly take marine mammals in waters or on lands under jurisdiction of the United States except as provided.....	\$1,000.00
	Per item/specimen.....	\$200.00
18.12 (a)	Importation of a marine mammal or marine mammal product into the U.S.	
	Per item/specimen.....	\$100.00
	Commercial.....	\$1,000.00
	Non-commercial.....	\$300.00

18.12(b)(1)(i) Importation of a marine mammal taken in violation of the Act	
Per item/specimen.....	\$100.00
Commercial.....	\$1,000.00
Non-commercial.....	\$300.00
18.12 (b)(1)(ii) Importation of a marine mammal taken in another country in violation of the laws of that country.....	
Per item/specimen.....	\$200.00
Commercial.....	\$1,000.00
Non-commercial.....	\$300.00
18.12 (b)(2)(i) Importation of a marine mammal product if the animal of origin would be covered In the Act.....	
Per item/specimen.....	\$100.00
Commercial.....	\$1,000.00
Non-commercial.....	\$500.00
18.12(b)(2)(ii) Importation of a marine mammal product when the sale of such a product is illegal in the products' country of origin.....	
Per item/specimen.....	\$100.00
Commercial.....	\$1,000.00
Non-commercial.....	\$500.00
18.12 (c)(1)Importation of a marine mammal which was pregnant at the time of taking.....	
Per item/specimen.....	\$200.00
Commercial.....	\$1,000.00
Non-commercial.....	\$500.00
18.12 (c)(2) Importation of a marine mammal which was nursing or less than eight months old at the time of taking.....	
Per item/specimen.....	\$200.00
Commercial.....	\$1,000.00
Non-commercial.....	\$500.00
18.12 (c)(3) Importation of a threatened or endangered species of marine mammal.....	
Per item/specimen.....	\$200.00
Commercial.....	\$1,000.00
Non-commercial.....	\$500.00
18.12 (c)(4) Importation of a marine mammal taken from depleted species or stock.....	
Per item/specimen.....	\$200.00
Commercial.....	\$1,000.00
Non-commercial.....	\$500.00

18.12 (c)(5)	Importation of a marine mammal taken in an inhumane manner.....	
	Per item/specimen.....	\$200.00
	Commercial.....	\$1,000.00
	Non-Commercial.....	\$750.00
18.12 (d)	Importation of fish whether fresh, frozen, or otherwise prepared if such fish was caught in a manner proscribed by the Secretary of Commerce for persons subject to U.S. jurisdiction whether or not any marine mammals were taken incident to the catching of fish.....	\$1,000.00
	Per item/specimen.....	\$200.00
18.13	Possess, transport, sell, purchase, transport or import illegally taken marine mammals or marine mammal product	
	Per item/specimen.....	\$1,000.00
	Commercial.....	\$500.00
	Non-commercial.....	\$300.00
18.1 thru end	All other violations.....	\$500.00

AIRBORNE HUNTING ACT
(16 USC 742j-1) Airborne Hunting Regulations

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 742 (j) thru (l)	While airborne in aircraft, shoot, attempt to shoot, capture, kill any bird, fish or other animal.....	\$1,500.00
	Per item/specimen.....	\$100.00
 <u>50 CFR 19</u>		
19.11(a)(1)	Shoot from an aircraft for purposes of capturing or killing wildlife.....	\$500.00
	Per item/specimen.....	\$300.00
19.11(a)(2)	Use aircraft to harass wildlife.....	\$500.00
19.11(a)(3)	Participate in using aircraft to shoot/harass wildlife.....	\$500.00
19.32	Failure to file annual report.....	\$200.00
19.1 thru end	All other violations.....	\$500.00

MIGRATORY BIRD TREATY ACT
(16 USC 703-711)

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 703	Take, pursue, hunt, capture, kill or the attempt thereof, possess, sell, barter, purchase, ship, export, import, carry, transport, offer or cause thereof: migratory birds, their parts, nests or eggs, except as may be permitted.....\$500.00
	Per item/specimen.....	\$50.00
16 USC 704(b)(1)	Take any migratory game bird by the aid of baiting, or on or over any baited area, if the person knows or reasonably should have known that the area is a baited area.....	\$500.00
	Per item/specimen.....	\$50.00
16 USC 704(b)(2)	Place or direct the placement of bait on or adjacent to an area for the purpose of causing, inducing, or allowing any person to take or attempt to take any migratory game bird by the aid of baiting on or over the baited area.....	\$1,000.00
	Per item/specimen.....	\$50.00
16 USC 705	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.....	..\$500.00
	Per item/specimen.....	...\$50.00

MIGRATORY BIRD TREATY ACT
(16 USC 703-712)

Migratory Bird Hunting Regulations

<u>50 CFR 20</u>	<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20.20 (b)		Failure to comply with requirements of the Migratory Bird Harvest Information Program (HIP).....	\$150.00
		Per item/specimen.....	\$50.00
20.21(a)		Take with illegal device or substance....	\$200.00
		Per item/specimen.....	\$50.00
20.21 (b)		Take with shotgun capable of holding more than 3 shells.....	\$200.00
		Per item/specimen.....	\$50.00
20.21 (c)		Take by means, aid, or use of sinkbox.....	\$200.00
		Per item/specimen.....	\$50.00

