

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA

ORDER AMENDING COLLATERAL FORFEITURE SCHEDULE  
CORPS OF ENGINEERS

FILED  
APR 23 1986  
J. RICH LEONARD, CLERK  
U. S. DISTRICT COURT  
E. DIST. NO. CAR.

ORDER

The standing order of this Court establishing forfeitable offenses and forfeiture amounts filed January 8, 1982, is hereby amended as to offenses occurring on property administered by the U.S. Army Corps of Engineers to reflect changes in Title 36, Chapter III, Part 327, Code of Federal Regulations.

It is hereby ordered that Section III, Violations of Water Resource Development Project Regulations Applicable to W. Kerr Scott Dam and Reservoir, Falls Lake Project (within Durham County), and B. Everett Jordan Dam and Lake Project consisting of four pages of the collateral forfeiture schedule is amended and the attached schedule of forfeitures/mandatory appearances for violations occurring at the Falls Lake Project consisting of six pages is substituted therefor.

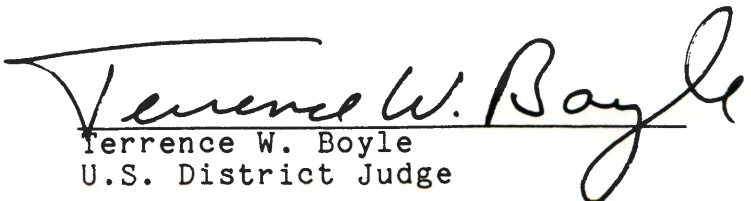
This order shall be effective for offenses listed in the amended Section III which occur on or after this date.

SO ORDERED

This 17 day of April, 1986.

  
W. Earl Britt  
Chief U.S. District Judge

  
James C. Fox  
U.S. District Judge

  
Terrence W. Boyle  
U.S. District Judge

III. WATER RESOURCE DEVELOPMENT PROJECT REGULATION VIOLATIONS  
FALLS LAKE PROJECT

---

CORPS OF ENGINEERS  
16 U.S.C. Section 460(d)

MANDATORY APPEARANCE VIOLATIONS

SECTION  
NUMBER

OFFENSE

- |             |  |
|-------------|--|
| 327.1(d)    | Discrimination by lessee, licensee, or concessionaire  |
| 327.3(d)    | Operation of watercraft in careless, negligent or reckless manner, endangering property or person  |
| 327.4(b)    | Operation of aircraft in other than designated landing areas   |
| 327.4(c)    | Operation of aircraft while on or above project lands or waters in a careless, negligent or reckless manner so as to endanger person or property |
| 327.4(e)    | Unauthorized air delivery onto project lands or water  |
| 327.4(f)(2) | Operation of seaplane contrary to prohibitions or restrictions   |
| 327.4(f)(3) | Operation of seaplane in violation of marine rules of the road for power boats or vessels  |
| 327.4(f)(4) | Failure to moor securely seaplane at permitted mooring facilities and locations  |
| 327.4(f)(5) | Unauthorized commercial operation of seaplane  |
| 327.4(f)(6) | Unauthorized operation of seaplanes between the hours of sunset and sunrise  |
| 327.14(a)   | Unauthorized destruction, injury, defacement, removal or alteration of public property:<br>Damage in excess of \$50.00                           |
| 327.14(b)   | Unauthorized cutting or gathering of trees or parts of trees and the removal of wood from project lands:<br>Damage in excess of \$50.00          |

**MANDATORY APPEARANCE VIOLATIONS continued**

- 327.24(a) Interference with, or to resist, oppose, impede or intimidate a government employee in the conduct of official duties
- 327.24(b) Failure to comply with a lawful order issued by a federal employee authorized to issue citations

**NON-MANDATORY APPEARANCE VIOLATIONS**

<b><u>Section Number</u></b>	<b><u>Offense</u></b>	<b><u>Collateral</u></b>
327.2(b)	Parking in violation of posted restrictions, or in such a manner as to endanger property or environmental features	\$15.00
327.2(c)	Unauthorized operation of a vehicle off roadways or through, around or beyond a restrictive sign, barricade or barrier	25.00
327.2(d)	Failure to operate vehicle in accordance with posted regulations	25.00
327.2(e)	Operation of vehicle in careless, negligent or reckless manner, endangering property or environmental features	50.00
327.2(f)	Unauthorized operation of vehicle at developed areas for other than ingress or egress	15.00
327.2(g)	Unauthorized operation of vehicle without proper and effective muffler	25.00
327.3(b)	Unauthorized placement or operation of vessel for fee	50.00
327.3(c)	Operation of watercraft in prohibited area	25.00
327.3(e)	Use of vessels without U.S. Coast Guard required safety equipment	25.00

**NON-MANDATORY APPEARANCE VIOLATIONS Cont'd**

327.3(f)	Unauthorized use of vessel or other watercraft as a place of habitation or residence	\$25.00
327.3(g)	Use of water skis, parasails, ski-kites and similar devices in restricted areas, or in a careless, negligent or reckless manner, endangering property or person	25.00
327.3(h)	Failure to remove or securely moor vessel not in use or unauthorized placing of mooring facility or interference with navigational aid	25.00
327.3(i)	Use of vessel not constructed or maintained in compliance with National Safe Boating Act of 1971	25.00
327.3(j)	Unauthorized operation of vessel or watercraft without proper and effective muffler	25.00
327.5(a)	Swimming, diving, snorkling or scuba diving at launching sites, designated mooring points or other disignated areas. Diving or jumping from bridges or other structures which cross project waters	25.00
327.5(b)	Failure to display an international diving flag during underwater activities	25.00
327.6	Picnicking and related day-use activities in a prohibited area	15.00
327.7(a)	Camping in areas not designated for camping	25.00
327.7(b)	Camping more than 14 consecutive days without permission	25.00
327.7(c)	Unauthorized placement of camping equipment on or intermittent personal appearance at a campsite to reserve for future use	25.00
327.7(d)	Unauthorized digging or leveling ground or construction of structures	25.00

NON-MANDATORY APPEARANCE VIOLATIONS Cont'd

327.8	Hunting, fishing, or trapping in prohibited area	\$25.00
327.9(a)	Improper disposal of waste material or liquid generated on the project	25.00
327.9(b)	Unauthorized bringing of material onto project for the purpose of disposal	50.00
327.9(c)	Spilling, pumping or other discharge of contaminants, pollutions, or other wastes on project lands or in project waters	50.00
327.9(d)	Failure to keep sites free of trash and litter and failure to clean sites upon departure	50.00
327.9(e)	Discharge or placing of sewage, galley wastes, garbage, refuse or pollutants into the project waters from any vessel or watercraft	50.00
327.10(a)	Unauthorized carrying onto project or storage of gasoline and other fuels	25.00
327.10(b)	Failure to confine fires to designated areas and facilities, or properly attend and extinguish. Burning of materials which produce toxic fumes	25.00
327.10(c)	Improper disposal of lighted smoking materials	25.00
327.11(a)	Unauthorized bringing or allowing dogs, cats or other pets into developed recreation areas unless restrained by a pen, cage or leash under 6 feet in length. Allowing animals to impede free use of project lands and waters, allowing animals onto swimming beaches or into sanitary facilities with the exception of properly trained animals assisting the handicapped (such as seeing-eye dogs)	25.00
327.11(b)	Failure to remove, and dispose, in sanitary facilities, any waste produced by pets	25.00

**NON-MANDATORY APPEARANCE VIOLATIONS cont'd**

327.11(c)	Unauthorized bringing or allowing livestock in recreation areas	\$50.00
327.11(d)	Unauthorized ranging, grazing, watering or allowing livestock on project lands and waters	50.00
327.12(a)	Failure to observe posted restrictions	25.00
327.12(b)	Making excessive, disturbing noise between 10 pm and 6 am	25.00
327.12(c)	Any act or conduct by any person which interferes with, impedes or disrupts the use of a project or impairs the safety of another person	50.00
327.12(d)	Operation or use of annoying or endangering noise producing device	25.00
327.13	Unauthorized possession of loaded firearm, loaded projectile firing devices and explosives, including fireworks	50.00
327.14(a)	Unauthorized destruction, injury, defacement, removal or alteration of public property:	
	Damage: \$0 - \$25.00	25.00
	\$25.00 - \$50.00	50.00
	over \$50.00 mandatory appearance	
327.14(b)	Unauthorized cutting or gathering of trees or parts of trees and the removal of wood from project lands:	
	Damage: \$0 - \$25.00	25.00
	\$25.00 - \$50.00	50.00
	over \$50.00 mandatory appearance	
327.15(a)	Abandonment of personal property	25.00
327.15(c)	Personal property placed on Government property near private residences or private developments	25.00
327.17	Unauthorized advertising	50.00
327.18	Unauthorized engaging in or solicitation of business	50.00

NON-MANDATORY APPEARANCE VIOLATIONS Cont'd

327.19(a)	Refusing or failing to comply with terms of conditions of permit	50.00
327.20	Unauthorized construction, placement or continued existence of structures upon, in or over project lands or water	50.00
327.21(a)	Unauthorized conducting of special events	50.00
327.22(a)	Unauthorized occupation of lands, buildings, vessels, or other facilities for purpose of maintaining a residence	50.00
327.22(b)	Unauthorized use of project lands or waters for agricultural purposes	50.00
327.23(c)	Failure to pay authorized recreation use fees	25.00

CUR II

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
OFFICE OF THE CLERK

J. RICH LEONARD  
CLERK

April 16, 1990

- REPLY TO :
- ( ) P. O. BOX 26670  
RALEIGH, NC 27611  
919-856-4370 (FTS 672-4370)
  - ( ) P. O. BOX 43  
FAYETTEVILLE, NC 28302  
919-483-9509 (FTS 670-7316)
  - ( ) P. O. BOX 1336  
NEW BERN, NC 28560  
919-638-8534
  - ( ) P. O. BOX 338  
WILMINGTON, NC 28402  
919-343-4663 (FTS 671-4663)

Ms. Margaret Currin  
U. S. Attorney  
P. O. Box 26897  
310 New Bern Avenue  
Raleigh, NC 27611

Dear Margaret:

At the bench meeting last Thursday, the court approved the collateral forfeiture schedule proposed by the Bureau of Land Management. The appropriate official of the bureau should contact Michael Brooks if there are any questions about how we administer our collateral forfeiture program.

Sincerely,



J. Rich Leonard

JRL/tc



BUREAU OF LAND MANAGEMENT

## VIOLATIONS OF UNITED STATES CODE:

<u>Title/Section</u>		<u>Collateral Fine</u>
16/433	American Antiquities	\$100.00
18/1361	Vandalism	\$ 25.00
18/1852	Timber removed or transported	Mandatory Appearance
18/1853	Trees cut or injured	Mandatory Appearance
18/1856	Fires left unattended	\$ 25.00
18/1857	Fences destroyed; livestock entering	\$ 50.00
18/1858	Survey marks destroyed or removed	Mandatory Appearance
43/1061	Unlawful enclosure	Mandatory Appearance
43/1063	Obstruction of transit over Public Lands	\$100.00

VIOLATIONS OCCURRING WITHIN LANDS ADMINISTERED BY THE BUREAU OF LAND MANAGEMENT  
CHARGED UNDER CITED SECTIONS OF TITLE 43, CODE OF FEDERAL REGULATIONS.

4140.1(b)(1)(1)	Allowing livestock on Public Land without permit or lease	\$ 50.00
4140.1(b)(2)	Distrubing or installing range improvements	\$ 50.00
4140.1(b)(3)	Cutting, burning, spraying, destroying or removing vegetation	\$ 25.00
4140.1(b)(4)	Damaging or removing U.S. Property	\$ 50.00
4140.1(b)(5)	Molesting livestock	\$ 10.00
4140.1(b)(6)	Littering	\$ 50.00
4140.1(b)(7)	Interfering with lawful uses or users	\$ 50.00
4140.1(b)(8)	False statements	\$ 50.00
4770.1(g)	Violating term or condition of private maintenance and care agreement	\$ 50.00
4770.1(h)	Branding a Wild Horse or Burro	\$ 50.00
4770.1(j)	Violating an order, term, or condition established by the Authorized Officer under this part.	\$100.00
8365.1-4(b)	Creating a hazard or nuisance	\$ 50.00
8365.1-4(c)	Refusing to disperse	\$ 50.00
8365.1-4(d)	Resisting arrest, citation; interfering with officer	Mandatory Appearance
8365.1-4(e)	Assault or battery on BLM employee	Mandatory Appearance
8365.1-4(f)	False emergency or crime report	\$100.00
9264.7(a)(2)	Converts Wild Horse or Burro to private use	\$ 50.00
9264.7(a)(3)	Causing Death or harassment of Wild Horse or Burro	\$ 50.00
9264.7(a)(4)	Processes Wild Horse or Burro into Commercial products	\$100.00

Old

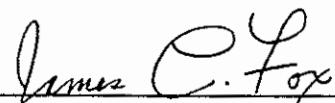
<u>Title/Section</u>		<u>Collateral Fine</u>
9264.7(a)(5)	Selling Wild Horse or Burro	\$100.00
9264.7(a)(6)	Uses Wild Horse or Burro for Commercial exploitation	Mandatory Appearance
9264.7(a)(7)	Inhumane treatment of Wild Horse or Burro	\$ 50.00
9264.7(a)(8)	Use of Wild Horse or Burro for Bucking stock	\$ 50.00
9264.7(a)(9)	Fails to produce Wild Horse or Burro for inspection	\$100.00
9264.7(a)(10)	Failure to notify of death of Wild Horse or Burro	\$ 50.00
9264.7(a)(11)	Removal or alteration of official mark	Mandatory Appearance
9264.7(a)(12)	Abandoning Wild Horse or Burro	\$ 50.00
9264.7(a)(13)	Failure to attempt to capture Wild Horse or Burro	\$ 50.00
9264.7(a)(14)	Accepting Wild Horse or Burro for slaughter or destruction	Mandatory Appearance
9264.7(a)(15)	Failure to retain Wild Horse or Burro certification	\$100.00


UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA

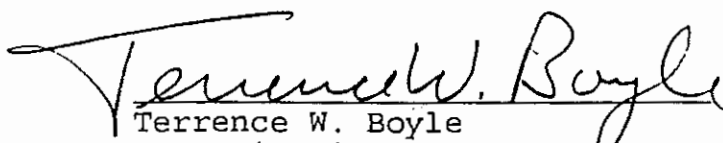
O R D E R

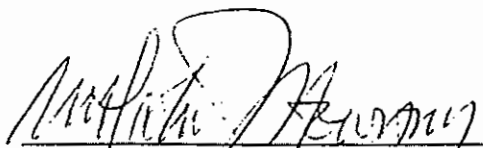
The collateral forfeiture schedule of the Eastern District of North Carolina is amended by deleting therefrom the pages now dealing with U.S. Fish and Wildlife Service violations, pages 1 through 5, and substituting in lieu thereof attached schedule number 1 through 19.

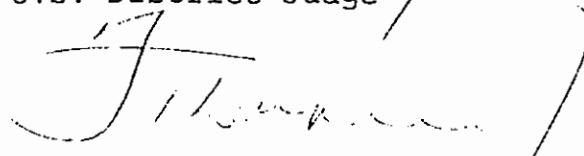
So ordered this 31<sup>st</sup> day of October, 1994.