20.21 (d)	Take via motor driven conveyance or aircraft	\$200.00
	Per item/specimen.....	\$50.00
20.21(e)	Take by means of motor boat or other craft under power.....	\$200.00
	Per item/specimen.....	\$50.00
20.21 (f)	Take by use or aid of live birds.....	\$200.00
	Per item/specimen.....	\$50.00
20.21 (g)	Take by use or aid of recorded or amplified bird calls.....	\$200.00
	Per item/specimen.....	\$50.00
20.21 (h)	Take by means or aid of motor driven conveyance for concentrating, driving, rallying or stirring up waterfowl	\$200.00
	Per item/specimen.....	\$50.00
20.21 (i)	Take by the aid of baiting or on or over any baited area.....	\$500.00
	Per item/specimen.....	\$50.00
20.21(j)	Possess toxic shot while hunting waterfowl or coots.....	\$200.00
	Forfeiture + \$5.00 Per shells	
20.22	Take during closed season.....	\$350.00
	Per item/specimen.....	\$50.00
20.23	Take before or after legal hours:	
	1-15 minutes... ..	\$100.00
	16-30 minutes... ..	\$200.00
	Over 30 minutes... ..	\$300.00
	Per specimen... ..	\$50.00
20.24	Exceed daily bag limit.....	\$300.00
	Per item/specimen.....	\$50.00
20.25	Wanton waste of migratory game bird.....	\$300.00
	Per specimen... ..	\$50.00
20.26 (c)	Failure to comply with USFWS temporary closure regulations.....	\$300.00
20.31	Possession of birds taken in violation of 20.20 through 20.24.....	\$200.00
	Per item/specimen.....	\$50.00
20.32	Possess freshly killed migratory bird in closed season.....	\$300.00
	Per item/specimen.....	\$50.00
20.33	Exceed possession limit taken in the U.S.....	\$300.00
	Per item/specimen.....	\$50.00

20.34	Possession in excess of daily limit on opening day.....	\$300.00
	Per item/specimen.....	\$50.00
20.35	Possess or transport in excess of daily field limit.....	\$300.00
	Per item/specimen.....	\$50.00
20.36	Leave untagged birds in place or custody of another person.....	\$200.00
	Per item/specimen.....	\$50.00
20.37	Receive or have in custody untagged birds of another.....	\$200.00
	Per item/specimen.....	\$50.00
20.38	Possess live wounded bird.....	\$150.00
	Per item/specimen.....	\$50.00
20.40	Receive, possess, or give another untagged birds... .	\$200.00
	Per item/specimen.....	\$50.00
20.41	Transport birds taken in violation of 20.20 thru 20.24... ..	\$200.00
	Per item/specimen.....	\$50.00
20.42	Transport untagged birds of another person.....	\$200.00
	Per item/specimen.....	\$50.00
20.43	Transport birds without species identification.....	\$200.00
	Per item/specimen....	\$50.00
20.44	Transport unmarked or improperly marked package containing migratory game birds via postal service or common carrier.....	\$100.00
	Per item/specimen.....	\$50.00
20.51	Export birds taken in violation of 20.20 thru 20.24.....	\$200.00
	Per item/specimen.....	\$50.00
20.52	Export birds with species identification removed.....	\$200.00
	Per item/specimen.....	\$50.00
20.53	Export birds via the Postal Service or common carrier in mismarked or unmarked container.....	\$200.00
	Per item/specimen.....	\$50.00
20.61 (a)	Import doves in excess of importation limit.....	\$200.00
	Per item/specimen.....	\$50.00
20.61 (b)	Import in excess of importation limit of waterfowl.....	\$200.00
	Per item/specimen.....	\$50.00

20.62	Import migratory game birds belonging to another.....	\$200.00
	Per item/specimen.....	\$50.00
20.63	Import birds with species identification removed.....	\$200.00
	Per item/specimen.....	\$50.00
20.64	Import, possess, transport, or ship birds without required export permits.....	\$200.00
	Per item/specimen.....	\$50.00
20.65	Import birds not drawn or dressed as required.....	\$200.00
	Per item/specimen.....	\$50.00
20.66	Import unmarked or improperly marked packages containing migratory birds.....	\$200.00
	Per item/specimen.....	\$50.00
20.71	Take, possess, transport, ship, or export migratory birds, their parts, eggs, or nest in violation of any other Federal law or regulation.....	\$200.00
	Per item/specimen.....	\$50.00
20.72	Take, possess, transport, ship, or export migratory birds, their parts, eggs, or nest in violation of state law or regulation.....	\$200.00
	Per item/specimen.....	\$50.00
20.73	Import, possess, transport, or ship any migratory birds, their parts, eggs, or nests if taken, bought, sold, transported, shipped, possessed, or exported contrary to laws or regulations of any foreign country, state, or province.....	\$200.00
	Per item/specimen.....	\$50.00
20.81	Commercial facility: possession of untagged migratory birds of another as required by 20.36.....	\$350.00
	Per item/specimen.....	\$50.00
20.82	Violation of record-keeping requirement.....	\$200.00
20.83	Failure to permit inspection of premise and/or records.....	\$500.00
20.91 (a)	Purchase, sell, barter, or offer thereof, for millinery or ornamental use, the feathers of migratory birds.....	\$500.00
	Per item/specimen.....	\$50.00
20.91(b)	Purchase, sell, barter, or offer thereof, of mounted specimens taken by hunting.....	\$500.00
	Per item/specimen.....	\$50.00
20.100	Take migratory game bird for which no season has been established... ..	\$500.00
	Per item/specimen.....	\$50.00

20.133	Violate crow hunting regulations.....	\$100.00
	Per item/specimen.....	\$50.00
20.1 thru	All additional violations.....	\$200.00
End	Per item/specimen.....	\$50.00

Migratory Bird Permit Regulations

50 CFR 21

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
21.2 (a)	Purchase, sale, barter or offer to purchase, sell, or barter pre-act migratory birds.....	\$200.00
	Per specimen.....	\$50.00
21.11	Take, possess, import, export, transport, sell, purchase, barter or offer for sale, or purchase migratory birds or their parts, nests, or eggs without authorization.....	\$200.00
	Per specimen.....	\$50.00
21.12 (b)	Acquisition or disposition of migratory birds from or to an unauthorized person	\$200.00
	Per specimen.....	\$50.00
21.13 (a)	Taking mallard ducks or eggs from the wild without a permit.....	\$200.00
	Per specimen.....	\$50.00
21.13 (b)	Possession of unmarked mallard ducks without a permit.....	\$200.00
	Per specimen.....	\$50.00
21.13 (c)	Sale or disposition of unmarked mallard ducks.....	\$200.00
	Per specimen.....	\$50.00
21.13 (d)	Unauthorized shooting of captive-reared mallards.....	\$200.00
	Per specimen.....	\$50.00
21.13 (e)	Possession of unmarked mallards prior to final processing for consumption.....	\$200.00
	Per specimen.....	\$50.00
21.14 (a)	Acquisition of captive-reared migratory waterfowl from an unauthorized source.....	\$200.00
	Per specimen.....	\$50.00
21.14 (b)	Possession of unmarked waterfowl after six weeks of age.....	\$200.00
	Per specimen.....	\$50.00

21.14 (c)	Disposing of captive-reared waterfowl without a permit.....	\$200.00
	Per specimen.....	\$50.00
21.14 (d)	Unauthorized shooting of captive-reared waterfowl.....	\$200.00
	Per specimen.....	\$50.00
21.14 (e)	Possession of unmarked captive waterfowl	\$200.00
	Per specimen.....	\$50.00
21.14 (f)	Failure to add or retain a 3-186 upon disposal of captive-reared migratory waterfowl.....	\$200.00
	Per specimen.....	\$50.00
21.21(a)(1)	Import migratory birds, their parts, nests, or eggs without an import permit ..	\$200.00
	Each specimen	\$50.00
21.21(a)(2)	Export migratory birds, their parts, nests, or eggs without an export permit .	\$200.00
	Each specimen:	\$50.00
21.22 (a)	Capturing, banding, or marking migratory birds without a permit.....	\$200.00
	Per specimen.....	\$50.00
21.22 (c)(4)	Failure to keep required migratory bird banding records.....	\$200.00
	Per specimen.....	\$50.00
21.22	Violation of any other migratory bird banding requirements.....	\$200.00
	Per specimen.....	\$50.00
21.23 (a)	Collecting migratory birds for scientific purposes without a permit.....	\$200.00
	Per specimen.....	\$50.00
21.23 (c)(4)	Failure to submit annual scientific collecting reports as required.....	\$200.00
21.23	Violation of any other migratory bird scientific collecting permit requirement.....	\$200.00
	Per specimen.....	\$50.00
21.24 (a)	Perform taxidermy services on migratory birds without a permit.....	\$250.00
	Per specimen.....	\$50.00
21.24 (d)(1)	Failure to keep required taxidermy records.....	\$250.00
	Per specimen.....	\$50.00
21.24 (d)(2)	Possess untagged migratory birds of another for taxidermy services.....	\$250.00
	Per specimen.....	\$50.00