  
\_\_\_\_\_  
James C. Fox  
Chief U.S. District Judge

  
\_\_\_\_\_  
W. Earl Britt  
U.S. District Judge

  
\_\_\_\_\_  
Terrence W. Boyle  
U.S. District Judge

  
\_\_\_\_\_  
Malcolm J. Howard  
U.S. District Judge

  
\_\_\_\_\_  
F. T. DuPree, Jr.  
Sr. U.S. District Judge

**FORFEITURE OF COLLATERAL SCHEDULE  
UNITED STATES FISH AND WILDLIFESERVICE**

General Fish & Wildlife Regulations

(16 USC 704; 16 USC 668a; 16 USC 1538(d); 16 USC 3373)

50 CFR 13 : General Conditions of Permits

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
13.25 thru		
13.46	General violation of permit requirements.....	100.00
13.47	Failure to allow inspection of activity as authorized by FWS permit.....	200.00
13.1 thru end	All other permit violations.....	100.00

General Regulations for Importation, Exportation & Transportation of Wildlife

(16 USC 3371, 16 USC 1538)

50 CFR 14 : Import, Export & Transportation Regulations

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
14.11	Import or export wildlife at a non-designated port....	250.00
14.14(b)	Knowingly unload intransit shipment in U.S.....	250.00
14.32 & 14.33	Violation of non-designated port permit conditions.....	150.00
14.51	Failure to allow detention/inspection of wildlife.....	250.00
14.52	Release from U.S. Customs without FWS clearance.....	250.00
14.61 thru 14.63	Failure to file completed declaration as required.....	200.00
14.81	Ship wildlife in interstate commerce without marked containers.....	200.00
14.82	Ship in interstate or foreign commerce without complying with marking requirements or alternatives..	100.00
14.91	Engage in business as importer/exporter of wildlife without obtaining import/export license.....	350.00

50 CFR 14: Humane and Healthful Transport of Wild Mammals and Birds to the U.S.

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
14.103	Import, transport, cause or permit transport to the U.S. any wild mammal or bird in violation of Humane Transport Regulations.....	250.00
14.104	Failure for any certificate/document not to be translated in English .....	50.00
14.105	Unauthorized acceptance by carrier of any wild mammal or bird for transport to the U.S.....	250.00
14.106	Failure by carrier to require proper primary enclosures for transport to U.S.....	250.00
14.107	Improper animal cargo space of a conveyance....	250.00
14.108	Violation by carrier of food/water requirements..	250.00
14.109(b)	Improper ambient air temperature and ventilation provided by holding area, transporting device, conveyance or terminal facility.....	250.00
14.110	Improper or lack of animal holding area.....	250.00
14.111	Violation of handling requirements.....	250.00
14.121 thru 14.172	Violation of primary enclosure specifications.....	250.00

19 USC 1202

Tariff Classification Act of 1962

50 CFR 15: Feather Import Quotas

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
15.12	Import, enter, or cause to be imported or entered feathers, skins, or species listed in 15.11 .....	150.00

18 USC 42

Lacey Act

Statute:

18 USC 42(c)

Importation of wildlife under inhumane or unhealthful conditions.....	250.00
---	--------

50 CFR 16: Regulations for the Importation or Shipment of Injurious Species

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
16.3 thru 16.13(a)	Unauthorized import, transport, acquire or release of prohibited species or their progeny.....	200.00
16.13(b)(1)	Import live/dead or eggs of salmonid of the family <u>Salmonidae</u> which are not accompanied by the required disease free health certificate.....	200.00
16.14 & 16.15	Release of imported live wild amphibians/reptiles or progeny or eggs thereof to the wild without authorization.....	200.00
16.22(b)(1)	Failure to properly confine injurious species...	200.00
16.22(b)(2)	Transfer of injurious species to unauthorized person.....	200.00

16 USC 1538

**Endangered Species Act**

Statute:

16 USC 1538(a)(1)(A) thru 16 USC 1538(a)(1)(G)  
Import or export any endangered species; take within the U.S. or territorial seas of the U.S.; take upon the high seas; deliver, carry, transport, or ship in interstate commerce in the course of a commercial activity; sell in interstate or foreign commerce..... 500.00 + 100.00 per item

16 USC 1538(a)(2)(A) thru 16 USC 1538(a)(2)(D)  
Import or export any endangered plant; take within the U.S. or territorial seas of the U.S.; take upon the high seas; deliver, carry, transport, or ship in interstate commerce in the course of a commercial activity; sell in interstate or foreign commerce..... 350.00 + 50.00 per item

50 CFR 17: Regulations pertaining to Endangered Wildlife

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
17.21	General Endangered Species prohibitions:	
(a)(b)(d)	Attempt, solicit, cause; import, export; possess, transport unlawfully taken wildlife.....	500.00 + 100.00 per item
(c)(d)(e)(f)	Take; Sell; Transport; Interstate or Foreign Commerce .....	500.00 + 100.00 per item
17.21(g)	Captive bred wildlife violations.....	250.00 + 50.00 per item
17.22 thru		
17.23	Endangered species permit violations.....	250.00 + 50 per item

50 CFR 17: Regulations pertaining to Threatened Wildlife

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
17.31	Violate threatened wildlife prohibitions.....	350.00 + 50.00 per item
17.40 thru		
17.47	Violate special regulations pertaining to threatened wildlife.....	350.00 + 50.00 per item

50 CFR 17: Regulations pertaining to Endangered Plants

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
17.61	Violation of Endangered Plant regulations.....	350.00
17.62 &		
17.63	Fail to comply with Permit Conditions.....	250.00

50 CFR 17: Regulations pertaining to Threatened Plants

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
17.71	Violation of Threatened Plant regulations.....	250.00
17.72	Fail to comply with permit conditions.....	250.00

50 CFR 17: Other Endangered & Threatened Plant Regulations

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
17.82	Violation of general Experimental regulations....	250.00
17.84 to end		
	Violation of special regulations.....	250.00





16 USC 1371-1372  
**Marine Mammal Protection Act**

Statute:

16 USC 1371 thru 16 USC 1372  
 Take, or import any marine mammal, marine mammal  
 parts, or products made thereof..... 500.00 + 100.00 per item

-50 CFR 18: Regulations pertaining to Marine Mammals

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
18.11 item	Unlawful take of marine mammal.....	500.00 + 100.00 per
18.12 item	Unlawful import of marine mammals.....	500.00 + 100.00 per
18.13 item	Unlawful port use, transport, purchase, sale of any marine mammal or marine mammal product.	500.00 + 100.00 per

16 USC 742j  
**Airborne Hunting Act**

Statute:

16 USC 742j-1  
 General Airborne Hunting Act Violations..... 500.00

50 CFR 19: Regulations Pertaining to Airborne Hunting

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
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.....	250.00
19.11(a)(3)	Participate in using aircraft to shoot or harass wildlife.....	500.00
19.32(a)	Failure to file annual report.....	100.00

16 USC 703-711

Migratory Bird Treaty Act

\* VALUE - Unless otherwise noted - Per bird value for waterfowl - 50.00

\* Per bird value other migratory game birds - 25.00

Statute:

16 USC 703

Taking, pursuing, hunting, capturing, killing, or the attempt thereof; possess, sell, barter, purchase, ship, export, import, carry, transport, offer, or cause thereof; migratory birds, their parts, nests, or eggs, without authorization.... 250.00 +  
per part, nest, egg, item.... 25.00  
per each bird..... 50.00

16 USC 705

Ship, transport, carry in interstate or foreign commerce, any bird, part, nest, or egg, thereof, carried contrary to the law of the place where captured, killed, taken, shipped, transported, or carried..... 250.00 +  
per part, nest, egg, item... 25.00  
per each bird..... 50.00

50 CFR 20: Migratory Game Bird Hunting Regulations

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
20.21(a)	Take with illegal device or substance.....	100.00 + value
20.21(b)	Take with shotgun capable of holding more than three(3) shells.....	100.00
20.21(c)	Take by means, aid or use of sink box.....	150.00
20.21(d)	Take from or by means, aid, or use of a motor driven conveyance, motor vehicle or aircraft....	150.00
20.21(e)	Take by means of motorboat or other craft having motor attached and under power.....	200.00
20.21(f)	Take by use or aid of live decoys.....	250.00 + value
20.21(g)	Take by use or aid of electronic/recorded calls..	250.00 + value
20.21(h)	Take by means or aid of motor driven conveyance for concentrating, driving, or rallying, or stirring up waterfowl.....	200.00
20.21(i)	Take by aid of bait or on or over baited area....	250.00 + value
20.21(j)	Take while possessing shells other than steel	200.00
20.22	Take during closed season.....	300.00 + value

20.23	Take before/after legal shooting hours .....	200.00	+ value
20.24	Take in excess of daily bag limit.....	300.00	+ value
20.25	Wanton Waste of migratory birds.....	150.00	+ value
20.26(c)	Failure to comply with temporary closure regs.	250.00	+ value
20.31	Possession of birds taken in violation of 20.21 thru 20.23.....	100.00	+ value
20.32	Possess freshly killed migratory birds during closed season.....	300.00	+ value
20.33	Exceed possession limit of migratory birds taken in the U.S.....	200.00	+ value
20.34	Possess in excess of daily bag limit opening day.	300.00	+ value
20.35	Possess or transport in excess of daily field limit.	300.00	+ value
20.36	Violation of tagging regulations.....	100.00	+ value
20.37	Custody of untagged birds of another.....	100.00	+ value
20.38	Live wounded birds in possession.....	100.00	+ value
20.40	Receive, possess, give to another untagged birds	100.00	+ value
20.41	Transport birds taken in violation of 20.21 thru 20.24.....	100.00	+ value
20.42	Transportation of untagged birds of another.....	100.00	+ value
20.43	Transport mig. game birds with species ID removed.....	100.00	+ value
20.44	Transport unmarked or improperly marked package containing mig. game birds via postal service or common carrier.....	100.00	
20.51	Export birds taken in violation of 20.12 through 20.24.....	200.00	
20.52	Export birds with species ID removed.....	100.00	+ value
20.53	Export unmarked or improperly marked packages containing mig. birds as required.....	100.00	
20.61	Import mig. game birds in excess of legal limit.	200.00	+ value
20.62	Import mig. game birds belonging to another.....	100.00	= value
20.63	Import mig. game birds with species ID removed.	100.00	+ value
20.64	Import, possess, transport birds killed in foreign country without required export permits.....	150.00	
20.65	Import birds not drawn or dressed as required..	100.00	+ value
20.66	Import unmarked or improperly marked packages containing mig. birds as required.....	100.00	
20.71	Take, possess, transport, or export migratory birds, their parts, nests, or eggs in violation of any other federal law or regulation.....	200.00	+ value
20.72	Take, possess, transport, or export migratory birds, their parts, nests, or eggs in violation of any other state law or regulation.....	150.00	

20.73	Import, possess, or transport, migratory birds, their parts, nests, or eggs if taken, bought, sold, transported, possessed, or exported contrary to any law or regulation of any foreign country, state, or province thereof.....	200.00	+ value
20.81	Commercial facility with untagged mig. birds of another as required under 20.36.....	100.00	+ value
20.82	Violation of record keeping requirement.....	100.00	
20.83	Failure to permit premise inspection.....	200.00	
20.91(a)	Purchase, sell, barter, or offer thereof for millinery or ornamental use, the feathers of migratory game birds.....	250.00	
20.91(b)	Purchase, sell, barter, or the offer thereof, mounted specimens taken by hunting.....	250.00	+ value
20.100	Take mig. game birds for which no season has been established.....	300.00	+ value
20.133	Violation of crow hunting regulations.....	50.00	

50 CFR 21: Migratory Bird Permit Violations

<u>Section</u>			
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>	
21.2 thru			
21.27	Migratory Bird Permit Violations.....	150.00	+ 50.00 per bird
21.28	Violation of Falconry Permit requirements.....	250.00	
21.28(d)(1)	Take, possess, transport, golden eagle for falconry without a permit.....	500.00	
21.28(d)(3)	Unauthorized intrastate transfer of raptor.....	250.00	+ 50.00 per bird
21.28(e)(2)			
(ii)	Unauthorized interstate transfer of raptor.....	250.00	+ 50.00 per bird
21.28(e)(2)			
(iii)	Unauthorized purchase or sale of raptor.....	250.00	+ 50.00 per bird
21.29	Violation of Falconry Standards.....	150.00	+ 50.00 per bird
21.29(e)(3)	Take, possess, transport raptor in violation of 50 CFR 21.29.....	150.00	+ 50.00 per bird
21.29(e)(3)			
(v)	Unauthorized take of a threatened species.....	300.00	+ 100.00 per bird
21.29(g)	Failure to comply with facility/equip. standards.	150.00	
21.29(j)	General violations of Misc. Falconry Regs.....	150.00	
21.29(j)(5)	Retain or exchange molted feathers for other than imping purposes.....	150.00	

21.30	General violation of Raptor propagation permit...	150.00	+ 50.00/bird
21.30(a)	Take, possess, transport, sell, purchase, barter or transfer any raptor, raptor egg, or raptor semen, for propagation without authorization....	150.00	+ 50.00/bird
21.30(d)(7)	Unauthorized hybridization of raptors.....	250.00	
21.41 thru			
21.43	Violation of Depredating Bird regulations.....	100.00	
21.41(c)(1)	Unauthorized killing of depredating mig. birds..	150.00	
21.42(c)(2)	Take of depredating birds by unauthorized method or in unauthorized area.....	150.00	

16 USC 718

**Migratory Waterfowl Hunting and Conservation Stamp Act**

Statute:

16 USC 718a	Hunt migratory waterfowl without a federal waterfowl hunting stamp.....	150.00
16 USC 718b	Hunting migratory waterfowl with an invalid (unsigned) federal waterfowl stamp....	50.00
16 USC 718e(a)	Loan or transfer valid migratory stamp to another person, or use stamp validated by another.....	100.00
16 USC 718e(b)	Alter, mutilate, imitate, or counterfeit migratory waterfowl stamp.....	500.00

16 USC 668d

**Bald and Golden Eagle Protection Act**

Statute:

16 USC 668d	Take possess, transport, sell, purchase, barter, trade, import, export any bald or golden eagle or parts, nests, or eggs thereof.....	500.00
-------------	---	--------

50 CFR 22: Regulations pertaining to Bald and Golden Eagles

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
22.11	Take, possess, or transport a bald or golden eagle.....	500.00
	or parts, nest or eggs thereof.....	250.00
22.1	Sell, purchase, trade, barter, export, import, or offer thereof any bald or golden eagle.....	500.00
	or parts, nest or eggs thereof.....	250.00
22.21 thru 22.32	Violation of eagle permit requirements.....	250.00

16 USC 1531-1543

Endangered Species Act - Convention on International Trade

Statute:

16 USC 1538(c) thru 1538(d)

Violations of Convention on International Trade

in Appendix designated wildlife & plants..... 500.00 + 50.00 per item

50 CFR 23: Regulations pertaining to import/export of protected wildlife & plants

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
23.11(a) thru 23.11(e)	Unlawfully import, export, re-export, or possess unlawfully imported, exported, or re-exported	
	Appendix I species.....	500.00 + 50.00 per item
	Appendix II species.....	350.00 + 50.00 per item
	Appendix III species.....	250.00 + 50.00 per item

50 CFR 24: Regulations pertaining to the import/export of plants

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
24.11	Import, export, re-export plants at non-designated port of entry.....	250.00

16 USC 4201-4245  
African Elephant Conservation Act

Statute:

16 USC 4223		
Import or export raw or worked ivory contrary to the provisions of the act.....	commercial	350.00
	non-commercial	150.00

16 USC 668dd(c)  
National Wildlife Refuge Act - Prohibited Acts

Statute:

16 USC 668dd(c)		
Knowingly disturb, injure, cut, burn, remove, destroy, or possess any real or personal property of the United States ...or take or possess any fish, bird, mammal, or other wild vertebrate or invertebrate animal or part or nest or egg thereof ...or enter, use, or otherwise occupy any such area for any purpose without a permit or authorization.....		350.00

16 USC 668dd  
National Wildlife Refuge Administrative Act

50 CFR 25: Administrative Provisions

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
25	All other admin. provisions regulations.....	50.00
25.21	Enter a closed portion of National Wildlife Refuge.	100.00
25.31	Failure to comply with special regulations.....	50.00
25.42	Failure to display permit when requested.....	100.00
25.72	Failure to report accidents.....	100.00

50 CFR 26: Regulations pertaining to public entry & use

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
26	All other public entry and use regulations.....	50.00
26.21(a)	Trespass on National Wildlife Refuge (NWR).....	100.00
26.21(b)	Permit unconfined domestic animal to enter a NWR.	50.00
26.36	Conduct public assembly/demonstration without a permit.....	100.00

50 CFR 27: Prohibited Acts

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
27.21	Take any animal or plant without authorization...	500.00
27.31	Travel on other than a designated route of travel	50.00
27.31(a)	Operate a vehicle in violation of state law.....	75.00
27.31(b)	Operate a vehicle under the influence of drugs or intoxicating beverage.....	250.00
27.31(c)	Operate a vehicle carelessly or heedlessly.....	100.00
27.31(d)	Exceed 25 mph or posted speed limit.....	50.00
27.31(e)	Operate vehicle without a muffler/spark arrester	50.00
27.31(f)	Operate vehicle without license plate/registration	100.00
27.31(g)	Operate vehicle without a drivers license.....	100.00
27.31(h)	Block road access for other vehicles.....	100.00
27.31(i)	Failure to obey orders of traffic control officer..	100.00
27.31(j)	Operate over sized/over weight vehicle.....	50.00
27.31(k)	Moving of vehicle involved in accident.....	100.00
27.31(l)	Operate a vehicle without proper headlights, tail-lights, or brake lights.....	50.00
27.31(m)	Violation of other established special vehicle requirements.....	50.00
27.32(a)	Unauthorized use of a boat .....	100.00
27.32(b)	Operate boat in violation of either Coast Guard or State laws.....	50.00
27.32(b)(2)	Operate boat in reckless/negligent manner.....	150.00
27.32(b)(3)	Operate boat under influence of an intoxicant....	250.00
27.32(b)(4)	Interfere with operation of other boats.....	100.00
27.32(b)(5)	Operate boat without proper marine head.....	50.00
27.32(b)(6)	Operate a sailboat without required lights.....	50.00
27.32(b)(7)	Leave boat unattended for 72 hrs.....	100.00
27.32(b)(8)	Unauthorized use of government boat dock.....	50.00
27.33	Unauthorized waterskiing on NWR.....	50.00
27.34	Unauthorized operation of aircraft on/over NWR.	200.00



27.41	Carry, possess or discharge a firearm.....	100.00
	Carry, possess or discharge fireworks/explosive	100.00
27.42	Firearms; other violations.....	50.00
27.43	Use of weapons other than firearms.....	100.00
27.51	Disturb, injure, damage plant/animals on NWR.....	150.00
27.52	Introduction of plants/animals on NWR.....	100.00
27.61	Destruction or removal of property from NWR....	150.00
27.62	Search for or remove objects of antiquity.....	200.00
27.63	Unauthorized search for valued objects;no permit	200.00
27.64	Unauthorized prospecting/mining on a NWR.....	250.00
27.65	Tamper with vehicles or equipment.....	200.00
27.71	Take or film motion pictures for commercial use..	100.00
27.72	Cause unreasonable disturbances w/ audio equip	100.00
27.73	Use of artificial light to take wildlife.....	250.00
27.81	Enter NWR under the influence of alcohol.....	100.00
27.82	Deliver/possess/under influence of a controlled substance.....	500.00
27.83	Indecency or disorderly conduct.....	150.00
27.84	Interference with persons engaging in authorized activity.....	500.00
27.85	Gambling on NWR.....	50.00
27.86	Begging or soliciting.....	50.00
27.91	Conducting field trials.....	50.00
27.92	Conduct, install, occupy private structure.....	250.00
27.93	Abandon private property.....	100.00
27.94	Litter on a NWR.....	100.00
	Dumping refuse or waste.....	200.00
	Depositing environmental contaminants.....	500.00
27.95(a)	Setting unauthorized fire.....	200.00
	Setting unauthorized campfire.....	100.00
27.95(b)	Leaving fire unattended.....	100.00
27.95(c)	Throw burning cigarette, match, etc. where it may start a fire.....	100.00
27.95(d)	Smoking violation.....	50.00
27.96	Unauthorized advertising.....	75.00
27.97	Conduct private commercial operation.....	500.00