21.24	Violation of any additional taxidermy permit requirements.....	\$200.00
	Per specimen.....	\$50.00
21.25 (a)	Sell captive-reared migratory waterfowl without required permit.....	\$250.00
	Per specimen.....	\$50.00
21.25 (c)(1)	Acquire migratory waterfowl from unauthorized source.....	\$200.00
	Per specimen.....	\$50.00
21.25 (c)(2)	Failure to mark captive-reared migratory waterfowl.....	\$200.00
	Per specimen.....	\$50.00
21.25 (c)(3)	Killing captive-reared migratory waterfowl by unlawful method.....	\$200.00
	Per specimen.....	\$50.00
21.25 (c)(4)	Failure to retain marked foot or wing prior to processing.....	\$200.00
	Per specimen.....	\$50.00
21.25 (c)(5)	Failure to complete/submit required 3-186.....	\$200.00
21.25 (c)(6)	Failure to keep required migratory waterfowl sale and disposal records.....	\$200.00
21.27 (a) thru 21.27 (c)	Violation of any migratory bird special purpose permit regulation....	\$200.00
	Per specimen.....	\$50.00
21.25 thru 21.27	Other permit violations.....	\$200.00
21.28	Violation of falconry permit requirement.....	\$300.00
	Per specimen.....	\$50.00
21.28 (a)	Take, possess, transport, sell, or purchase raptors for falconry without required permit.....	\$300.00
	Per specimen.....	\$50.00
21.28 (d)(1)	Take, transport, possess golden eagle for falconry without a permit.....	\$550.00
	Per specimen.....	\$50.00
21.28 (d)(2)	Practice falconry without required State falconry permit.....	\$250.00
21.28 (d)(3)	Unauthorized purchase, barter or sale of raptor.....	\$400.00
	Per specimen.....	\$50.00
21.28 (d)(4)	Take, purchase, receive, or otherwise acquire, sell, barter, transfer, or otherwise dispose of any raptor without submitting Form 3-186A (Migratory Bird Acquisition/ Disposition Report).....	\$250.00
	Per specimen.....	\$50.00

21.28 (d)(5)	Possess raptor without the required Form 3-186A.....	\$250.00
	Per specimen.....	\$50.00
21.28 (d)(7)	Take, possess or transport peregrine falcon, gyrfalcon or Harris hawk without the required band.....	\$250.00
	Per specimen.....	\$50.00
21.28 (d)(8)	Sell, purchase, barter raptor without required band.....	\$400.00
	Per specimen.....	\$50.00
21.28 (d)(9)	Propagate raptors without required rmit.....	\$200.00
	Per specimen.....	\$50.00
21.29 (e)(1)	Violation of federal falconry standards.....	\$300.00
	Per specimen.....	\$50.00
21.29 (e)(2)(iii)	Possession by general class permittee of more than two raptors or taking more than two replacement birds during any 12 month period.....	\$300.00
	Per specimen	\$50.00
21.29 (e)(3)(ii)	Possession by master class permittee of more than three raptors or taking more than two replacement birds during any 12 month period.....	\$350.00
	Per specimen.....	\$50.00
21.29 (g)(3)	Failure to meet minimum falconry facility standards and/or equipment as defined in 21.29 (g).....	\$300.00
	Per specimen.....	\$50.00
21.29 (g)(4)	Transporting or temporarily holding raptors without adequate facilities or protection.....	\$400.00
	Per specimen.....	\$50.00
21.29 (h)	Violation of falconry marking regulations.....	\$250.00
	Per specimen.....	\$50.00
21.29 (i)	Unauthorized take of raptor for falconry.....	\$500.00
	Per specimen.....	\$50.00
21.29 (j)(4)	Care for raptor belonging to another without authorization.....	\$150.00
	Per specimen.....	\$50.00
21.29(j)(5)	Retain or exchange molted feathers for other than imping purposes.....	\$250.00
	Per feather.....	\$25.00
21.30	General violation of raptor propagation permit.....	\$250.00

	Per specimen.....	\$50.00
21.30(a)	Take, possess, transport, sell, purchase, barter or transfer any raptor, raptor egg or raptor semen for propagation without authorization.....	\$400.00
	Per specimen.....	\$50.00
21.30 (d)(2)	Failure to notify of eggs laid.....	\$250.00
21.30 (d)(4)	Unauthorized take of raptors from the wild for propagation by permittee...	\$300.00
	Per specimen.....	\$50.00
21.30 (d)(5)	Unauthorized purchase, sale, or barter of propagated raptor by permittee...	\$400.00
	Per specimen.....	\$50.00
21.30 (d)(7)	Unauthorized hybridization of raptors.....	\$200.00
	Per specimen.....	\$50.00
21.30 (d)(15)	Failure to maintain complete and accurate records.....	\$200.00
21.30 (d)(16)	Failure to submit annual raptor propagation report.....	\$200.00
21.30 (d)	Violation of any additional raptor propagation permit conditions.....	\$200.00
	Per specimen.....	\$50.00
21.41 (a)	Take, possess, transport depredated migratory birds without a permit.....	\$250.00
	Per specimen.....	\$50.00
21.41 (c)	Failure to comply with depredation permit conditions.....	\$250.00
	Per specimen.....	\$50.00
21.42	Kill depredated migratory birds other than by a permitted method.....	\$150.00
	Per specimen.....	\$50.00
21.41 thru 21.42	Violation of migratory bird depredation permit requirements.....	\$150.00
	Per specimen.....	\$50.00
21.43	Violation of depredation control requirements for crows and blackbird.....	\$150.00
	Per specimen.....	\$50.00
21.47	Failure to comply with depredation order conditions for double crested cormorants.....	\$150.00
	Per specimen.....	\$50.00
21.1 thru end	All other violations.....	\$150.00
	Per specimen.....	\$50.00

MIGRATORY WATERFOWL HUNTING AND CONSERVATION STAMP ACT
(16 USC 718)