50 CFR 28: Regulations pertaining to Refuge Special Regulations-General

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
28.31	Violate any provision, rule, regulation, sign, or special regulation .....	100.00

50 CFR 31: Regulations pertaining to Commercial Fishing & Trapping

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
31.13	No refuge commercial fishing permit.....	100.00
31.16	Violation of federal trapping permit regulations, state trapping laws, or other special trapping laws, or special trapping regulations	
	Violate state law.....	100.00
	Violate permit conditions, etc.....	100.00
	Failure to inspect traps.....	100.00
	Unlawful sets; unlawful equipment.....	100.00
	Animal unlawfully trapped.....	100.00

50 CFR 32: Regulations pertaining to Hunting

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
32.2(a)	Hunt without a State license.....	150.00
32.2(b)	Hunt without a migratory waterfowl stamp .....	150.00
32.2(c)	Hunt in violation of federal law.....	100.00
32.2(d)	Hunt in violation of state law.....	100.00
32.2(d)	Hunt in violation of state law (bag limits).....	150.00 + 50.00/animal
32.2(e)	Hunt in violation of special access requirements.	50.00
32.2(f)	Failure to comply with special regulations, as per 32.7, & 32.20-32.71.....	100.00
32.2(g)	Bow hunt with any drug on an arrow.....	200.00
32.2(h)	Distribution of bait and hunting over bait on NWR	200.00
32.2(i)	Use of nails, wire, screws or bolts to attach a tree stand to a tree, or hunt from tree into which a metal object has been driven.....	100.00
32.2(j)	Use or possession of alcohol while hunting.....	100.00
32.3	Violation of refuge specific hunting regs .....	100.00
32.5(a)	Fish without a state license .....	150.00
32.5(b)	Noncompliance with other federal regulations ....	100.00
32.5(c)	Fish in violation of state law .....	100.00
32.5(c)	Fish in violation of state law (creel limits) ...	150.00 + 25.00/fish
32.5(d)	Fish in violation of special access requirements	100.00
32.5(e)	Failure to comply with special regulations per 32.20 thru 32.71 .....	100.00
32.6	Violation of refuge specific fishing regs .....	100.00

50 CFR 70: Regulations pertaining to National Fish Hatcheries

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
70.2	Administrative provisions as adopted from Part 25	As noted in Part 25
70.4(a)	Prohibited Acts as adopted in Part 27.....	As noted in Part 27
70.4(b)	Unauthorized taking, or attempt to take fish, amphibians, or other aquatic animals.....	150.00
70.4(c)	Unauthorized take of any animal.....	150.00
70.4(d)	Disturbing spawning fish.....	100.00
70.6	Public Entry & Use as adopted from Part 26	As noted in Part 26

50 CFR 71: Regulations pertaining to Hunting & Fishing on National Fish Hatcheries

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
71.2(a)	Hunt without a State license.....	150.00
71.2(b) thru 71.2(f)	Noncompliance with other laws or regulations ....	100.00
71.12(a)	Fish without a State license.....	150.00
71.12(b) thru 71.12(e)	Noncompliance with other laws or regulations....	100.00

Oversight Provision

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

Section		
<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
As listed	Violations of permits or permit requirements.....	100.00
	Violations of taking, sale, purchase or barter...	250.00
	Violation of possession, transport, import/export	150.00
	All other violations or noncompliance.....	50.00

18 USC 13

Assimilative Crime Act

Statute:

18 USC 13	Violation of state statutes on land administered by the FWS.....	200.00
-----------	--	--------

10 USC 2671(a)  
Hunting, Fishing, Trapping on Military Reservations

Statute:

18 USC 2671(a)  
Violation of state statutes for wildlife or  
plants while on military reservation..... 200.00

16 USC 431-433

American Antiquities Act

Statute:

16 USC 433  
Appropriate, excavate, injure, or destroy historic or  
prehistoric ruins, or monument, or any object of  
antiquity..... 500.00

16 USC 470aa et seq.

Archaeological Resources Protection Act of 1979

Statute:

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  
exemption.....  
Non-commercial..... 200.00  
Commercial ..... 500.00

16 USC 470ee(b)  
Knowingly sell, purchase, exchange, transport,  
receive, or offer thereof, any archaeological  
resource if such resource was excavated or removed  
from Public or Indian lands in violation of 16 USCee(a)  
or any provision, rule, regulation, ordinance or permit  
in effect under any other Federal law.....  
Non-commercial..... 200.00  
Commercial..... 500.00

16 USC 470ee(c)

Knowingly sell, purchase, exchange, transport, receive, or offer thereof, any archaeological resource if such resource was excavated or removed from Public or Indian lands in violation of 16 USCee(a) or any provision, rule, regulation, ordinance or permit in effect under any other State law.....

Non-commercial.....	200.00
Commercial.....	500.00

16 USC 470ee(d)

Knowingly violate, counsel, procure, solicit, or employ any other person to violate any prohibition..

Non-commercial.....	200.00
Commercial.....	500.00

16 USC 4901-4916

Wild Bird Conservation Act of 1992

Statute:

16 USC 4901 et al.

Violate any regulations, prohibitions, or regulations of Act relating to the import of any exotic bird ...

Non-commercial.....	250.00	+ 100.00	per bird
Commercial.....	500.00	+ 100.00	per bird

16 USC 3371-3778  
Lacey Act Amendments of 1981

Statute:

16 USC 3372(a)

(1) to import, export, transport, sell, receive, acquire, or purchase any fish/wildlife/plant taken, possessed, transported or sold in violation of any law/treaty/regulation of the U.S. or in violation of any Indian Tribal Law.

(2) to import, export, transport, sell, receive, acquire, or purchase in interstate commerce or foreign commerce-

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

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

(3) within the special maritime and territorial jurisdiction of of the United States -

(A) to possess any fish/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, or

(B) to possess any plant taken, possessed, transported, or sold in violation of any law or regulation of any State

..... 350.00 + 100.00 per item

16 USC 3372(a)(4)

Attempt to commit any act described in 3372(a) paragraphs (1) through (4)..... Same as defined offense

16 USC 3372(c)

(1) it is deemed a sale of fish/wildlife in violation of this chapter for a person for money or other consideration to offer or provide-

(A) guiding, outfitting, or other services; or

(B) a hunting or fishing license or permit;

for the illegal taking, acquiring, receiving, transporting, or possessing of fish or wildlife.....500.00

(2) it is deemed to be a purchase of fish/wildlife in violation of this chapter for a person to obtain for money or other consideration-  
 (A) guiding, outfitting, or other services; or  
 (B) a hunting or fishing license or permit;  
 for the illegal taking, acquiring, receiving, transporting, or possessing of fish or wildlife..... 500.00

16 USC 3372(d)

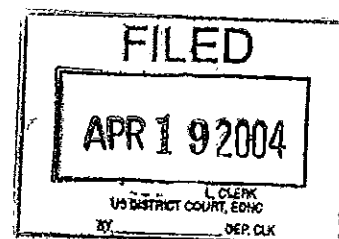
Unlawful for any person to make or submit any false record, account, or label for, or any false identification of, any fish, wildlife, or plant which has been, or is intended to be-  
 (A) imported, exported, transported, sold, purchased, or received from any foreign country; or  
 (b) transported in interstate or foreign commerce. 250.00

\*\*\*\*\*  
 \*\*\*\*\*

**WILDLIFE/PROPERTYFORFEITURE ORDER**

Unless otherwise specifically ordered by a United States Court, any wildlife or property which has been seized under the authority of the Migratory Bird Treaty Act, 16 USC 703-711; the National Wildlife Refuge Systems Administrative Act, 16 USC 668dd-668ee; 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, 16 USC 3371-3378; the American Antiquities Act, 16 USC 433; the African Elephant Conservation Act, 16 USC 4201-4245, the Archeological Resources Protection Act, 16 USC 470aa et seq.; and Wild Bird Conservation Act, 16 USC 4901-4916, where in the final disposition of the case has been made by either payment of a forfeiture of collateral or a judgement by the Court on behalf of the government and where so authorized by statute, such wildlife or property shall be forfeited to the U.S. government and disposed of by the U.S. Fish & Wildlife Service in the manner prescribed by Title 50, Code of Federal Regulations, Part 12.

COLLATERAL SCHEDULE  
EASTERN DISTRICT OF NORTH CAROLINA  
NATIONAL PARK SERVICE



<u>Title/Code</u>	<u>Offense</u>	<u>Collateral</u>
<b><u>PART 1 - General Provisions</u></b>		
<b><u>CAPE HATTERAS NATIONAL SEASHORE:</u></b>		
<b>36 CFR 1.5(f) Closures and Public Use Limits</b>		
33-00-00	Posted bird nesting areas are closed to all public use & entry.	\$125
33-10-00	Posted turtle nesting areas are closed to all vehicles & pedestrians.	\$125
44-99-00	No operation preparatory to, during, and subsequent to the taking of fish by any means <b><u>if the primary purpose of the taking is to sell</u></b> fish may originate from, be conducted, be conducted on, or terminate on the beach bordering the Oregon Inlet North Shore Pond.	\$125
33-10-00	Vehicles are prohibited during May through September in front of villages, park campgrounds, lifeguarded beaches, or other posted areas.	\$125
33-00-00	Unauthorized vehicles and pedestrians are not permitted on the aircraft parking ramps or runways of the Billy Mitchell airstrip (Frisco) or the Ocracoke airstrip.	\$125
36-50-00	The mooring of a boat for more than 14 days between Memorial Day And Labor Day at the NPS docks on Silver Lake in Ocracoke is prohibited.	\$100
33-10-00	Parking at the Ocracoke boat ramp parking lot is limited to 7 days After which all vehicles (including boat trailers, recreational vehicles, Etc.) must be removed for a least 24 hours.	\$100
33-00-00	Public use and entry into the enclosed horse pasture on Ocracoke Island is prohibited.	\$100
33-10-00	Waterfowl hunters 16 years old or younger must produce a valid Hunter Safety certificate to invoke parent/guardian hunter license Privilege and be accompanied by a properly licensed adult hunter 18 years or older.	\$100



**PART 1 – General Provisions Continued:**

59-00-00	The cleaning of fish except at designated locations is prohibited.	\$100
77-99-00	Use of Bodie Island hunting blinds require prior registration at the designated hunter contact station at Whalebone.	\$100
33-10-00	Bodie Island hunting blinds are closed areas for the consumption, use and possession of alcohol.	\$125

**CAPE LOOKOUT NATIONAL SEASHORE:**

<b>36 CFR 1.5(f) Closures and Public Use Limits</b>		
99-99-00	Except as below	\$100
33-10-01	Violating bird nest closures (persons)	\$125
33-10-02	Violating bird nest closures (vehicles)	\$125
40-00-00	Use or abandonment of any unauthorized equine on Shackleford Banks	M/A
77-10-00	Hunting in an area closed to hunting.	\$125
53-99-00	Driving a vehicle in a manner that needlessly ruts the sand.	\$125
36-99-00	Loading or unloading vehicles(s) from or onto a concession dock, Except for concession operations or as otherwise authorized.	\$100
36-99-00	Mooring a boat to a NPS dock, or other restricted area.	\$125
36-80-00	Jumping or diving from any dock/piling within the park is prohibited.	\$125

**FORT RALEIGH NATIONAL HISTORIC SITE:**

<b>36 CFR 1.5(f) Closures and Public Use Limits</b>		
65-00-00	Except as authorized by the Superintendent, automobiles, motorcycles, bicycles or other vehicles shall not be operated on the sidewalks or foot trails.	\$100
<b>36 CFR 2.16(g)</b>		
	Horseback riding is prohibited except on the designated Freedom Trail.	\$100
<b>36 CFR 2.20</b>		
	The use of skates, skateboards, in-line skates, and similar devices is prohibited except on the designated Roanoke Island bike trail and on the Waterside Theater parking lot between Labor Day and May 1 <sup>st</sup> .	

**PART 1 – General Provisions Continued:**

No artificial ramps or jumps are permitted. \$100

**WRIGHT BROTHERS NATIONAL MEMORIAL:**

**36 CFR 1.5(f) Closures and Public Use Limits**

81-99-00 Aircraft may not park at airstrip for more than 24 consecutive hours or for more than a total of 48 hours during any 30 day period. (See 36 CFR 7.76) \$150

33-00-00 Unauthorized vehicles and/or pedestrians are not permitted on the airstrip parking ramp or runway of First Flight airstrip \$125

65-00-00 Except as authorized by the Superintendent, automobiles, motorcycles, bicycles or other vehicles shall not be operated on the sidewalk and foot trails within Wright Brothers N. M. \$100

53-99-00 The use of wagons, snow or sand skis, sleds or other sliding devices on the slopes of Kill Devil Hill is prohibited \$100

35-00-00 All aircraft operations between ½ hour after sunset and ½ hour before sunrise are prohibited. (See Section 2.17(b)) \$125

**36 CFR 1.6(g) PERMITS:**

**Permits are required for the following activities at CAHA, CALO, FORA, & WRBR:**

38-60-00 Non-commercial (soliciting) (36 CFR 2.37) \$125

56-10-00 Special Events (36 CFR 2.50) \$125

56-10-00 Public Assemblies, Meetings (36 CFR 2.51) \$125

58-00-00 Sale or Distribution of Printed Material (36 CFR 2.52) \$125

38-20-00 Business Operation (36 CFR 5.3) \$125

38-30-00 Commercial Photography (36 CFR 5.5) \$125

44-00-00 Commercial Fishing (CAHA ONLY)(36 CFR 7.58(b)(2)) \$125

54-10-00 Failure to Obtain a required permit (36 CFR 1.6(g)(1)) \$125

54-10-00 Violating terms/conditions of permit (36 CFR 1.6(g)(2)) \$125

**PART 2- Resource Protection – Public Use and Recreation:**

**36 CFR 2.1 Preservation of Natural, Cultural, and Archeological Resources**

06-10-00	(a)(i) Possession, destroying, injuring, etc. (ii) Living or dead wildlife and fish (iii) Plants or plant parts (iv) Non-fossilized/fossilized specimen, etc. (v) Mineral Resource/Cave formation	\$125
53-99-00	(2) Introducing wildlife, fish or plants (3) Throwing/rolling rocks (4) Using/possessing wood (except campfire) (5) Walking on, climbing, entering, etc.	\$125
06-01-00 *06-01-01	(6) Possessing, disturbing, etc., a structure, cultural or archeological resource. * <b><u>If ARPA VIOLATION , USE OFFENSE CODE - 06-01-01 - (Arrest, Mand., or Warrant</u></b>	\$300
53-00-00	(7) Possession (except stored) or use of mineral or metal detector	\$125
06-10-00	(b) Short-cutting trail/walkway	\$125
53-99-00	(c) (i) Gathering/Possessing undesignated natural products (ii) Violation of size/quantity limits of natural products (iii) Removal of natural products (iv) Gathering natural products outside designated areas (v) Sale or Commercial use of natural products	\$125 \$125 \$125 \$125 \$200

**NOTE: Reasonable quantities of the following may be Gathered for personal use and consumption:**  
Down and dead wood for camp and beach fires.  
Pine straw and pine cones. Leaves of bayberry/wax myrtle and wild onion. Edible fruits of wild grape, persimmon, blackberry, blueberry, huckleberry, service berry, mulberry, prickly pear cactus, and mushrooms. Uninhabited seashells.

**PART 2 – Resource Protection – Public Use and Recreation Continued:**

**36 CFR 2.2 WILDLIFE PROTECTION:**

77-20-00	(a)(1) Taking of wildlife (non-authorized species)	\$350
77-00-00	(2) Disturbing wildlife	\$200
77-30-00	(3) Possessing unlawfully taken wildlife/parts (per illegal animal or part)	\$200
77-99-00	(b) (4) Adoption of non-conflicting federal/state law for hunting <b><u>(USE EXISTING FEDERAL/STATE COLLATERAL)</u></b>	
77-20-00	N.C.G.S. 113-294. Unlawfully taking deer between ½ hour before sunrise and ½ hour after sunset with artificial light	\$400
77-40-00	N.C.G.S. 113-302. Flash or display of artificial light between ½ hour after sunset and ½ hour before sunrise and in area frequented or inhabited by deer while in possession of weapon shall constitute prima facie evidence of taking deer with artificial light	\$400
77-99-00	(d) Transportation of lawfully taken wildlife	\$150
77-40-00	(e) Using artificial light to view wildlife in a closed area. <b>Note: All park lands at CAHA, FORA, and WRBR are closed to viewing wildlife with an artificial light.</b>	\$150
50-00-00	(f) Authorized rangers may check game, license and gear. <b>Charge as 2.32 (a)(2); failure to comply</b>	\$150

**36 CFR 2.3 FISHING:**

44-99-00	(a) Adoption of non-conflicting state laws for fishing license, head/tail not attached etc.	\$125
	20% or less 4-6 fish	\$125
	> 20% undersize/ > 6 fish	\$150
44-99-00	(d) (1) Improper method/unattended line	\$125
	(2) Possession/using unauthorized bait, etc.	\$125
	(3) Feeding/attracting fish	\$110
44-00-00	(4) Commercial fishing (See 7.58 (b))	\$125
44-99-00	(5) Illegal fishing aids (drugs, poison, explosives)	\$110
	(6) Digging for bait	\$110
	(7) Improper catch and release	\$125
	(8) Fishing, swimming beaches, boat docks, etc.	\$110
	(e) Fishing in salt water with net, spear or weapon shall be in accordance with state regulations	\$110

**PART 2 - Resource Protection - Public Use and Recreation Continued:**

50-00-00	(f) Authorized rangers may check tackle, license, permits and catch. Charge as 2.32 (a)(2): failure to comply	\$150
<b>36 CFR 2.4 WEAPONS, TRAPS, NETS:</b>		
22-00-00	(a) Unlawful to possess/carry/use (except 2 A or B)	\$200
22-99-00	(a)(3) Improper transportation; to be rendered inoperable or cased	\$200
	(b) Carrying or possessing a loaded weapon in motor vehicle or other mode of conveyance	\$200
	(c) Use in a manner endangering people or property	\$350
	(d) Violations of terms and conditions of permit	\$125
	(f) Compliance with Federal and State laws (i.e. concealed or other)	\$200
<b>36 CFR 2.25 RESEARCH SPECIMENS:</b>		
57-00-00	(a) Taking without permit	\$125
	(b) Violation of terms/conditions of permit	\$125
<b>36 CFR 2.10 CAMPING AND FOOD STORAGE:</b>		
37-00-00	(b)(1) Digging/leveling ground at campsite	\$125
	(2) Abandoning equipment after departure	\$125
	(3) Camping too near water	\$125
26-30-00	(4) Unreasonable noise between 10 PM - Midnight	\$125
	Unreasonable noise between Midnight - 6 AM	\$150
37-00-00	(5) Permanent camps	\$200
	(6) Displaying wildlife carcasses or parts	\$125
	(7) Utility connections	\$100
	(8) Failure to obtain permit	\$125
	(9) Superintendent's designated conditions	\$125
	<b>Except the following:</b>	
	<b>Cape Hatteras National Seashore Campgrounds:</b>	
	Camping permitted only in designated campgrounds	
	From Memorial Day weekend through Labor Day weekend, all camping is limited to 14 days within a 30-day period.	
	At all campgrounds, campsite occupancy is limited to 6 persons per campsite. Exceptions: a family group (i.e. parents & children) of more than 6 individuals. No more than two camping units may occupy one campsite. All vehicles must be parked on the parking pad, not on the grass or extending into the roadway.	\$100

**PART 2 - Resource Protection - Public Use and Recreation, Cont.:**  
**36 CFR 2.10 CAMPING AND FOOD STORAGE cont:**

	Cape Lookout National Seashore Camping is limited to 14 consecutive days.	\$100
	Fort Raleigh NHS and Wright Brothers NM Camping is prohibited (36 CFR 2.10 (b)(9))	\$100
	(10) Undesignated areas (no Resource damage/site) (with Resource damage/area)	\$100 \$125
	(c) Terms/conditions of permit (Violation could result in revocation of permit and expulsion from campground)	\$125
	(d) Failure to properly store food	\$75
<b>36 CFR 2.11 PICNICKING:</b>		
52-00-00	Violation of established picnicking conditions	\$75
<b>36 CFR 2.12 AUDIO DISTURBANCES:</b>		
26-30-00	(a)(1) Operation motorized equipment, unreasonable radio, TV, tape deck or musical instrument	\$125
	(2) Power saw without permit	\$125
	(3) Operating motorized equipment, etc., in undeveloped areas	\$125
	(4) Public address systems without permit	\$125
	(b) Terms/conditions of permit	\$125
<b>36 CFR 2.13 FIRES:</b>		
42-00-00	(a)(1) Fire in undesignated area <b>GROUND FIRES PERMITTED ONLY ON THE BEACH</b> within Cape Hatteras and Cape Lookout National Seashores seaward of the ocean dune <b>BELOW</b> the high tide mark, but in no case less than 100 feet from a vegetated area. No ground fires in posted bird or turtle nest protected areas. <b>CALO - F</b> ires prohibited in Portsmouth Village	\$100 \$100
	<b>FORA &amp; WRBR -</b> Fires are prohibited	\$100
	(2) Improper use of stove/lantern	\$100
	(3) Stove/lantern creating hazard	\$100
	(4) Unattended fire	\$125

**PART 2 – Resource Protection – Public Use and Recreation Continued:**

	(5) Improper disposal of lighted/smoldering matter	\$100
	(b) Failure to extinguish fires	\$125
	(c) Superintendent's fire danger closure orders	\$125
<b>36 CFR 2.14 SANITATION AND REFUSE:</b>		
59-00-00	(a)(1) Improper disposal of refuse, litter	\$350
	(2) Unauthorized use of disposal receptacles	\$125
	(3) Depositing refuse in pumping fixtures/toilets	\$200
	(4) Improper draining of refuse from vehicle/trailer	\$250
	(5) Improper use of public water outlets	\$110
	(6) Polluting/contaminating park water	\$350
	(7) Improper disposal of fish remains	\$125
	(8) Improper disposal of human body waste in developed areas	\$125
	(9) Improper disposal of human body waste in non-developed areas	\$100
	(b) Violation of terms/conditions of permit or lease	\$125
<b>36 CFR 2.15 PETS:</b>		
40-00-00	(a) (1) Pets in closed areas	\$125
	(2) Failure to crate, cage, restrain on 6 ft. leash	\$125
	(3) Unattended pet	\$100
	(4) Allowing pet to make unreasonable noise	\$100
40-00-01	(5) Failure to comply with pet excrement/disposal	\$75
40-00-00	(e) Terms/conditions of pet permit by park residents	\$100
	<b>Note: Waterfowl hunting dogs are required to be leashed going to and from hunting areas.</b>	
<b>36 CFR 2.16 HORSES AND PACK ANIMALS:</b>		
48-00-00	(a) Use of undesignated pack animal	\$75
	(b) Horses or pack animals off trails or in undesignated areas	\$125
	Horseback riding areas, Cape Hatteras NS	
	Horses may be ridden or used ONLY in designated areas.	
	(1) On the beach seaward of existing dunes.	
	(2) On vehicular beach access routes.	
	(3) Along road shoulders or across paved roads where travel is necessary to cross to or from beach access routes.	
	(4) On trails designated by permit.	
	<b>Horseback riding prohibited at Wright Brothers NM and Fort Raleigh NHS except on the Freedom Trail</b>	
	(c) Horses or Pack animals on park roads	\$75

**PART 2 – Resource Protection – Public Use and Recreation Continued:**

- (d) Free trailing/loose herding, etc. \$75  
plus \$10 per animal
- (e) Moving too fast near persons \$75
- (f) Obstructing, impeding, disturbing horses/pack animals \$75
- (g) Violation of terms/conditions of permit \$125

**36 CFR 2.17 AIRCRAFT AND AIR DELIVERY:**

- 35-00-00 (a)(1) Use in undesignated areas \$300
- (2) Within 500 ft. of beaches, docks, piers, etc. \$300
- (3) Delivering/retrieving by airborne means \$300
- (c)(2) Failure to comply with downed aircraft removal procedures \$300
- (d) Compliance with FAA regulations \$300
- (e) Prohibited hovercraft \$300
- (f) Terms/conditions of permit \$300

**36 CFR 2.18 SNOWMOBILES:**

- 61-01-00 (b) Assimilation of non-conflicting state laws  
(Use existing state and county laws)
- (c) Use in undesignated area \$75
- (d) (1) Excessive noise \$75
- (2) No headlight/taillights \$75
- (3) No brakes/poor condition of brakes \$75
- (4) Racing/excess of 45 mph \$75
- 61-01-00 (e) (1) Operation under 16 years of age w/o adult supervision \$75
- (2) Operation under 12 years of age w/o adult on same machine \$75
- (3) Supervising more than one operator under 16 years of age \$75

**36 CFR 2.19 WINTER ACTIVITIES:**

- 61-09-00 (a) Skiing, snowshoeing, ice skating, sledding, etc. on park roads \$75
- (b) Towing skier, sled, etc. behind vehicle \$75
- (c) Failure to comply with restrictions \$75

**36 CFR 2.20 SKATING, SKATEBOARDS AND SIMILAR DEVICES:**

- 61-99-00 Use of roller skates, skateboards, roller skis, coasting vehicles, etc. in undesignated areas (CAHA, CALO, WRBR: SKATEBOARDS, ETC. ARE PROHIBITED) \$75
- FORA: Designated area is the Waterside Theater parking lot between Labor Day and May 1<sup>st</sup>. No artificial ramps or jumps are permitted.

**36 CFR 2.21 SMOKING:**

- 60-00-00 (a) Smoking in prohibited area \$75



**PART 2 – Resource Protection – Public Use and Recreation Continued:**

Smoking is prohibited at CAHA, CALO, FORA,  
and WRBR in the following areas:

- (1) All government buildings
- (2) All government quarters except in designated unshared,  
non-historic frame units.
- (3) All government vehicles.

**36 CFR 2.22 PROPERTY:**

34-00-00	(a) (1) Abandoning property	\$125
	(2) Unattended property over 24 hours	\$150
	(3) Failure to turn in found property	\$150

**36 CFR 2.23 RECREATION FEES:**

(b)	Failure to pay required fees	\$125
-----	------------------------------	-------

**36 CFR 2.30 MISAPPROPRIATION OF PROPERTY AND SERVICES:**

08-20-00	(a) (1) Unlawful possession of another's property (unless true embezzlement)	M/A
	(2) Failure to pay for property or services	M/A
	(3) Fraudulently obtaining property or services	M/A
14-20-00	(4) Shoplifting or paying less than purchase price	M/A
21-99-00	(5) Acquiring/possessing stolen property	M/A

**36 CFR 2.31 TRESPASSING, TAMPERING, DESTRUCTION AND VANDALISM:**

33-00-00	(a) (1) Trespassing	\$125
63-00-00	(2) Tampering/attempting	\$300
	(3) Vandalism (Willful/Malicious)	\$300
06-01-00	Archeological Resources	
06-02-00	Historic Structures	
06-03-00	Museum Property	
06-09-00	Other Cultural/features	
06-10-00	Natural Resources/features	
06-20-00	Non-historic government structures/vehicles	
06-30-00	Government property not classified	
06-40-00	Private Property	

**36 CFR 2.32 INTERFERING WITH AGENCY FUNCTION:**

50-00-00	(a) (1) Interference	\$350
50-00-01	(2) Lawful order	\$200
41-00-00	(3) False Information	\$200
41-00-00	(4) False Report	\$200

**Part 2 Resource Protection – Public Use and Recreation Continued:**

**36 CFR 2.33 REPORT OF INJURY OR DAMAGE:**

39-00-00 (b) Failure to report \$150

**36 CFR 2.34 DISORDERLY CONDUCT:**

26-00-00 (a) (1) Fighting, threatening, violent behavior \$350  
26-20-00 (2) Offensive or abusive utterance, gesture, obscene act, etc. \$200  
26-30-00 (3) Unreasonable noise \$150  
26-99-00 (4) Creation/maintains hazardous or offensive condition \$200

**18 USC 13 Assimilative Crimes Act - North Carolina Laws Applicable**

**NCGS 14-190.9 Indecent Exposure**

26-10 It is unlawful for: Any person to willfully expose the private parts of his or her person in a public place and in the presence of any other person or persons of the opposite sex. \$150

**36 CFR 2.35 ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCE:**

30-10-00 (a)(2)(i) Sale or gift of an alcoholic beverage to underage person \$300  
30-99-01 (a)(2)(ii) Possession by underage person (under 21) \$125  
30-20-01 NCGS 20.138.7 Open alcohol container after consuming alcohol \$125  
30-99-00 NCGS 18B-301- Possession and consumption of fortified wine, spirituous liquor, or mixed beverage \$125  
30-99-00 (3)(B)(iii) Bodie Island Hunting Blinds are closed areas for the consumption, Use, and possession of alcohol. \$125

**(ASSIMILATE ALL APPLICABLE STATUTES)**

07-00-02 (b)(1) Unlawful delivery/sale of controlled substance--AUSA; charge 21 USC  
07-00-01 (b)(2) Unlawful possession of controlled substance/marijuana  
Less than 1 ounce \$500  
Other scheduled substances, or > 1 ounce marijuana  
AUSA; charge 21 USC  
28-00-00 (c) Under the influence of alcohol/controlled substance \$300  
(NOT DUI)  
07-11-00 Manufacturing AUSA; charge 21 USC  
07-12-00 Paraphernalia - (Assimilate) 18 USC 13, NCGS 90-113.22  
Possession of Drug Paraphernalia \$250

As used in this article Drug Paraphernalia means all equipment, products and material of any kind that are used to facilitate or intended or designed to facilitate violations of the Controlled Substance Act, including planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing

**Part 2 – Resource Protection – Public Use and Recreation Continued:**

and concealing controlled substances into the human body.

**36 CFR 2.36 GAMBLING:**

	(a) Gambling in any form prohibited	\$125
11-00-00	(1) Betting and wagering	\$125
11-20-00	(2) Operating/promoting/assisting	\$125

**36 CFR 2.37 NON-COMMERCIAL SOLICITING:**

	Soliciting w/o permit including begging and panhandling	\$100
	SEE 36 CFR 1.6 (g)	

**36 CFR 2.38 EXPLOSIVES:**

99-99-00	(a) Use, possession, transporting, storing explosives, etc.	SEE 1.6(g)	M/A
43-00-00	(b) Unauthorized use/possession of fireworks		\$125
56-10-01	(c) Violation of terms/conditions established by permit		\$125

**36 CFR 2.50 SPECIAL EVENTS:**

56-10-00	(e) Terms/conditions of permit	SEE 36 CFR 1.6 (g)	\$125
----------	--------------------------------	--------------------	-------

**36 CFR 2.51 PUBLIC ASSEMBLIES, MEETINGS:**

56-10-00	(a) Public assemblies meetings, gatherings, etc. w/o permit	SEE 1.6 (g)	\$125
	(h) Permittee obstructing, impeding, harassing, etc.		\$125
56-10-01	(j) Violation of terms/conditions of permit	SEE 1.6 (g)	\$125

**36 CFR 2.52 SALES OR DISTRIBUTION OF PRINTED MATTER:**

58-00-00	(a) Sale or distribution w/o permit	SEE 1.6(g)	\$125
	(h) Permittee obstructing, impeding, harassing, etc.		\$125
56-10-01	(j) Violation of terms/conditions of permit	SEE 1.6 (g)	\$125

**36 CFR 2.60 LIVESTOCK USE AND AGRICULTURE:**

47-00-00	(a) Running-at-large, herding, driving across, allowing on, pasturing or grazing of livestock		\$125
56-10-01	(b) Violation of terms/conditions of permit		\$125

**36 CFR 2.61 RESIDING ON FEDERAL LANDS:**

33-9-00	(a) Residing on park lands w/o permit		\$125
56-10-01	(b) Violation of terms/conditions of permit		\$125

**Part 2 – Resource Protection – Public Use and Recreation Continued:**

**36 CFR 2.62 MEMORIALIZATION:**

51-00-00	(a)	Commemorative installation of memorials		\$125
	(b)	Scattering human ashes from cremation	SEE 1.6 (g)	\$125
	(c)	Failure to abide by area designations/conditions	SEE 1.6 (g)	\$125
	(d)	Terms/conditions of permit	SEE 1.6 (g)	\$125

**PART 3 - Boating and Water Use Activities**

**BOATING REGULATIONS:** All Federal regulations except Title 36 must be preceded by 36 CFR 3.1, followed by appropriate regulations. State Laws must also be preceded.

**36 CFR 3.1 Applicable Regulations**

36-10-00	(a)	Assimilation of US Coast Guard, State Laws and regulations.		
----------	-----	---	--	--

**33 CFR 173.15 VESSEL NUMBERING:**

	(a)	(1) Vessel not numbered		\$125
		(2) Numbers not displayed or improperly displayed		\$125
33 CFR173.21	(a)	(1) Expired numbers and/or required certificate not on board		\$125
		(2) Concessioner rental agreement not on board		\$125
33 CFR 173.19		Other numbers prohibited		\$125
33 CFR 173.23		Certificate not presented on demand		\$125

**33 CFR 175.15 EQUIPMENT:**

		Insufficient PFD's, adult	Each violation	\$125
		Insufficient PFD's child (must have on board to fit persons		\$125
33 CFR 175.19	(a)	PFD's not readily available	Each violation	\$125
	(b)	Type IV PFD not immediately accessible		\$125
33 CFR 175.21	(a)	PFD unserviceable		\$125
	(b)	Non US Coast Guard approved (confirmed by label)		\$125
	(c)	PFD wrong size (confirmed by label)		\$125
33 CFR 175.110(a)		No person may use a boat 16 ft. or more in length unless visual distress signals required in US Coast Guard regulations 175.130 and 175.130 are on board		\$125
33 CFR 175.115	<b>EXCEPTIONS TO 175.110 (a)(b)</b>			
		1. Persons using a manually propelled boat.		
		2. A sailboat of completely open construction not equipped with propulsion machinery and under 26 feet in length.		