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 718a	Hunt migratory waterfowl without duck stamp.....	\$150.00
16 USC 718b	Hunt migratory waterfowl with unsigned/invalid duck stamp.....	\$75.00
16 USC 718e(a)	Loan or transfer migratory waterfowl stamp to another, or use stamp validated by another.....	\$250.00
16 USC 718e(b)	Alter, mutilate, imitate, or counterfeit duck stamp.....	\$300.00

BALD AND GOLDEN EAGLE PROTECTION ACT
(16 USC 668-668d)

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 668	Whoever knowingly, or with wanton disregard for the consequences of his act, take, possess, sell, purchase, barter, offer to sell, purchase or barter, transport, export or import at any time or in any manner, any bald eagle or any golden eagle dead, or any part, nest or egg thereof, shall be fined.....	\$1,500.00 alive or
	Per item/specimen.....	\$500.00
16 USC 668d	Import, export, take, possess, sell, purchase, barter, transport, any bald or golden eagle, or their parts, nests, or eggs.....	\$1,500.00
	Per item/specimen.....	\$500.00
22.11	Knowingly <i>take, possess, or transport</i> a bald or golden eagle, part, nests or eggs thereof.....	\$1,500.00
	Per item/specimen.....	\$500.00
22.11	Knowingly <i>molest or disturb</i> a bald or golden eagle, part, nests or eggs thereof.....	\$1,500.00
	Per item/specimen.....	\$500.00
22.12	Sell, purchase, barter, trade, or offer for sale, purchase, barter or trade, export or import bald or golden eagle or parts, nests, or eggs hereof.....	\$1,500.00
	Per item/specimen.....	\$500.00
22.21	Violation of permit requirements issued for scientific and exhibition purposes	\$500.00
22.22	Knowingly violate eagle permit requirements for Indian religious purposes.....	\$500.00

22.23	Knowingly violate eagle permit requirements for depredation purposes....	\$500.00
22.24	Knowingly violate eagle permit requirements for falconry purposes.....	\$500.00
22.32	Knowingly violate eagle permit requirements for taking depredating golden eagles.....	\$500.00
22.1 thru end	All other violations.....	\$500.00

CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA & FLORA (CITES)
(16 USC 1538)

CITES Regulations
50 CFR 23

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
<u>50 CFR 23</u>		
23.11(a)	Knowingly commit, attempt to commit, solicit another to commit, or cause to be committed in contravention of the requirements of any Endangered Species Convention prohibited acts	\$500.00
	Each specimen:	\$150.00
23.11(b)	Knowingly import an Appendix I, II, or III species without authorization	\$500.00
	Appendix II & III	\$300.00
	Each specimen:	\$150.00
23.11(c)	Knowingly export an Appendix I, II, or III species without authorization	\$500.00
	Appendix II & III	\$300.00
	Each specimen:	\$150.00
23.11(d)	Knowingly re-export an Appendix I, II, or III species without authorization	\$500.00
	Appendix II & III	\$300.00
	Each specimen:	\$150.00
23.11(e)	Possess unlawfully imported, exported, or re-exported Appendix I, II, or III species	\$500.00
	Appendix II & III	\$300.00
	Each specimen:	\$150.00

23.13 (a)	Import, export, re-export, or engage in international trade with any specimen of a species listed in Appendix I, II, or III of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES).....	\$500.00
	Per item/specimen.....	\$100.00
23.13 (b)	Introduce from the sea any specimen of a species listed in Appendix I or II of CITES.....	\$500.00
	Per item/specimen.....	\$100.00
23.13 (c)	Possess unlawfully imported, exported, or re-exported Appendix I, II, or III species contrary to regulations.....	\$300.00
	Per item/specimen.....	\$100.00
23.13 (d)	Attempt to commit, solicit, or cause another to commit a violation of 23.13 (a) through 23.13 (c).....	\$300.00
	Per item/specimen.....	\$100.00

50 CFR 24

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
24.11	Import, export, re-export plants at non-designated port.....	\$300.00
	Per item/specimen.....	\$100.00

ASSIMILATIVE CRIMES ACT
(18 USC 13)

18 USC 13	Violations of state fish and game statutes and regulations within the special Maritime and territorial jurisdiction of the U.S.....	\$300.00
	Per item/specimen.....	\$100.00

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.....	\$500.00
		+ Restoration Cost

AFRICAN ELEPHANT CONSERVATION ACT
(16 USC 4201-4245)

<u>STATUTE</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
16 USC 4223	Import or export elephant ivory contrary to 16 USC 4221 and 16 USC 4222:	
	Non-Commercial.....	\$100.00
	Commercial.....	\$500.00
	Per item/specimen.....	\$100.00
16 USC 4223(1)	Import raw ivory from any country other than ivory producing country:	
	Non-Commercial.....	\$100.00
	Commercial.....	\$500.00
	Per item/specimen.....	\$100.00
16 USC 4223(2)	Export raw ivory from the United States:	
	Non-Commercial.....	\$100.00
	Commercial.....	\$500.00
	Per item/specimen.....	\$100.00
16 USC 4223(3)	Import raw and worked ivory that was exported from an ivory producing country in violation of that country's laws or of the CITES ivory control system:	
	Non-Commercial.....	\$100.00
	Commercial.....	\$500.00
	Per item/specimen.....	\$100.00
16 USC 4223(4)	Import worked ivory, other than personal effects, from any country unless certified from legal sources:	
	Non-Commercial.....	\$100.00
	Commercial.....	\$500.00
	Per item/specimen.....	\$100.00
16 USC 4223(5)	Import raw or worked ivory from a country for which a moratorium is in effect under Section 2202:	
	Non-Commercial.....	\$100.00
	Commercial.....	\$500.00
	Per item/specimen.....	\$100.00

ARCHAEOLOGICAL RESOURCE PROTECTION ACT
(16 USC 470)

- 16 USC 470ee (a) Knowingly excavate, remove, damage, alter, deface, or the attempt thereof, any archaeological resource on public or Indian lands without a permit or exception.....\$2,000.00 + Restitution
- 16 USC 470ee (b) Sell, purchase, exchange, transport, receive, or offer for sell, purchase, or exchange any archaeological resource that was removed from public lands or Indian lands.....\$1,000.00 + Restitution
- 16 USC 470ee (c) Trafficking in interstate or foreign commerce in archaeological resources where the removal, sale, purchase, exchange, transport, or receipt is in violation of State or local law.....\$2,000.00 + Restitution

NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT
(25 USC 3001 & 18 USC 1170)

- 18 USC 1170(a) Knowingly sell, purchase, use for profit, or transport for sale or profit, the human remains of a Native American without the right of possession to those remains..... \$2,000.00
..... + Restoration Cost
- 18 USC 1170(b) Knowingly sell, purchase, use for profit, or transport for sale or profit any Native American cultural items obtained unlawfully..... \$1,000.00
..... + Restoration Cost

RHINOCEROS AND TIGER CONSERVATION ACT
(16 USC 5301-5306)

- 16 USC 5305(a) Sell, import or export any product, item or substance intended for human consumption or application containing, or labeled or advertised as containing, any substance derived from any species of rhinoceros or tiger:
- Non-Commercial.....\$250.00
- Commercial.....\$500.00
- Per item/specimen.....\$50.00

CAPTIVE WILDLIFE SAFETY ACT

- 14.253 Import, export, transport, sell, receive, acquire, or purchase, in interstate or foreign commerce, any live prohibited wildlife species..... \$1,500.00
- Per specimen..... \$250.00

CAVE RESOURCE PROTECTION ACT

16 USC 4306 Without authorization, knowingly destroy, disturb, deface, mar, alter, remove or harm any significant cave or the free movement of any animal or plant life into or out of any significant cave located on Federal land, or enters with the intention of committing the listed acts.....\$1,000.00 +Restitution

**NATIONAL RECREATIONAL AREAS ACT AND
NATIONAL WILDLIFE REFUGE (NWR) ADMINISTRATION ACT
(16 USC 460K and 16 USC 668dd)**

NWR Administrative Provisions

50 CFR 25

25.13 Failure to comply with a local ordinance or statute or regulation of the State \$50.00

25.22 Failure to immediately turn in lost articles or money found on a NWR..... \$100.00

25.31(a) Failure to obey officially posted signs
\$100.00

25.42 Failure or refusal to display permit or identification upon request..... \$150.00

25.55 Failure to produce a valid entrance permit.....\$50.00

25.56 Failure to pay entrance fee or display valid permit upon request \$150.00

25.71 Failure to comply with refuge safety regulations \$100.00

25.72 Failure to report accidents..... \$150.00

25. Violation of all other administrative provisions of Part 25..... \$100.00

NWR Public Entry and Use

50 CFR 26

26.21(a) Trespass on a National Wildlife Refuge (NWR) \$100.00
Enter a closed area on a NWR..... \$100.00

26.21(b) Permit unconfined domestic animal to enter or roam at large upon
any NWR \$100.00
Per animal \$50.00

26.22(a) Violation of regulations, special regulations, posted signs or official
notifications not enumerated elsewhere.....\$100.00

	Park/moor/anchor vehicle in an unauthorized area on a NWR, as per general provisions contained in 25.31.....	\$100.00
26.22(b)	Violation of the conditions of a NWR special use permit	\$150.00
26.33	Violation of special regulations	\$150.00
26.36	Conduct public assembly, meeting, demonstration, or parade without a permit.....	\$150.00
26.1	Violation of all other entry and use regulations under Part 26	\$100.00