**33 CFR 177.07 UNSAFE CONDITIONS:**

	(b)	A boat has an accumulation of fuel in the bilges/compartments other than a fuel tank		\$125
	(c)	A boat has fuel leakage		\$125

**Part 3 – Boating and Water Use Activities Continued:**

**36 CFR 3.1 SAFETY:**

36 CFR 3.1, 46 USG 1462	Vessel Overload	\$125
46 CFR 25.35-1 (a)	All vessels propelled by internal combustion engines required to have US Coast Guard approved backfire flame control unit installed.	\$125
46 CFR 25.30-20 (a)	Fire extinguisher required.	\$125
46 CFR 25.40-1 (a)	Vessel ventilation system required.	\$125

**36 CFR 25.05 VESSEL LIGHTING:**

All vessels are required to display USCG prescribed navigation lights between sunset and sunrise.	\$125
---	-------

**NAVIGATION RULES OF THE ROAD**

33 CFR 93.4	Vessels approaching each other.	\$125
33 CFR 93.6	Vessels overtaking.	\$125
33 CFR 93.7	Vessels crossing (right-of-way).	\$125
33 CFR 93.8	Power boat yield to sailboat.	\$125
36 CFR 3.2	National Park Service Distinctive Identification	
(a)	Displaying identical/resembling identifying markings.	\$125

**36 CFR 3.3 PERMITS:**

36-40-00 (a)	No permit.	\$125
(b)	Terms and conditions of permit.	\$125

**36 CFR 3.4 ACCIDENTS:**

36-00-00 (b)	Failure to report accident, collision, fire, injury or other casualty.	\$125
--------------	--	-------

**36 CFR 3.5 INSPECTIONS:**

36-20-00 (c)	Violation of order issued pursuant to 3.5 (b)	\$125
--------------	---	-------

**36 CFR 3.6 OPERATIONS:**

36-50-00 (a)	Reckless/negligent manner	\$125
(b)	Under the influence of alcohol or controlled substance	M/A
(c)	Failure to obey regulatory markers	\$125
(d)	Excessive wake or in excess of 5 mph in designated area or within 10 feet of diver's marker, downed water skier or swimmer	\$125
(e)	Vessel propelled by machinery within 500 feet of designated swimming beach	\$125

- (f) Allowing a person to ride on the gunwale, transom or on the Part 3 – Boating and Water Use Activities Continued:  
decking over the bow of a vessel propelled by machinery, while operating in excess of 5 mph \$125
- (g) Attaching to or interfering with navigational aid \$125
- (h) Using trailers at undesignated site \$125
- (i) Launching motorized vessel at undesignated site \$125
- (j) Motorized vessel on water not accessible by road \$125
- (k) Launching or operating air boats \$125
- (l) Oversized vessels \$125

**36 CFR 3.6(h) PROHIBITED OPERATIONS:**

Launching sites for non-commercial, recreational boats/vessels  
Are the boat ramps located a Oregon Inlet Fishing Center and  
Ocracoke marina parking area. \$125

**36 CFR 3.7 NOISE ABATEMENT:**

36-30-00 Excessive noise level - Operating a vessel in or upon inland  
waters so as to exceed a noise level of 82 decibels measured  
at a distance of 82 feet from the vessel is prohibited \$125

**36 CFR 3.20 WATER SKIING:**

36-90-00 (a) Towing in undesignated waters \$125

(b) (1) Towing after sunset and before sunrise \$125

(2) Towing with no observer other than the operator of vessel \$125

(3) Towing a person not wearing a PFD \$125

(4) Towing or being towed in channels or within 500 feet of  
harbors, swimming beaches or mooring areas or within  
100 feet of person fishing or swimming or diver's marker \$125

**36 CFR 3.21 SWIMMING AND BATHING:**

36-80-00 (a) (1) In closed areas \$125

(2) In violation of restriction \$125

(3) From underway vessels \$125

**36 CFR 3.22 SURFING:**

36-70-00 Use of surfboard/similar devices within designated swimming  
beaches is prohibited \$125

**Part 3 – Boating and Water Use Activities Continued:**

**36 CFR 3.23 SCUBA AND SNORKELING:**

36-60-00	(a)	In undesignated area	\$125
	(b)	Failure to display diver's flag in area open to use by vessels propelled by machinery	\$125

**36 CFR 3.24 PERSONAL WATERCRAFT (PWC)**

	(a)	PWC's prohibited	\$125
	(b)	Operating in undesignated area	\$125

**PART 4 - Vehicles and Traffic Safety:**

**36 CFR 4.2 State Law Applicable**

Unless specifically covered herein, State Laws and Regs. are applicable.

(a)	Vehicles operated on park roads, parking areas, routes designated for off-road use, and all other areas of the park must meet all requirements including all vehicle equipment, licenses and registration, to operate legally on state highways where the vehicle is registered. Vehicle operators shall have a current state driver's license.	\$125
-----	---	-------

**North Carolina State Statute Applicable:**

	Any violation resulting in personal injury.	M/A
	Any violation charged in same warrant or summons with mandatory appearance violations.	M/A
69-99-00	20-7(L)Driving on a Learner's Permit with no licensed driver	\$100
69-10-00	20-28 Driving revoked license	M/A
69-99-00	20-30 Driving forged/alterd license	M/A
69-99-00	20-34 Permit vehicle to be so operated	M/A
74-00-00	20-108 (a) 20-111-Stolen/alterd plates/certificate	M/A
73-29-00	20-140 Reckless driving	M/A
73-29-00	20-141.3 Racing(drag racing)	M/A
73-99-00	20-157 Fail to yield right-of-way to emergency vehicles	M/A
73-99-00	20-217 Pass stopped school or school activity bus	M/A
69-00-00	20-7 Driving without a license	\$150
69-99-00	20-7 Driving with expired license	\$150
69-99-00	20-10.1 Operating Mo-Ped under 16 years of age	\$125
69-99-00	20-29 Fail to surrender license to LE Officer	\$125
74-00-00	20-63 Violation of vehicle registration provisions, alterations, conceal, etc	\$125
74-00-00	20-111 Expired tag, ATV's without plates, etc	\$125

**PART 4 – Vehicles and Traffic Safety Continued:**  
North Carolina State Statute Applicable:

74-00-00	20-111 (2) Fictitious license plate	\$125
74-00-00	20-111 (3) Give, lend, or borrow license plate	\$125
65-10-00	20-116 Size of vehicle and loads	\$110
71-99-00	20-117 Flag or light at end of load	\$110
71-99-00	20-122.1 Unsafe tires	\$125
71-99-00	20-123 Trailers and towed vehicles	\$125
71-99-00	20-123.1 Steering mechanism	\$150
71-99-00	20-124 Brakes	\$150
71-99-00	20.125 Horns and warning devices	\$125
71-99-00	20-125.1 Directional signals	\$125
71-99-00	20-126 Mirrors	\$125
71-99-00	20-127 Windshield must be unobstructed	\$125
71-99-00	20-128 Mufflers and muffler cut-outs	\$125
71-99-00	20-128.1 Visible exhaust emissions for over 5 consecutive seconds	\$125
71-99-00	20-129 Required lighting equipment	\$125
	20-129(a)(4) headlights on when wipers on	\$ 5
71-99-00	20-134 Lights on parked vehicles	\$125
71-99-00	20-135.2A Seat belts and child restraints (20-137.1)	\$125
	20-135.2B child under 12 in open bed or cargo area	\$ 25
71-99-00	20-140.2 Overloaded or overcrowded vehicle	\$110
70-99-00	20-140.4 Special provisions for motorcycles (helmets)	\$125
70-99-00	20-146 Driving the wrong way on dual lane highway	\$150
70-99-00	20-146.1 Motorcycles more than two abreast	\$110
70-20-00	20-148 Meeting of vehicles	\$125
70-20-00	20-149 or 20-150 Improper passing (See State Statute)	\$125
73-10-00	20-152 Following too closely	\$125
70-99-00	20-153 Turning at intersections	\$110
70-99-00	20-153 Signals on starting, stopping or turning also illegal/improper backing	\$110
70-30-00	20-155 Right-of Way	\$125
70-30-00	20-157 Failure to yield to blue lights & siren (LE vehicles)	\$125
68-00-00	20-174.1 Standing, sitting or lying upon highways or streets	\$110
70-99-00	20-181 Failure to dim headlights	\$110
71-00-00	20-183.2 Vehicle equipment inspections and inspection certificate	\$110
65-20-00	20-313 Driving without financial responsibility	\$150
	Any other violation for which court is not mandatory	\$125
30-20-00	20.138.3 Driving by person less than 21 years old after consuming alcohol (See State Statute)	\$125
30-20-00	20-138.7 Transporting an open container of alcoholic beverage after consuming alcohol (See State Statute)	\$125



**Part 4 – Vehicles and Traffic Safety Continued:**

**36 CFR 4.4 REPORT OF MOTOR VEHICLE ACCIDENT:**

66-10-00	(a)	Failure to report accident	\$150
66-10-00	(b)	Removal of vehicle before notification	\$250

**36 CFR 4.10 TRAVEL ON PARK ROADS AND DESIGNATED ROUTES:**

65-00-00	(a)	Operating on undesignated roads, parking areas and off road vehicle use areas	\$125
	(a)	Vehicular access to beach or sound-side vehicle areas by other Than marked and maintained vehicle access routes is prohibited.	\$125
	(a)	All off-road traffic on Pea Island National Wildlife Refuge is prohibited.	\$125

**THE FOLLOWING ARE PROHIBITED:**

70-99-00	(c)(1)	Vehicle not equipped with pneumatic tires	\$125
70-99-00	(2)	Causing damage to park road	\$150
70-99-00	(3)	Operating vehicle on off-road areas between sunset and sunrise w/o head and tail lights	\$110

**36 CFR 4.11 LOAD, WEIGHT, LENGTH AND WIDTH LIMITATIONS:**

65-10-00	(b) (1)	Operating a vehicle to exceed load, weight and size limits	\$110
65-10-00	(2)	Failing to obtain permit	\$110
65-10-00	(3)	Violating terms/conditions of permit	\$110
65-10-00	(4)	Use of detachable side mirrors extending more than 10 inches beyond fender line; except when towing another vehicle	\$110

**36 CFR 4.12 TRAFFIC CONTROL DEVICES:**

67-00-00	(1)	Overtime parking including CAHA Lighthouse	\$110
67-00-00	(2)	Parked after hours	\$110
67-00-00	(3)	Parked off pavement in campgrounds CHARGE 1.5	\$110
67-00-00	(4)	Off pavement other areas CHARGE 4.10	\$110
67-00-00	(5)	No parking anytime	\$110
67-00-00	(6)	Restricted parking (Handicap)	\$200
72-99-00	(7)	Disobey traffic device other than parking(specify type sign, etc.)	\$125

**36 CFR 4.13 OBSTRUCTING TRAFFIC:**

70-10-00	(a)	Stopping or parking on park road	\$125
70-10-00	(b)	Operating a vehicle too slowly	\$125

**36 CFR 4.14 OPEN CONTAINER OF ALCOHOLIC BEVERAGE:**

30-20-00	(b)	Carrying or storing a bottle, can or other receptacle containing an alcoholic beverage that is open or seal is broken	\$125
----------	-----	---	-------

**Part 4 - Vehicles and Traffic Safety Continued:**

**36 CFR 4.20 RIGHT-OF-WAY:**

70-30-00 Failure to yield right-of-way to pedestrian, saddle/pack animals or vehicles drawn by animals \$125

**36 CFR 4.21 SPEED LIMITS:**

(b) Speed limit on CAHA beaches is 25 mph. \$110  
(b) Speed limit at FORA is 20 mph unless otherwise posted. \$110  
(b) Speed limit at WRBR is 25 mph unless otherwise posted. \$110  
70-40-00 (c) Operating in excess of speed limit:  
70-40-00 (1) Over 0 - 10 mph \$110  
70-40-00 (2) Over 11 - 15 mph \$125  
70-40-00 (3) Over 15 - 20 mph \$150  
70-40-00 (4) More than 20 mph and over or over 55 mph and more than 15 over \$175

**36 CFR 4.22 UNSAFE OPERATION:**

73-00-00 (b) (1) Operating a motor vehicle w/o due care or at a speed greater than that which is reasonable and prudent \$150  
73-00-00 (2) Causing the tires to squeal, skid or break free of road surface \$110  
73-00-00 (3) Loss of control \$125  
73-00-00 (4) Allowing persons to ride in or on the following:  
Towed vehicle or trailer \$125  
On top of vehicle while in motion \$150

**36 CFR 4.23 OPERATING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS:**

27-00-00 (a) (1) DUI to a degree that renders the operator incapable of safe operation M/A  
27-00-00 (2) Alcohol concentration in the operator's blood or breath exceeds 0.08 M/A  
27-00-00 (b) (2) Refusal to an alcohol test (admissible in court) M/A

**36 CFR 4.30 BICYCLES:**

64-00-00 (c) Riders must comply with all applicable traffic regulations of this part (EXCEPT 4.4, 4.10, 4.11, and 4.14) CHARGE AS MOVING VIOL.  
64-00-00 (d) (1) Prohibited in wilderness areas \$100  
71-99-00 (2) Lights and reflectors between sunset and sunrise or low visibility conditions \$100  
70-00-00 (3) Riding abreast except designated areas \$100  
30-20-00 (4) Operating a bicycle while consuming/carrying an open container of an alcoholic beverage \$110

**Part 4 – Vehicles and Traffic Safety Continued:**

**36 CFR 4.31 HITCHHIKING:**

68-00-00 Hitchhiking is prohibited \$100

**PART 5 - Commercial and Private Operations**

38-00-00 36 CFR 5.1 Advertisements \$150  
38-10-00 36 CFR 5.2 Alcoholic beverage; sale of intoxicants \$150  
38-20-00 36 CFR 5.3 Business operation SEE 1.6  
38-40-00 36 CFR 5.4 Commercial passenger/carrying motor vehicles \$150  
38-30-00 36 CFR 5.5 Commercial photography SEE 1.6  
38-40-00 36 CFR 5.6 Commercial vehicles \$150  
38-50-00 36 CFR 5.7 Construction of buildings/their facilities \$150  
38-10-00 36 CFR 5.8 Discrimination in employment practices \$150  
38-10-00 36 CFR 5.9 Discrimination in furnishing public accommodations  
and transportation services \$150  
38-10-00 36 CFR 5.10 Eating, drinking or lodging establishments \$150  
38-60-00 36 CFR 5.13 Nuisances \$150  
38-70-00 36 CFR 5.14 Prospecting, mining, and mineral leasing \$150

**PART 7 - Special Regulations - Cape Hatteras National Seashore**

**36 CFR 7.58 HUNTING:**

77-99-00 (a)(1) Waterfowl hunting allowed only in areas designated by  
Special Regulation \$150  
77-99-00 (5) Hunting is restricted only to waterfowl (All applicable State  
and Federal regulations apply FED./STATE REGS.  
77-99-00 (7) Only government constructed blinds on Bodie Island.  
Temporary/portable blinds allowed by permit ONLY on  
Ocracoke and Hatteras Islands. \$125  
77-99-00 (8) Minimum distance between blinds in hunting areas will  
be 300 yards unless different in permit \$100  
77-99-00 (10) Jump shooting allowed ONLY on Hatteras and Ocracoke  
Islands. Jump shooting is prohibited within 300 yards of  
of blinds \$125  
77-99-00 (11) Commercial guiding is allowed by permit ONLY. Guides  
must possess a NC State guide license and park permit \$125  
77-99-00 (14) Bodie Island permittee must check out and furnish take  
information at Whalebone check station \$75  
77-99-00 (15) Blinds must be left in clean, sanitary and undamaged  
condition at conclusion of hunt \$125

**Part 7 – Special Regulations – Cape Hatteras National Seashore Continued:**

77-99-00	(16)	Hunters must turn in all bands that are taken to the ranger or deposit at Whalebone check-in/out station	\$100
77-99-00	(18)	Vehicles will not be permitted to drive to blind site	\$125
77-99-00	(19)	Retrievers allowed, must be kept on restraint by hunters	\$125
77-99-00	(20)	Blind use limited to ONLY two (2) hunters. If accompanied by a guide, a total of three (3 persons) permitted	\$125

**36 CFR 7.58 FISHING:**

44-00-00	(b) (2)	Commercial fishing permit is required before engaging in commercial fishing from national seashore beaches	\$125
44-00-00	(3)	Permittee must be: (1) Legal resident of village (2) Possess a NC State commercial fishing license or joint venture with licensee. Permit will be in fisherman's possession while fishing in the park and shall be displayed upon request by the Superintendent or his designee	\$125

**36 CFR 7.58 FISHING CONTINUED:**

59-00-00	(5)	No dead fish or part thereof may be left on shore, beach, dock, pier, fish cleaning table or thrown back into waters, but must be disposed of only at points or places designated or removed from the seashore	\$125
44-99-00	(b)(6)	SPORT FISHING ZONE: From old beach access 22 (ramp 41) continuing south to the old beach access 30 (ramp 45).  Commercial fishing is permitted EXCEPT between the hours of 12:01 AM on Saturday to 11:59 on Sunday beginning October 1 through April 30 when commercial fishermen are NOT permitted to haul seines or nets onto the beach within the zone	\$125

**36 CFR 7.76 WRIGHT BROTHERS NATIONAL MEMORIAL:**

81-99-00	(b)	EXCEPT in emergencies, no aircraft may be parked, stopped, or left unattended at the designated airstrip for more than 24 consecutive hours or for more than a total of 48 hours during a 30 day period	\$150
----------	-----	---	-------

LACY ACT 16 USC (3371 - 3377)

16 USC 3372 (a) (1) and (d) (2)

77-99-00

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 US or Indian Tribal Law

\$300

EACH SPECIMEN \$50

16 USC 3372

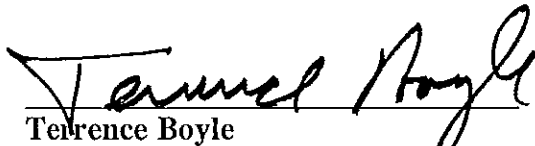
77-99-00

- (a) (3) It is unlawful for any person within the special maritime and territorial jurisdiction of the United States to possess:
- (1) 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, OR
  - (b) (1) Any plant taken, possessed, transported or sold in violation or any law or regulation of any state

\$300

EACH SPECIMEN \$50

APPROVED:



Terrence Boyle

Chief United States District Judge  
Eastern District of North Carolina

4-16-04  
Date

**COLLATERAL SCHEDULE**  
**EASTERN DISTRICT OF NORTH CAROLINA**  
**UNITED STATES FOREST SERVICE**

**Title 36 Code of Federal Regulations: Subpart A – General Prohibitions**

**261.3 Interference**

261.3 (a)	Threaten/resist/intimidate/interfere with Forest Officer	\$200
261.3 (b)	Provide False Information	\$200
261.3 (c)	Threaten/intimidate/interfere with Forest Staff	\$200

**261.4 Disorderly Conduct**

261.4 (a)	Fighting	\$200
261.4 (b)	Communications tending to cause violence	\$150
261.4 (c)	Actions tending to incite lawlessness	\$200
261.4 (d)	Unreasonable noise	\$75