50 CFR 27

27.21	Take any animal or plant without authorization	\$300.00
	Per item/specimen.....	\$100.00
	Take any animal or plant without authorization for Commercial purposes.....	\$500.00
	Per item/specimen.....	\$100.00
27.31	Travel in or use of any motorized or other vehicle except on designated route of travel.....	\$100.00
27.31(a)	Operate a vehicle in violation of State Law	\$100.00
27.31(b)	Operate motor vehicle while under influence of intoxicating beverage or controlled substance.....	\$500.00
27.31(c)	Operate any vehicle carelessly or heedlessly or with wanton disregard	\$100.00
27.31(d)	Exceed posted speed limit:	
	Less than 10 MPH over posted limit.....	\$100.00
	More than 10 MPH over posted limit	\$150.00
	More than 20 MPH over posted limit	\$250.00
27.31(e)	Operate any vehicle without muffler or spark arrester.....	\$100.00
27.31(f)	Operate any vehicle without license plate, registration or insurance card	\$100.00
27.31(g)	Driving or permitting another person to drive a Vehicle without a valid license	\$100.00
27.31(h)	Stopping, parking, or leaving any vehicle as to obstruct free movement of other vehicles	\$100.00
27.31(i)	Failure to obey orders of traffic control officer.....	\$100.00
27.31(j)	Operate oversized/overweight vehicle on National Wildlife Refuge	\$100.00

27.31(k)	Unauthorized moving of vehicle involved in an accident.....	\$100.00
27.31(l)	Operate vehicle without proper headlights, taillights, brakes or brake lights.....	\$100.00
27.31(m)	Violate all other provisions of vehicle requirements	\$100.00
27.32(a)	Unauthorized use of boat	\$100.00
27.32(b)(1)(i)	Operate boat in violation of U.S. Coast Guard laws.....	\$100.00
27.32(b)(1)(ii)	Operate boat in violation of State laws	\$100.00
27.32(b)2)	Operate boat in reckless or negligent manner	\$200.00
27.32(b)(3)	Operate boat while under the influence of intoxicating beverages or controlled substance.....	\$500.00
27.32(b)(4)	Operate boat so as to interfere with the operation of other boats.....	\$200.00
27.32(b)(5)	Operate boat without proper marine head.....	\$100.00
27.32(b)(6)	Operate sailboat at night without proper lights	\$100.00
27.32(b)(7)	Leave boat unattended for 72 hours	\$100.00 + Removal Cost
27.32(b)(8)	Unauthorized use of government-owned ock.....	\$100.00
27.33	Unauthorized waterskiing on NWR.....	\$100.00
27.34	Unauthorized operation of an aircraft on or over a NWR.....	\$300.00
27.41	Carry, possess, or discharge firearm, fireworks, or explosives without authorization	\$200.00
27.42	Unauthorized possession, use, or transportation of firearm on or over a NWR	\$200.00
27.43	Unauthorized use or possession of weapons other than firearms	\$200.00
27.51	Disturb, injure, spear, poison, destroy, collect, or attempt thereto any plant or animal on a NWR.....	\$300.00
	Per item	\$50.00
27.52	Introduce or liberate onto NWR any animal or plant taken elsewhere	\$200.00
	Per item	\$50.00

27.61	Destruction/removal of property on/from a NWR.....	\$350.00 + Repair/replacement Cost
27.62	Search for objects of antiquity on a NWR without authorization.....	\$500.00 + Restoration Cost
	Remove objects of antiquity from a NWR without authorization	\$500.00 + Restoration Cost
27.63(a)	Unauthorized search for other valued objects.....	\$350.00 + Restoration Cost
27.63(b)	Conduct archeological studies without authorization.....	\$350.00 + Restoration Cost
27.64	Prospect, locate or file mining claims on a NWR.....	\$350.00 + Restoration Cost
27.65	Tamper with vehicles and/or other equipment on a NWR.....	\$500.00 + Repair Cost
27.71	Take or film motion or sound pictures on a NWR for commercial use without authorization	\$500.00
27.72	Operate or use audio devices on a NWR so as to cause disturbance to others	\$100.00
27.73	Unauthorized use of artificial lights on a NWR to locate or spot wildlife.....	\$300.00
	Unauthorized use of artificial lights on a NWR for the purpose of taking animals	\$500.00
27.81	Entering or remaining on a NWR while under the influence alcohol.....	\$200.00
27.82(b)(1)	Deliver any controlled substance on a NWR.....	\$200.00
27.82(b)(2)	Possess any controlled substance on a NWR.....	\$200.00
27.82(b)(3)	Presence in a NWR while under the influence of controlled substance	\$200.00
27.83	Indecency or disorderly conduct on a NWR	\$200.00
27.84	Disturbing, molesting, or interfering with an official in performance of duty or, private persons engaged in authorized activity	\$300.00
27.85	Gambling on a NWR	\$100.00
27.86	Begging or soliciting funds on a NWR.....	\$100.00

27.91	Violation of field trial prohibition.....	\$100.00
27.92	Construct, install, occupy, or maintain private structure on a NWR	\$300.00 + Removal Cost
27.93	Abandon private property on a NWR	\$100.00 + Removal Cost
27.94(a)	Littering on a NWR.....	\$100.00
	Dumping of refuse or wastes on a NWR	\$300.00 + Clean up Costs
	Depositing any environmental contaminate on a NWR.....	\$1,000.00 + Clean up Costs
27.94(b)	Violation of sanitary regulations.....	\$100.00
27.95(a)	Setting or causing a fire on a NWR	\$300.00 + Restoration Cost
	Unauthorized campfire on a NWR	\$100.00
27.95(b)&(c)	Unattended campfire/throw lighted substance.....	\$100.00
27.95(d)	Smoking violations	\$100.00
27.96	Unauthorized advertising on a NWR.....	\$100.00 + Removal Cost
27.97	Soliciting or conducting a commercial enterprise on a NWR	\$500.00
27.1	To end all other violations	\$100.00

NWR Enforcement Penalties

28.31	All other violations	\$100.00
28.32	Cut and/or remove timber growing on a NWR	\$500.00
	Each tree	\$100.00
	Cut, injure or destroy trees growing on a NWR	
	3\$50.00	
	Each tree	\$100.00

NWR Trapping Regulations

50 CFR 31

31.16	Violation of federal or state trapping laws/regulations.....	\$250.00
	Each animal unlawfully trapped.....	\$100.00

NWR Hunting & Fishing Regulations

50 CFR 32

32.2(a)	Hunt without possessing state license.....	\$200.00
32.2(b)	Hunt without federal duck stamp.....	\$150.00
	Hunt with an unsigned federal duck stamp.....	\$75.00
32.2(c)	Hunt in violation of other federal laws or regulations	\$200.00
32.2(d)	Failure to comply with state laws and regulations	\$150.00
32.2(e)	Failure to comply with terms and conditions authorizing access or use of wildlife refuge areas.....	\$150.00
32.2(f)	Failure to comply with refuge special hunting regulations	\$150.00
32.2(g)	Use/possession of drug on arrow for bow hunting on a NWR	\$250.00
32.2(h)	Unauthorized use of bait and hunting over bait	\$500.00
	Per Animal.....	\$50.00
32.2(i)	Unauthorized use of nails, wires, bolts to attach a stand to a tree	\$150.00
32.2(j)	Use/possession of alcohol while hunting on a NWR.....	\$500.00
32.2(k)	Hunt while in possession of toxic shot.....	\$250.00
		+ 5.00/shell
32.5(a)	Fishing on a NWR without possessing state license.....	\$200.00
32.5(b)	Violation of Federal, State or refuge specific fishing regulations.....	\$150.00
thru	Each fish unlawfully kept	\$50.00
32.5(e)		

National Fish Hatchery Regulations

16 USC 668(d)(d), 16 USC 460(k)

50 CFR 70

70.2	Provisions and regulations set forth in 50 CFR 25 apply to national fish hatchery areas	
70.4(a)	Prohibited acts enumerated in 50 CFR 27 apply to national fish hatchery areas	
70.4(b)	Unauthorized take, or attempt to take any fish or aquatic animal	\$150.00
	Each specimen	\$50.00
70.4(c)	Unauthorized take, or attempt to take of any animal	\$150.00
	Each specimen: \$50.00
70.4(d)	Disturbing of spawning fish, or fish attempting to spawn	\$300.00

50 CFR 71

71.2(a)	Hunting without a state license	\$200.00
71.2(b)(c)(e)(f)	Noncompliance with other federal laws/regulations	\$100.00
71.2(d)	Hunting in violation of state law	\$150.00
71.12(a)	Fishing without a state license	\$150.00
71.12(b)(d)(e)	Noncompliance with other federal laws/regulations	\$100.00
71.12(c)	Fishing in violation of state law	\$100.00

OVERSIGHT PROVISION

All regulatory provisions of 50 CFR et seq. not heretofore enumerated

<i>as listed</i>	Violations of permits or permit requirements	\$150.00
<i>as listed</i>	Violations of take, sale, purchase, or barter provisions	\$350.00
<i>as listed</i>	Violations of possession, transport, import or export	\$250.00
<i>as listed</i>	All other violations or noncompliance	\$100.00

WILDLIFE/PROPERTY FORFEITURE ORDER

Unless otherwise specifically ordered by a United States Court, any fish, wildlife or plant which has been seized under the authority of the Migratory Bird Treaty Act, 16 USC 703-711; the National Wildlife Refuge Systems Administration Act, 16 USC 668dd-668ee; the National Recreation Areas Act, 16 USC 460K; the Upper Mississippi River Wildlife and Fish Refuge Act, 16 USC 721-731; the Eagle Protection Act, 16 USC 668-668e; the Endangered Species Act, 16 USC 1531-1542; the Migratory Waterfowl Hunting Stamp Act, 16 USC 718-718i; the Airborne Hunting Act, 16 USC 742j-1; the Marine Mammal Protection Act, 16 USC 1361-1407; the Tariff Classification Act, 19 USC 1202; the Lacey Act, 18 USC 42; the Lacey Act Amendments of 1981, 16 USC 3371-3378; the American Antiquities Act, 16 USC 433; the African Elephant Conservation Act, 16 USC 4201-4245; the Rhinoceros and Tiger Conservation Act, 16 USC 5301-5306; the Archaeological Resources Protection Act, 16 USC 470aa et seq; or the Native American Graves Protection and Repatriation Act, 25 USC 3001 & 18 USC 1170, where the final disposition of the case has been made by either payment of a forfeiture of collateral or a judgment by the Court on behalf of the government and where so authorized by statute, such wildlife, or plant shall be forfeited to the U.S. Government and disposed of by the U.S. Fish and Wildlife Service in the manner prescribed by Title 50, Code of Federal Regulations, Part 12.