**261.5 Fire**

261.5(a)	Carelessly or negligently throwing or placing any ignited substance or other substance that may cause a fire.	M
261.5(b)	Firing any tracer bullet or incendiary ammunition.	M
261.5(c)	Causing timber, trees, slash, brush, or grass to burn, except as authorized by permit.	M
261.5(d)	Leaving a fire without completely extinguishing it.	\$100
261.5(e)	Allowing a fire to escape control.	M
261.5 (f)	Failure to remove flammable material around campfire	\$100

**261.6 Timber and other forest products.**

261.6 (a)	Cutting timber/vegetation without permit	\$100
261.6 (b)	Cutting standing tree under permit or contract before marking	\$150
261.6 (c)	Removing timber or products before scaled, measured or counted	\$150
261.6 (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.	M
261.6 (e)	Loading, removing or hauling timber or other forest product	\$150
261.6 (f)	Sell or exchange any timber or other forest product obtained under a free use.	\$150
261.6 (g)	Violating any timber export or substitution restriction	M
261.6 (h)	Removing any timber, tree or other forest product	\$100
261.6 (i)	Violating the Forest Resources Conservation and Shortage Relief Act of 1990.	M

### **261.7 Livestock**

261.7 (a)	Unauthorized livestock	\$75
261.7 (b)	Failure to remove livestock	\$75
261.7 (c)	Failure to reclose any gate or other entry.	\$50
261.7 (d)	Molesting, injuring, removing or releasing any livestock impounded under 36 CFR 261.10	M

### **261.8 Fish and Wildlife**

**The following are prohibited to the extent Federal or State law is violated:**

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.	\$100
-----------	---	-------

261.8 (b)	Possessing a Firearm or other implement designed to discharge a missile capable of destroying animal life.	\$100
261.8 (c)	Possessing equipment, which could be used for hunting, fishing, trapping.	\$75
261.8 (d)	Possessing Dog not on a leash or otherwise confined.	\$50
261.8 (e)	Curtailing the free movement of any animal or plant life into or out of a cave, except as authorized to protect a cave resource.	M

### **261.9 Property**

261.9 (a)	Damaging natural features or property	\$150
261.9 (b)	Removing natural feature or property	\$150
261.9 (c)	Damage endangered or sensitive plants	\$150
261.9 (d)	Remove endangered or sensitive plants	\$150
261.9 (e)	Entering closed building or area	\$150
261.9 (f)	Using any Pesticide except for personal use as an insect repellent or as provided by Special-Use Authorization or other minor uses.	M
261.9 (g)	Digging in, excavating, disturbing, injuring, destroying, or in any way damaging any prehistoric, historic, or archaeological resource, structure, site, artifact, or property.	M
261.9 (h)	Removing any prehistoric, historic, or archaeological resource, structure, site, artifact, property.	M
261.9 (i)	Excavating, damaging, or removing any vertebrate fossil or paleontological (fossil) resource for commercial purposes without a special-use authorization.	M
261.9 (j)	Excavating, damaging, or removing any cave resource from a cave without a special-use authorization, or removing any cave resource for commercial purposes.	M

### **261.10 Occupancy and Use**



261.10 (a)	Constructing or maintaining improvements	\$200
261.10 (b)	Taking possession of, occupying, or otherwise using National Forest System Lands for residential purposes without a special-use authorization, or as otherwise authorized.	\$200
261.10 (c)	Selling merchandise/ service without permit	\$100
261.10 (d)	Unlawful/dangerous discharge of firearm	\$150
261.10 (e)	Abandoning personal property	\$75
261.10 (f)	Vehicle/ object: Impediment/Hazard	\$50
261.10 (g)	Posting sign or notice without permit	\$50
261.10 (h)	Commercial distribution in violation of permit	\$100
261.10 (i)	Unreasonable noise, (mechanical)	\$50
261.10 (j)	Use public address system without permit	\$50
261.10 (l)	Violating terms of a permit	\$75
261.10 (m)	Failure to stop for forest officer	\$150
261.10 (n)	Failure to pay fee	\$50
261.10 (o)	Discharging or igniting a firecracker, rocket or other firework, or explosive into or within a cave.	\$100

### **261.11 Sanitation**

261.11 (a)	Damage toilet/ fixtures	\$100
261.11 (b)	Possess/ leave debris exposed/unsanitary condition	\$75
261.11 (c)	Litter to pollute water source	\$150
261.11 (d)	Minor Littering (i.e. lunch bag, bottle, can)	\$75
261.11 (e)	Major Littering (i.e. bag(s) of garbage)	\$150
	Aggravated Littering (i.e. dumping large quantity)	\$500

Commercial Dumping of debris	M
Unauthorized dumping into Govt. facility	\$75

**261.12 National Forest System roads and trails.**

261.12 (a)	Violating the load, weight, height, length, or width limitations prescribed by State law except by special-use authorization or written agreement or by order issued under 261.54 of this chapter.	\$75
261.12 (b)	Failure to weigh vehicle at a Forest Service weighing station, if required by assign.	\$75
261.12 (c)	Damaging and leaving in a damaged condition any such road, trail, or segment thereof.	\$150
261.12 (d)	Blocking, restricting, or otherwise interfering with the use of a road, trail, or gate.	\$75

**261.13 Motor vehicle use.**

After National Forest System roads, National Forest System trails, and areas on National Forest System lands have been designated pursuant to 36 CFR 212.51 on an administrative unit or a Ranger District of the National Forest System, and these designations have been identified on a motor vehicle use map, it is prohibited to possess or operate a motor vehicle on National Forest System lands in that administrative unit or Ranger District other than in accordance with those designations, provided that the following vehicles and uses are exempted from this prohibition:

- (a) Aircraft;
- (b) Watercraft;
- (c) Over-snow vehicles;
- (d) Limited administrative use by the Forest Service;
- (e) Use of any fire, military, emergency, or law enforcement vehicle for emergency purposes;
- (f) Authorized use of any combat or combat support vehicle for national defense purposes;
- (g) Law enforcement response to violations of law, including pursuit;
- (h) Motor vehicle use that is specifically authorized under a written authorization issued under Federal law or regulations; and
- (i) Use of a road or trail that is authorized by a legally documented right-of-way held by a State, county, or other local public road authority.

[70 FR 68291, Nov.09, 2005]

**261.14 Use by over-snow vehicles.**

It is prohibited to possess or operate an over-snow vehicle on National Forest System lands in violation of a restriction or prohibition established pursuant to 36 CFR part 212, subpart C, provided that the following uses are exempted from this section:

- (a) Limited administrative use by the Forest Service;
- (b) Use of any fire, military, emergency, or law enforcement vehicle for emergency purposes;
- (c) Authorized use of any combat or combat support vehicle for national defense purposes;
- (d) Law enforcement response to violations of law, including pursuit; (e) Use by over-snow vehicles that is specifically authorized under a written authorization issued under Federal law or regulations; and
- (f) Use of a road or trail that is authorized by a legally documented right-of-way held by a State, county, or other local public road authority.

[70 FR 68291, Nov.09, 2005]

**261.15 Use of vehicles off roads**

It is prohibited to operate any vehicle off National Forest System, State or County roads.

261.15 (a)	Operate off-road without required license	\$75
261.15 (b)	Operate off-road without operable brakes	\$75
261.15 (c)	Operate off-road during darkness without lights	\$75
261.15 (d)	Operate off-road in violation of noise limits	\$75

261.15 (e)	While under the influence of alcohol or other drug.	M
261.15 (f)	Operate off-road with excessive smoke	\$75
261.15 (g)	Operate off-road: Careless or Reckless operation	\$150
261.15 (h)	Operate off-road to damage resources	\$150
261.15 (i)	Operate off-road in violation of state law	\$75

**261.16 Developed recreation sites**

261.16 (a)	Occupying site for other than recreation	\$50
261.16 (b)	Fire outside designated fire ring/ grill	\$50
261.16 (c)	Washing items at undesignated spigot	\$50
261.16 (d)	Unauthorized use of fireworks	\$75
261.16 (e)	Unauthorized occupancy of day-use area	\$50
261.16 (f)	Failing to remove all camping equipment or personal property when vacating the area or site.	\$50
261.16 (g)	Placing/ using camping equipment in undesignated area	\$50
261.16 (i)	Leaving equipment unattended more than 24 hours	\$50
261.16 (j)	Dog/ animal off-leash/ unsecured	\$50
261.16 (k)	Animals in swimming area	\$50
261.16 (l)	Unauthorized use of horses/ stock	\$50
261.16 (m)	Vehicle in unauthorized area	\$50
261.16 (n)	Motorbikes or bicycles on undesignated trail	\$50
261.16 (o)	Unauthorized use of motorbike or motor vehicle	\$50
261.16 (p)	Unauthorized disposal of body waste	\$50

**261.17 Admission, recreation use and special recreation permit fees.**

261.17 Failure to pay fees \$25

**261.18 National Forest Wilderness.**

261.18 (a) Unauthorized use of motor vehicle/motorized equipment \$150

261.18 (b) Unauthorized use of hang-glider or bicycle \$75

261.18 (c) Unauthorized use of aircraft \$150

**261.22 Unauthorized Use of “Smokey Bear” and “Woodsy Owl” symbol**

261.22 (a) Manufacture, importation, reproduction, or use of “Smokey Bear” except as provided under 36 CFR 271.2, 271.3, or 271.4 is prohibited. \$75

261.22 (b) Manufacture, importation, reproduction, or use of “Woodsy Owl” except as provided under 36 CFR 271.2, 271.3, or 271.4 is prohibited. \$75

-----  
-----

**Title 36 Code of Federal Regulations: Subpart B – Prohibitions in Areas Designated by Order 261.50**

**When provided by an Order, the following are prohibited:**

**261.50 Health & Safety**

261.50 (a)(b) Possession of a controlled substance M

**261.52 Fire.**

261.52 (a)	Unauthorized fire	\$75
261.52 (b)	Use of explosives	\$200
261.52 (c)	Smoking	\$25
261.52 (d)	Smoking except in approved area	\$25
261.52 (e)	Entering Closed area	\$50
261.52 (f)	Possess or Use Fireworks	\$75
261.52 (g)	Failure to carry fire-fighting tools	\$50
261.52 (h)	Operate internal combustion engine	\$50
261.52 (i)	Welding/ use of torch	\$50
261.52 (j)	Engine without working spark arrestor	\$50
261.52 (k)	Violate state fire/ burning laws	\$150

**261.53 Special Closures.**

261.53 (a)	Threatened, endangered, rare, unique, or vanishing species of plants, animals, birds or fish.	\$100
261.53 (b)	Special biological communities.	\$100
261.53 (c)	Objects or areas of historical, archeological, geological, or paleontological interest.	\$100
261.53 (d)	Scientific experiments or investigations	\$100
261.53 (e)	Public health or safety	\$100
261.53 (f)	Property	\$100

### **261.54 National Forest System Roads**

261.54 (a)	Prohibited vehicle	\$75
261.54 (b)	Prohibited traffic	\$75
261.54 (c)	Unauthorized commercial hauling	\$100
261.54 (d)	Violate vehicle restrictions	\$125
261.54 (e)	Being on the road, unauthorized	\$125
261.54 (f)	Reckless/ careless operation	\$150

### **261.55 Forest Development Trails**

261.55 (a)	Being on the trail, unauthorized	\$75
261.55 (b)	Unauthorized vehicle	\$125
261.55 (c)	Unauthorized traffic	\$75
261.55 (d)	Operating a vehicle in violation of the width, weight, height, length, or other limitations specified by the order.	\$100
261.55 (e)	Short-cutting a switchback	\$125

### **261.56 Use of vehicles off National Forest System Roads**

261.56	When provided by an order, it is prohibited to possess or use a vehicle off National Forest System roads.	\$125
--------	---	-------

### **261.57 National Forest wilderness**

261.57 (a)	Entering or being in the area	\$75
261.57 (b)	Possessing camping or pack-out-fitting equipment, as specified in the order	\$100

261.57 (c)	Possessing a firearm or firework	\$75
261.57 (d)	Possessing any non-burnable food or beverage containers including deposit bottles, except for non-burnable containers designed and intended for repeated use.	\$75
261.57 (e)	Grazing	\$75
261.57 (f)	Storing equipment, personal property or supplies	\$50
261.57 (g)	Disposing of debris, garbage, or other waste	\$150
261.57 (h)	Possessing or using a wagon, cart or other vehicle	\$75

### **261.58 Occupancy and Use**

261.58 (a)	Camping for a period longer than allowed	\$100
261.58 (b)	Unauthorized entry into developed area	\$75
261.58 (c)	Unauthorized entry into camping areas at night	\$75
261.58 (d)	Prohibited camping equipment	\$75
261.58 (e)	Unauthorized camping	\$50
261.58 (f)	Exceed allowable number of persons	\$50
261.58 (g)	Violate parking instructions	\$50
261.58 (h)	Parking off own campsite	\$50
261.58 (i)	More than two vehicles, except motorbikes or bicycles, per site	\$50
261.58 (j)	Public nudity	\$100
261.58 (k)	Unauthorized entry into body of water	\$50
261.58 (l)	Being in an area between sundown and sunrise	\$50
261.58 (m)	Discharging a weapon	\$100
261.58 (n)	Possessing or operating a motorboat	\$50



261.58 (o)	Water skiing	\$50
261.58 (p)	Storing or leaving a boat or raft	\$50
261.58 (q)	Operate watercraft in excess of posted limits	\$50
261.58 (r)	Launching a boat except at designated ramp	\$50
261.58 (s)	Possess or transport bird, fish, animal	\$75
261.58 (t)	Possession of marijuana, less than 1/2 oz.	\$500
261.58 (u)	Unauthorized presence in area between 10 PM and 6 AM	\$50
261.58 (v)	Hunting or Fishing	\$100
261.58 (w)	Possess or transport any boat motor	\$50
261.58 (x)	Unauthorized transport method for watercraft	\$50
261.58 (y)	Unauthorized use of aircraft	\$100
261.58 (z)	Entering or being on lands or waters within the boundaries of a component of the National Wild and Scenic Rivers System	\$75
261.58 (aa)	Riding, Hitching, Tethering or Hobbling a horse or other saddle or pack animal in violation of posted instructions	\$75
261.58 (bb)	Possessing a Beverage as defined as an alcoholic beverage by State Law.	\$75
261.58 (cc)	Possessing or storing any food or refuse, as specified in the order	\$75
261.58 (dd)	[Reserved]	M
261.58 (ee)	Depositing any body waste in caves, except into receptacles provided for that purpose.	\$75

-----  
From Title 36 Code of Federal Regulations, Parts 200 to 299, Revised as of July 1, 2003.  
-----

**Other:**

18USC 13, NC: 90-113.22.	Possession of drug paraphernalia.	\$250
18 USC 13, NC: 20-138.7.	Possession of an open container of alcohol in a motor vehicle.	\$75

18 USC 13, NC: 18B-302(a) Gift or sale of alcohol to minor M

18 USC 13, NC: 14-444 Drunk and disorderly M

Offenses may be written as mandatory appearances, if it is the officer's opinion that there are irregular or aggravating circumstances, or if restitution is owed.

Forfeiture of collateral in lieu of personal appearance is not permitted if:

- A. The violation is a felony or a Class A misdemeanor.
- B. The offense is aggravated.
- C. The violation resulted in personal injury to any person other than the violator.
- D. Offense is accompanied by another offense for which there is no collateral.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

---

LOUISE W. FLANAGAN  
Chief United States District Judge  
Eastern District of North Carolina

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA

FILED

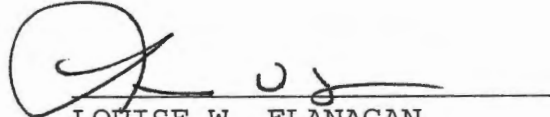
AUG 05 2009

DENNIS P. IAVARONE, CLERK  
US DISTRICT COURT, EDNC  
BY   *DI*   DEP CLK

ORDER

The Government's petition to expand the previously approved FORFEITURE OF COLLATERAL SCHEDULE filed with the court on July 25, 2005, to all Marine Corps Installations, East (MCIEAST), properties located within the Eastern District of North Carolina, is APPROVED.

So ORDERED, this 5 day of August, 2009.



LOUISE W. FLANAGAN  
Chief Judge, Eastern District of North Carolina

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION



MOTION TO AMEND  
FORFEITURE OF COLLATERAL SCHEDULE  
FOR MARINE CORPS AIR STATION CHERRY POINT AND  
MARINE CORPS AIR BASES EAST PROPERTIES

The United States of America ("Government"), by and through the U.S. Attorney for the Eastern District of North Carolina, filed with the honorable court in July, 2005, a Proposed Order and FORFEITURE OF COLLATERAL SCHEDULE FOR MARINE CORPS AIR STATION CHERRY POINT AND MARINE CORPS AIR BASES EAST PROPERTIES. This Honorable Court signed an ORDER on July 22, 2005, approving the FORFEITURE OF COLLATERAL SCHEDULE for various wild-life violations which became effective upon its filing on July 25, 2005.

The FORFEITURE SCHEDULE does not presently list Marine Corps Base, Camp Lejeune, as an approved installation for application of the FORFEITURE OF COLLATERAL SCHEDULE. The Government had failed to list Marine Corps Base, Camp Lejeune, in its original petition. Effective October 1, 2005, Marine Corps installations located in the Eastern United States fall under the command of Marine Corps Installations, East (MCIEAST). The Government respectfully petitions this Honorable Court to revise its previous order to include application of the FORFEITURE OF COLLATERAL SCHEDULE in its current form to all Marine Corps

Installations, East (MCIEAST), properties which are located within the Eastern District of North Carolina. These properties include Marine Corps Base, Camp Lejeune, Marine Corps Air Station, New River, Marine Corps Air Station, Cherry Point, and their various satellite and sub-installations.

Respectfully submitted, this the 5<sup>th</sup> of August, 2009.

GEORGE E.B. HOLDING  
U.S. Attorney

By: Mark J. Griffith  
MARK J. GRIFFITH  
Special Assistant U.S. Attorney  
Criminal Division

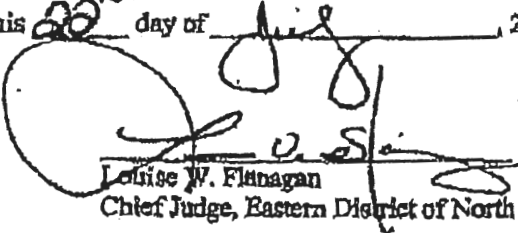
## APPENDIX A

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA

ORDER

This collateral forfeiture schedule for Marine Corps Air Station Cherry Point and Marine Corps Air Bases East Properties in the Eastern District of North Carolina is approved.

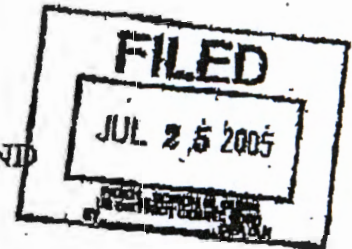
So ordered this 20<sup>th</sup> day of July, 2005.

  
Louise W. Flanagan  
Chief Judge, Eastern District of North Carolina

I certify the foregoing to be a true and correct  
copy of the original.  
Fred L. Borch III, Clerk  
United States District Court  
Eastern District of North Carolina

By   
Deputy Clerk

**FORFEITURE OF COLLATERAL SCHEDULE  
FOR MARINE CORPS AIR STATION CHERRY POINT AND  
MARINE CORPS AIR BASES EAST PROPERTIES**



**16 USC 703-711 MIGRATORY BIRD TREATY ACT**

**\*VALUE (unless otherwise specified)**

Per bird value for waterfowl	\$50.00
Per bird value other migratory game birds	\$25.00

**\*\*This forfeiture schedule applies to a maximum of five birds; any individual taking in excess of five birds will be cited and reported to the MCAS Cherry Point Special Assistant United States Attorney.**

**Section:**

<b>16 USC 703</b> Taking, pursuing, hunting, capturing, killing, or the attempt thereof; possess, purchase, ship, export, import, carry, transport, offer, or cause thereof; migratory birds, their parts, nests, or eggs, without authorization	\$250.00 +
per part, nest, egg, item	\$25.00
per each bird	\$50.00

**\*\*This section of the statute also addresses sale and barter activities, however pursuant to 16 USC 707(b), whoever takes with the intent to sell, offer to sell, barter or offer to barter such bird, or whoever sells, offers for sale, barter or offers to barter any migratory bird shall be guilty of a felony. This forfeiture schedule does not apply to such activities, which will be cited and reported to the MCAS Cherry Point Special Assistant United States Attorney.**

<b>16 USC 705</b> Ship, transport, carry in interstate or foreign commerce, any bird, part, nest, or egg, thereof carried contrary to the law of the place where captured, killed, taken, shipped, transported or carried	\$250.00 +
per part, nest, egg, item	\$25.00
per each bird	\$50.00

**50 CFR 20: MIGRATORY GAME BIRD HUNTING REGULATIONS**

**Section:**

<b>20.21(a)</b> Take migratory birds with illegal device or substance	\$100.00 + Value
<b>20.21(b)</b> Take migratory game birds with shotgun capable of holding more than three shells	\$100.00
<b>20.21(c)</b> Take by means, aid or use of sink box.	\$150.00



20.21(d)	Take from or by means, aid or use of a motor driven conveyance, motor vehicle or aircraft	\$150.00
20.21(e)	Take by means of motorboat or other craft having motor attached and under power	\$200.00
20.21(f)	Take by use or aid of live decoys	\$250.00 + Value
20.21(g)	Take by use or aid of electronic/recorded calls	\$250.00 + Value
20.21(h)	Take by means or aid of motor driven conveyance for concentrating, driving, or rallying, or stirring up waterfowl	\$200.00
20.21(i)	Take migratory game birds by the aid of bait, or on or over baited area	\$250.00 + Value
20.21(j)	Take migratory game birds while possessing shells other than steel	\$200.00
20.22	Taking migratory game birds in closed season	\$300.00 + Value
20.23	Take migratory game birds before/after legal shooting hours	\$200.00 + Value
20.24	Take in excess of daily bag limit	\$300.00 + Value
20.25	Wanton waste of migratory birds	\$150.00 + Value
20.31	Possessing birds taken in violation of sections 20.21-20.25	\$100.00 + Value
20.32	Possessing freshly killed migratory game birds during closed season	\$300.00 + Value
20.34	Possess in excess of daily bag limit opening day	\$300.00 + Value
20.35	Possess or transport in excess of daily field limit	\$300.00 + Value
20.36	Failure to tag migratory game birds as required by regulation	\$100.00 + Value
20.37	Custody untagged birds of another	\$100.00 + Value
20.38	Live wounded birds in possession	\$100.00 + Value
20.41	Transport birds taken in violation of 20.21 thru 20.24	\$100.00 + Value

20.43	Transporting migratory game birds with species ID removed	\$100.00 + Value
20.44	Transport unmarked or improperly marked package containing migratory birds via postal service or common carrier	\$100.00
20.72	Take, possess, transport, or export migratory birds, their parts, nests, or eggs in violation of any other state law or regulation	\$150.00 + Value
20.81	Commercial facility with untagged migratory birds of another required under 20.36	\$100.00 + Value
20.82	Violation of record keeping requirement	\$100.00
20.83	Failure to permit premise inspection	\$200.00
20.91(a)	Purchase, sell, barter, or offer thereof for millinery or ornamental use, the feathers of migratory game birds	\$150.00

**50 CFR 21: MIGRATORY BIRD PERMITS**

**Section:**

21.2 thru 21.27	Migratory Bird Permit Violations	\$150.00 + \$50 per bird
21.28	Violation of Falconry Permit requirements	\$250.00
21.28(d)(1)	Take, possess, transport, golden eagle for falconry without a permit	\$500.00
21.28(d)(3)	Unauthorized intrastate transfer of raptor	\$250.00 + \$50.00 per bird
21.28(e)(2)(i)	Unauthorized interstate transfer of raptor	\$250.00 + \$50.00 per bird
21.28(e)(2)(ii)	Unauthorized purchase or sale of raptor	\$250.00 + \$50.00 per bird
21.29	Violation of Falconry Standards	\$150.00 + \$50.00 per bird
21.29(e)(3)	Take, possess, transport raptor in violation of 50 CFR 21.29	\$150.00 + \$50.00 per bird
21.29(c)(3)(v)	Unauthorized take of a threatened species	\$300.00 + \$100.00 per bird
21.29(g)	Failure to comply with facility/equip. standards	\$150.00

21.29(j)	General violations of Misc. Falconry Regs	\$150.00
21.29(j)(5)	Retain or exchange molted feathers for other than imping purposes	\$150.00
21.30	General violations of Raptor propagation permit	\$150.00 + \$50.00 per bird
21.30 (a)	Take, possess, transport, sell, purchase, barter or transfer any raptor, raptor egg, or raptor semen, for propagation without authorization	\$150.00 + \$50.00 per bird
21.30(d)(7)	Unauthorized hybridization of raptors	\$250.00
21.41 thru 21.43	Violation of Depredating Bird regulations	\$100.00
21.41(c)(1)	Unauthorized killing or depredating migratory birds	\$150.00
21.42(c)(2)	Taking of depredating birds by unauthorized method or in unauthorized area	\$150.00

**16 USC 718: MIGRATORY WATERFOWL HUNTING AND CONSERVATION ACT**

Section:

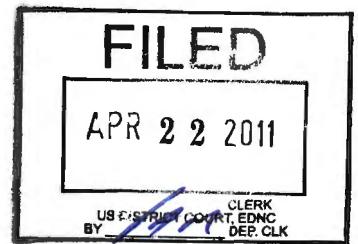
718a	Hunt migratory waterfowl without a federal waterfowl hunting stamp	\$150.00
718b	Hunting migratory waterfowl with an invalid (unsigned) federal waterfowl stamp	\$50.00
718c(a)	Loan or transfer valid migratory stamp to another person, or use stamp validated by another	\$100.00

**10 USC 2671(a): HUNTING, FISHING, & TRAPPING ON MILITARY LAND**

Violation of State Hunting, Fishing, & Trapping Regulations on Military Lands	\$150.00
---	----------

### WILDLIFE/PROPERTY FORFEITURE ORDER

Unless otherwise specifically ordered by a United States Court, any wildlife or property which has been seized under the authority of the Migratory Bird Treaty Act, 16 USC 703-711; the National Wildlife Refuge System's Administrative Act, 16 USC 668dd-668ee; 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 718-718(f); 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, 16 USC 3371-3378; the American Antiquities Act, 16 USC 433, the African Elephant Conservation Act, 16 USC 4201-4245, The Archeological Resources Protection Act, 16 USC 470aa et seq.; and Wild Bird Conservation Act, 16 USC 4901-4916, where in 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 property shall be forfeited to the U.S. government and disposed of by the U.S. Fish & Wildlife Service in the manner prescribed by Title 50, Code of Federal Regulations, Part 12.



**Collateral Forfeiture Schedule**  
**Eastern District of North Carolina**  
**U.S. Coast Guard Base Elizabeth City, NC**

<u>NCGS</u>	<u>OFFENSE</u>	<u>COLLATERAL</u>
20-7(a)	No driver's license/improper license for the class of vehicle	\$75.00
20-7(a1)	No motorcycle license/endorsement	\$75.00
20-7(e)	Driving against restrictions/limitations	\$75.00
20-7(f)	Expired driver's license	\$75.00
20-28(a)	Driving while license suspended or revoked	Mandatory
20-28(b)	Driving while license suspended or revoked permanently	Mandatory
20-29	Failure to produce driver's license, name, address	\$75.00
20-37.6(e)(1)	Parked in designated handicapped parking space	\$100.00
20-37.6(e)(3)	Parked so as to block or obstruct any curb or ramp designated For use by handicapped persons	\$100.00
20-313(a)	No insurance	Mandatory
20-57(c)	Failure to carry registration card	\$75.00
20-111(2)	Knowingly displaying registration card or plate which is fictitious, Cancelled, revoked, suspended, or altered, or to willfully display An expired plate knowing that same is expired	Mandatory
20-138.7(a)(1)	Transporting an open container of alcoholic beverage	Mandatory
20-114.1(a)	Failure to obey a police officer or fireman	\$100.00
20-138.1(a)	Driving while impaired	Mandatory
20-117	Vehicle with load extending more than 4 feet must have red flag Or light attached to the end of the load	\$75.00
20-129(a)	All vehicles traveling upon a highway from sunset to sunrise or Anytime visibility is less than 400 feet must be equipped with Lighted headlamps and rear lamps	\$75.00
20-129(a)(4)	Headlights on, wipers on	\$50.00
20-135.2A	All persons in the front seat(s) of a vehicle are required to wear seatbelts	\$100.00
20-137.1(a)	Children under six years of age must be secured in a car seat	\$75.00
20-140	Reckless driving	Mandatory

20-141.6	Aggressive driving	Mandatory
20-140.2	Overloading or overcrowding a vehicle	\$75.00
20-141(a)	Exceeding a safe speed	\$75.00
20-137.4A	Unlawful use of a mobile phone	\$75.00
20-141(b)	Speeding 1-10mph over posted speed Speeding 11-15mph over posted speed	\$75.00 \$100.00
20-141(j1)	Speeding more than 15mph over posted speed	Mandatory
20-149(a)	Improper passing/unsafe passing	\$75.00
20-155(c)	Vehicle must yield to pedestrians in a marked crosswalk or any Regular pedestrian crossing between two pavements	\$75.00
20-157(f)(2)	Fail to slow or change lanes for an authorized emergency vehicle	\$75.00
20-157(a)	Upon the approach of an emergency vehicle giving warning by an appropriate light(s) and audible siren or bell, the driver of every other vehicle shall immediately drive to the right hand curb and stop the vehicle and remain stopped until the emergency vehicle passes	\$75.00
20-158(b)(1)	Fail to stop at a posted stop sign	\$75.00
20-162(a)	Vehicles must not be parked within 15 feet of a fire hydrant or entrance to a fire station, or within 25 feet of an intersection	\$75.00
20-162(b)	No vehicle will be parked or left standing in any designated as a fire lane	\$75.00
20-166.1(c)	Any person colliding with a parked car or unattended vehicle shall Within 48 hours report the collision to the owner of that vehicle	\$100.00
20-183.2(a) 20-183.8	All vehicles registered in the state of North Carolina must display a valid inspection sticker; fictitious inspection sticker	\$75.00
14-399(a)	Littering	\$100.00

#### Military Base Regulations

32 CFR 210.3	<u>Use of cellular phone while operating a motor vehicle.</u>	\$50.00
--------------	---	---------

The wearing of portable headphones, earphones or the use of cell phones (without a hands free device) or any other listening devices while operating a motor vehicle, jogging, walking, skating or bicycling on the roads or streets of the BSU is prohibited. Use of these devices mask or prevents recognition of emergency signals, alarms, announcements, the approach of vehicles, and the ability to determine the direction from which the sound is coming.




32 CFR 210.3 Failure to slow while passing military formations.

\$50.00

Formations of students: The speed limit when passing formations on the paved surface of the road onboard the BSU shall be 5 MPH regardless of the posted speed limit. (When in formation a minimum of two road guards must wear reflective vest prior to and after sunset)

APPROVED this the 21st day of April, 2011.

  
\_\_\_\_\_  
LOUISE W. FLANAGAN  
Chief United States District Judge  
Eastern District of North Carolina

FILED

OCT 28 2013

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA

JULIE A. RICHARDS, CLERK  
US DISTRICT COURT, EDNC  
BY JAR DEP CLK

In the Matter of Forfeiture of Collateral in )  
Lieu of Appearance for Misdemeanors on the ) **ORDER APPROVING COLLATERAL**  
Fort Bragg Military Reservation & ) **FORFEITURE SCHEDULE**  
Department of Veterans Affairs Fayetteville )  
Medical Center )

Pursuant to Fed. R. Crim. P. 58(d)(1) and Local Crim. Rule 58.2, E.D.N.C., a person who is charged with any of the offenses listed in the attached Collateral Forfeiture Schedule ("Schedule") may forfeit collateral in the specified amount in lieu of appearance before the court, except for: (1) any offense for which appearance is specified in the Schedule as mandatory (all of which offenses are also set out in the list of mandatory appearance offenses accompanying the Schedule) or (2) any offense the citation for which specifies that appearance is required. Such specification in a citation may be based on, among other grounds, the determination by the citing officer that the offense is aggravated or involves a repeated pattern of misconduct.

This Order is applicable to the U.S. Department of Veterans Affairs Medical Center located in Fayetteville, North Carolina and the military reservation at Fort Bragg, North Carolina, including Pope Army Airfield and Simmons Army Airfield.

SO ORDERED, this, the 28 day of October 2013.

  
JAMES C. DEVER III  
Chief United States District Judge



UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA

COLLATERAL FORFEITURE SCHEDULE

MANDATORY APPEARANCE VIOLATIONS

(Revised. October 2013)

- Any violation resulting in personal injury.
- Driving while license suspended or revoked, or permitting an owned vehicle to be so operated (N.C.G.S. 20-28 & 20-34).
- Displaying, causing to be displayed, or having in one's possession a fictitious, canceled, revoked, suspended, or altered driver's license, learner's permit, or special identification card; or permitting an owned motor vehicle to be driven by any person who has no legal right to do so (N.C.G.S. 20-30 (1) & 20-34).
- Counterfeit sale or lending of a driver's license, learner's permit, or special identification card (N.C.G.S. 20-30 (2)).
- Unlawful reproduction of a driver's license, learner's permit, or special identification card (N.C.G.S. 20-30 (6)).
- Selling or offering to sell any reproduction of a driver's license, learner's permit, or special identification card (N.C.G.S. 20-30 (7)).
- Permitting an unlicensed minor to drive a motor vehicle (N.C.G.S. 20-32).
- Any violation of vehicle registration laws involving **stolen, fictitious, or altered** registration card, plate, or certificates of title (N.C.G.S. 20-63 (f); 20-64; 20-111 (2) & (3);).
- Operating a vehicle resembling a law enforcement officer's vehicle.
- Impaired Driving (N.C.G.S. 20-138.1).

- Operating a commercial vehicle after consuming alcohol (N.C.G.S. 20-138.2A).
- Operating a school bus, school activity bus, or child care vehicle after consuming alcohol (N.C.G.S. 20-138.2B).
- Driving by a person less than 21 years old after consuming alcohol (N.C.G.S. 20-138.3).
- Possession of alcoholic beverages while operating a commercial motor vehicle (N.C.G.S. 20-138.2C).
- Reckless driving (N.C.G.S. 20-140).
- Speeding in Excess of 15 mph over the speed limit, where the total speed is in excess of 55mph (N.C.G.S. 20-141 (j1)).
- Speeding in a highway work zone at a greater speed than the set speed limit, where the total speed is in excess of 55 mph (N.C.G.S. 20-141 (j2)).
- Unlawful racing on streets and highways (prearranged speed competition (to include permitting such use of an owned vehicle & betting on prearranged races; spontaneous speed competition)) (N.C.G.S. 20-141.3).
- Misdemeanor Death by Vehicle (N.C.G.S. 20-141.4).
- Fleeing the Scene of an Accident (if personal injury occurs or there is property damage in excess of \$1,000) (N.C.G.S. 20-166(c)).
- Passing a stopped school bus that is properly designated and marked (N.C.G.S. 20-217).
- Driving without financial responsibility (N.C.G.S. 20-313).
- Any violation charged in the same warrant or summons with a mandatory appearance violation.

Collateral Forfeiture Schedule for  
the Fort Bragg Military Reservation and Department  
of Veterans Affairs Medical Ctr (Fayetteville, NC)

North Carolina General Statute Section	Offense	Collateral
14-4b	Parking in violation of ordinance	\$75
14-145	Unlawful posting of advertisements	\$75
14-399(c)	Littering (less than 15 lbs)	\$250
18B-302 (b)(1)	Alcohol-underage purchase, attempts to purchase or possession of malt beverages or unfortified wine	\$150
18B-302(b)(2)	Alcohol-underage purchase, attempts to purchase, or possession of fortified wine or liquor	\$150
18B-302(b)(3)	Alcohol-underage consumption	\$150
18B-302(e)	Alcohol-fraudulent uses of identification to purchase alcoholic beverages	\$200
18B-302(f)	Alcohol-allowing wrongful use of identification	\$200
20-7(a)	No driver's license, improper license for the class of vehicle, or failure to carry driver's license while driving	\$150
20-7(A1)	No motorcycle license or no motorcycle permit	\$150
20-7(e)	Violate Restrictions	\$100
20-7(l)	Violate Learner's permit	\$100
20-28 (a)	Driving while license revoked	<b>Mandatory appearance</b>
20-30 (1)	Displaying, causing to be displayed, or possessing a fictitious, canceled, revoked, suspended, or altered driver's license, learner's permit, or special identification card	<b>Mandatory appearance</b>
20-37.6(e)(1)	Unlawful parking in a handicapped zone without authorization	\$250
20-37.6(e)(2)	Unauthorized use of handicapped permit	\$250
20-37.6(e)(3)	Parking as to block or obstruct any curb or ramp designated for use by handicapped persons	\$250
20-57 (c)	Failure to sign/carry registration	\$75
20-63(f)	Altered License Plate	<b>Mandatory appearance</b>
20-64	Transfer Plates to Another Vehicle	<b>Mandatory appearance</b>
20-79(e)(1)	Operating a vehicle with improper dealer plates	\$75
20-111(1)	Operating an unregistered vehicle or a vehicle not displaying a current registration plate	\$150
20-111(2)	Knowingly displaying or possessing a registration card, certificates of title, or plate, which is fictitious, canceled, revoked, suspended or altered or willfully displaying an expired plate knowing it to be expired.	\$150
	<b>EXCEPTION: If fictitious or altered registration card, certificates of title, or plate</b>	<b>Mandatory appearance</b>
20-111(3)	Giving, lending, or borrowing a license plate	<b>Mandatory appearance</b>
20-116(b)	Load-passenger vehicle load may not extend past left fender nor extend more than 6 inches past the right fender	\$75
20-116(c)	Load-no vehicle, with or without load, may exceed 13 feet, 6 inches	\$75
20-116(f)	Load-vehicle load may not extend more than 3 feet beyond the front bumper of the vehicle	\$75
20-116(g)	Load-vehicle load must be secured so that the contents do not drop, shift, leak, or otherwise escape from the load compartment. If the vehicle is hauling sand, gravel, etc. the level must be at least 6 inches below the top or the load area or must be covered	\$75
20-122.1	Tires-unsafe	\$75
20-123(b)	Towing-improper	\$100
20-123(c)	Chains-no safety chains for ball hitch trailer	\$100
20-123.1	Steering mechanism-unsafe	\$75
20-123.2	Speedometer-inoperable	\$75
20-124(c)	Brakes, unsafe	\$75
20-125(a)	Horn or warning device-inoperable	\$75
20-126	Mirror violations	\$75
20-127(a)	Windshield wipers-none or inoperable	\$75
20-127(b)	Window Tinting-improper	\$100
20-128(a)	Muffler or exhaust-inoperable	\$75
20-128.1(a)	Smoke emissions-emitting visible smoke emissions for more than five seconds from gas powered vehicle	\$75

Collateral Forfeiture Schedule for  
the Fort Bragg Military Reservation and Department  
of Veterans Affairs Medical Ctr (Fayetteville, NC)

North Carolina General Statute Section	Offense	Collateral
20-129(a)(1)	Headlamps-operation of vehicle without headlamps or rear lamps between sunrise to sunset	\$75
20-129(a)(2)	Headlamps-operation of vehicle without headlamps or rear lamps when visibility is less than 400 feet	\$75
20-129(a)(4)	Headlamps-operation of vehicle without headlamps or rear lamps when using windshield wipers	\$75
20-129(b)	Headlamps-inoperable	\$75
20-129(c)	Headlamps-inoperable headlamp on motorcycle or unlit during operation	\$75
20-129(d)	Rear lamps-inoperable rear lamp, license plate light or broken lens	\$75
20-129(g)	Stop lamps-inoperable(vehicles made after 1955)	\$75
20-130(a)	Spot lamps-vehicle may have no more than two, motorcycle no more than one, must be aimed so beam does not cross centered of road or light area more than 100 feet ahead	\$75
20-130(b)	Headlamps-no more than two auxiliary driving lamps; must meet requirements for headlamps	\$75
20-130(c)	Improperly adjusted lamps (other than headlamps, spot lamps or auxiliary lamps)	\$75
20-130.1	Prohibited use of blue or red lights (except unlawful operation of motor vehicle resembling a law enforcement vehicle - see G.S. 20-137.2)	\$200
20-130.2	Prohibited use of amber lights	\$100
20-130.3	Prohibited use of white or clear light on rear of vehicle	\$75
20-131	Headlamps-improperly adjusted	\$75
20-134	Vehicles parked on the highway, attended or not, must display white or amber lights in the front and red lights to the rear during hours of darkness and reduced visibility	\$75
20-135.2a	Seatbelts-less than two sets of seatbelt in front seat (vehicles made after January 1964)	\$75
20-135.2A(a)	Seatbelts-not wearing seatbelt in front seat	\$75
20-135.2B(a)	Child under 12 in bed of pickup truck without an adult	\$100
20-135.3	Seatbelts-less than two sets of seat belts in back seat (vehicles made after July 1966)	\$75
20-136.1	Operable television viewer or screen located at any point forward of back of driver's seat or otherwise viewable by driver while operating motor vehicle	\$75
20-137.1(a)	Seatbelts-improper child restraint	\$100
20-137.3	Unlawful use of mobile phones by persons under 18 years of age	\$75
20-140(a),(b), and (f)	Reckless driving	<b>Mandatory appearance</b>
20-140.2	Load-overloading or overcrowding a vehicle	\$75
20-140.4(a)(1)	Motorcycles and mopeds-number of persons upon exceeds the number of persons for which it was designed to carry	\$75
20-140.4(a)(2)	Motorcycles and mopeds-operating or riding on without a helmet	\$150
20-141(a)	Speeding-driving at a speed greater than reasonable or prudent for existing conditions	\$75
20-141(e)	Speeding 1-15 MPH over fixed limits (signs must be posted)	\$75
20-141(h)	Impeding the normal and reasonable flow of traffic (not including farm tractors or heavy equipment)	\$75
20-141(c)(1)	Driving less than 40 MPH in a 55 MPH zone (min speed posted)	\$75
20-141(e1)	Speeding on school property above posted limits	\$100
20-141(j1)	Speeding 16-20 MPH above fixed limits (signs must be posted)	\$125
	<b>EXCEPTION: If total speed over 55mph</b>	<b>Mandatory appearance</b>
20-141(j1)	Speeding 21-25 MPH above fixed limits (signs must be posted)	\$150
	<b>EXCEPTION: If total speed over 55mph</b>	<b>Mandatory appearance</b>
20-141(j1)	Speeding 26-30 MPH above fixed limits (signs must be posted)	\$200
	<b>EXCEPTION: If total speed over 55mph</b>	<b>Mandatory appearance</b>

Collateral Forfeiture Schedule for  
the Fort Bragg Military Reservation and Department  
of Veterans Affairs Medical Ctr (Fayetteville, NC)

North Carolina General Statute Section	Offense	Collateral
20-141(j1)	Speeding in excess of 30 MPH above fixed limits (signs must be posted)	\$250
	<b>EXCEPTION: If total speed over 55mph</b>	<b>Mandatory appearance</b>
20-141(j2)	Speeding in posted work zone (sign must be posted at the beginning of the work zone denoting the maximum penalty and the fact that the area is a "work zone", and a sign must be posted at the end of the area, signifying where the "work zone" ends)	\$250
	<b>EXCEPTION: If total speed over 55mph</b>	<b>Mandatory appearance</b>
20-141(m)	Failure to decrease speed to avoid collision	\$75
20-141.1	Speeding in school zone above posted limits while school is in session (provided the posted speed limit is no less than 20 MPH and includes notice of the school zone, and effective dates and times by electronic flasher operated by a time clock)	\$250
20-141.3 (a)	Prearranged Speed Competition	<b>Mandatory appearance</b>
20-141.3 (b)	Speed Competition	<b>Mandatory appearance</b>
20-142.1	Failure to obey railroad crossing signal	\$100
20-142.3	Stop-certain vehicles required to stop at railroad crossing	\$75
20-142.5	Stopping in crosswalk or railroad crossing	\$75
20-146(a)	Lanes-Failure to remain on right of highway	\$75
20-146(b)	Lanes-Failure to remain on right when traveling below the legal speed limit	\$75
20-146(c)	Lanes-Driving to the left of center on four-way, two-way roadway	\$75
20-146(d)(1)	Lanes-Failure to maintain lane when roadway is divided into two clearly marked lanes	\$75
20-146.1(b)	Lanes-motorcycles will not travel more than two abreast in a single lane	\$75
20-147	Lanes-Failure to maintain right while crossing intersection or railroad crossing	\$75
20-148	Passing-vehicles will pass to the right of each other when traveling in opposite directions	\$75
20-149(a)	Passing-vehicles must be 2 feet to the left and safely clear before returning to the right	\$75
20-149(b)	Passing-overtaken vehicle must give right of way and not speed up-if no injuries or damage	\$75
20-150(a)	Passing when the left side is not clearly visible or free of oncoming traffic for sufficient distance to pass safely	\$75
20-150(b)	Passing on crest of a grade or on curve where visibility is less than 500 feet	\$75
20-150(c)	Passing in railroad grade or intersection	\$75
20-150(e)	Passing in a no passing zone (must be marked)	\$75
20-152(a)	Following too closely	\$75
20-153(a)	Turning-improper right turn at intersection	\$75
20-153(b)	Turning-improper left turn at intersection	\$75
20-153(c)	Turning-failure to obey traffic control devices that indicate how to turn	\$75
20-154	Unsafe movement (starting, stopping, turning) & Unsafe backing	\$75
20-155(a)	Yield-failure to yield to the vehicle to the right when more than one vehicle approaches intersection at same time	\$75
20-155(b)	Yield-failure to yield to oncoming traffic when turning left	\$75
20-155(c)	Yield-failure to yield to a pedestrian	\$75
20-155(d)	Yield-vehicle entering traffic circle must yield to traffic already in circle	\$75
20-156(a)	Yield-failure to yield to approaching traffic already on a highway	\$75
20-156(b)	Emergency vehicle-Failure to yield right of way to emergency vehicle	\$200
20-157(a)	Emergency vehicle-Failure to pull to the side of the road and stop for approaching emergency vehicle	\$250
20-157(b)	Emergency vehicle-Improper following	\$250
20-157(c)	Emergency vehicle-Following a fire vehicle closer than 400 feet or parking within 400 feet of such vehicles when stopped in response to a fire alarm	\$250

Collateral Forfeiture Schedule for  
the Fort Bragg Military Reservation and Department  
of Veterans Affairs Medical Ctr (Fayetteville, NC)

North Carolina General Statute Section	Offense	Collateral
20-157(d)	Emergency vehicle-Driving over fire hose or blocking fire fighting apparatus from its source of water supply	\$250
20-157(e)	Parking a vehicle within 100 feet of a police, fire, or rescue vehicle which is engaged in investigation of accident or rendering assistance	\$250
20-157(f)	Emergency Vehicle-Failure to use proper caution when approaching stopped emergency vehicles	\$250
20-158(b)(1)	Stop-Failure to come to a complete stop at a posted stop sign at intersection	\$75
20-158(b)(2)	Stop-Failure to stop for red light or failure to yield to on-coming traffic when turning right on red	\$75
20-158(b)(3)	Stop-Failure to stop and yield at flashing red light	\$75
20-158(b)(5)	Stopping over stop line, crosswalk, or road intersection	\$75
20-158(c)(1)	Stop-Failure to stop at stop sign (other than at an intersection)	\$75
20-158(c)(2)	Stop-Failure to stop at red light(other than at intersection)	\$75
20-158(c)(3)	Stop-Failure to stop at flashing red light(other than at intersection)	\$75
20-158(c)(4)	Stop-Failure to yield at flashing yellow light(other than at intersection)	\$75
20-158(c)(5)	Stopping over stop line or crosswalk (other than at intersection)	\$75
20-158.1	Yield-failure to yield right of way upon entering marked highway	\$75
20-160(a)	Driving through or over a safety zone	\$75
20-160(b)	Driving on sidewalk or sidewalk area	\$100
20-161(a)	Parking a vehicle on any main-traveled portion of a highway outside municipal limits when such vehicle is not disabled to such extent that it cannot be moved	\$75
20-161(b)	Parking a vehicle on the shoulder of a highway which cannot be seen by approaching drivers from at least 200 feet	\$75
20-162(a)	Parking within 15 feet of a fire hydrant or entrance to fire station, 25 feet from an intersection, or in front of a private driveway	\$100
20-162(b)	Parking in a fire lane	\$100
20-163	No vehicle shall be parked and unattended unless the engine is turned off and the parking brake set, and if the vehicle is on a grade, the wheels must be turned toward the curve	\$75
20-165.1	Lanes-Driving against one-way traffic	\$100
20-166(c)	Fleeing the scene of an accident	\$250
	<b>EXCEPTION: If personal injury or property damage in excess of \$1,000</b>	<b>Mandatory appearance</b>
20-166.1	Failure to report an accident (must qualify as a reportable accident)	\$150
20-171	Riding an animal or driving any animal drawing a vehicle upon a highway in violation of traffic laws	\$75
20-172	Failure of pedestrian to obey traffic control devices	\$75
20-173(a)	Yield-failure to yield right of way to pedestrian in crosswalk (without traffic control devices) or near any road intersection	\$100
20-173(b)	Passing a vehicle stopped at a marked crosswalk to allow a pedestrian to cross	\$100
20-173(c)	Yield-vehicles entering or exiting an alley, building entrance, private road, or driveway shall yield the right of way to any pedestrian crossing such area	\$75
20-174(a)	Failure of pedestrian to yield right of way to vehicles upon roadway when crossing in other than marked crosswalk or at intersection	\$75
20-174(d)	Pedestrian walking on side of road when sidewalks provided or failure to walk on left side of roadway facing oncoming traffic when sidewalks not provided	\$75
20-174.1(a)	Pedestrian-impeding the flow of traffic	\$75
20-175(a)	Hitchhiking	\$75
20-181	Failure to dim headlights	\$75
20-183.8(a)(1)	Failure to display valid inspection sticker (if purchased in NC-new purchases have 30 days)	\$75
20-313	Driving without financial reposnsibility	<b>Mandatory appearance</b>
75A-4	Motorboat numbering offenses	\$100

Collateral Forfeiture Schedule for  
the Fort Bragg Military Reservation and Department  
of Veterans Affairs Medical Ctr (Fayetteville, NC)

North Carolina General Statute Section	Offense	Collateral
75A-6.1	Motorboat equipment and lighting violations	\$100
75A-13	Improper Operation of a vessel-water skis, surfboards, etc.	\$100
75A-13.3	Operating a personal water craft between sunset and sunrise, or without wearing an approved personal floatation device: or without attaching a lanyard-type engine cut-off at greater than no-wake speed near vessels, docks, etc., or while violation towing requirements	\$100
113-264(a)	Leaving a vehicle, boat, or other object on boating access area to impede use of area	\$100
113-264(a)	Using a boat access area for purpose other than launching of boats and parking vehicles	\$100
113-270.2(a)	Taking a wild animal or bird without a license - by Resident	\$150
113-270.2(a)	Taking a wild animal or bird without a license - by Non-Resident	\$300
113-270.3(b)(5)	Taking migratory waterfowl without state migratory waterfowl hunting license	\$100
113-270.3(c)	Failing to report big game kill or failure to validate big game hunter's report card	\$100
113-272.2(a),(c)(1)	Fishing in inland waters without a special device license - by Resident	\$150
113-272.2(a),(c)(1)	Fishing in inland waters without a special device license - by Non-Resident	\$300
113-279.3a and (B)(1)	Taking big game without a big game hunting license	\$100
113-27a	Fishing by hook-and-line in inland fishing waters without a license - by Resident	\$150
113-27a	Fishing by hook-and-line in inland fishing waters without a license - by Non-Resident	\$300
113-291.1	Carrying firearms, axes, saws, or climbing irons while training dogs during closed season except as allowed by regulation during authorized field trials	\$100
113-291.1(E1),(E2)	Intentionally shining light on or in search of deer at night	\$250
113-291.1(C)	Carrying axes or saws while hunting raccoon or opossum	\$100
113-291.8	Failing to wear hunter orange while hunting with firearms	\$200
113-292(a)(1)	Using live bait while fishing trotline or set hook in inland fishing waters	\$100
113-292(a)(1)	Unlawful taking of fish in inland waters by method other than hook-in-line, except taking by poison, electricity, explosives or drugs	\$100
113-292(a)(1), (b)(2)	Failing to return inland game fish immediately to the water unharmed when taken incidentally to commercial fishing operations or with licensed special device	\$100
113-292(a)(3)	Possessing fewer than five undersized fish or processing three fish or less under the creel limit	\$150 plus \$25 per fish
<b>U.S. Code of Federal Regulations</b>		
32 C.F.R. 210.3, 32 C.F.R. 634.25	Use of radar or laser detection devices to indicate the presence of speed measuring and/or recording instruments or to transmit simulated erroneous speeds while motor vehicle on a military installation	\$50
32 C.F.R. 210.3, 32 C.F.R. 634.25	Wearing of portable headphones, earphones or other listening devices, except hands-free device, and the use of cellular telephones without the use of hands-free device while operating a motor vehicle on a military installation	\$50