

FILED

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

August 10, 2009
Date Time

CLERK, U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO, FLORIDA

IN RE: :
:
MODIFICATION OF FORFEITURE OF :
COLLATERAL SCHEDULE COVERING :
LAWS AND REGULATIONS ENFORCED :
BY THE UNITED STATES DEPARTMENT :
OF INTERIOR, UNITED STATES FISH AND :
WILDLIFE SERVICE, OFFICE OF LAW :
ENFORCEMENT, IN THE :
MIDDLE DISTRICT OF FLORIDA :

Misc. No.: 6:09-mc-109-Orl-
22

ORDER

THIS CAUSE comes before the Court upon the Government's Application for Court Order to modify the Forfeiture of Collateral Schedule for laws and regulations enforced by the United States Department of Interior, United States Fish and Wildlife Service, Office of Law Enforcement.

This Order supersedes all earlier Orders establishing in the Middle District of Florida a plan known as the Forfeiture of Collateral System for the United States Department of Interior, United States Fish and Wildlife Service, Office of Law Enforcement. From the date of this Order all forfeitures of collateral on petty offenses shall be handled in accordance with the schedule attached to this Order.

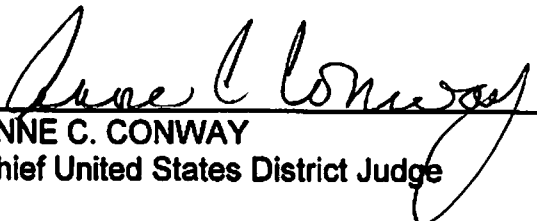
Under this plan, collateral may be posted in lieu of the personal appearance of a person charged with certain petty offenses under the laws and/or regulations of the United States. Upon the failure of the person charged with a petty offense violation to appear before the United States Magistrate Judge for trial of the offense, collateral in the appropriate amount, as shown on the attached schedule, shall be forfeited to the United States and serve as the fine for said offense. The posting of collateral shall signify that the

person does not contest the charge or request a hearing. Forfeiture of collateral shall constitute an admission of guilt.

Nothing herein shall prohibit a United States Magistrate Judge, or law enforcement officer, from requiring the personal appearance of the person accused before the Magistrate Judge, whether the offense to be charged appears in the schedule or does not appear.

Offenses for which collateral may be posted in lieu of appearance and the amount of said collateral shall be as shown on the schedule of violations and fines attached hereto.

DONE and ORDERED at Orlando, Florida, this 2nd day of August,
2009.


ANNE C. CONWAY
Chief United States District Judge

Copies to:

All United States Magistrate Judges
Middle District of Florida

Robert A. Mosakowski, AUSA
Chief, Tampa Division

MIDDLE DISTRICT OF FLORIDA

U. S. FISH & WILDLIFE SERVICE VIOLATIONS

Section Number	Offense	Collateral
Migratory Non-Game Violations		
16 USC 703	Taking, pursuing, hunting, capturing, killing, or attempt thereof; possess, sell, barter, purchase, ship, export, import, carry, transport, or offer or cause thereof, migratory non-game birds, their parts, eggs or nests without authorization	500.00 + 50.00/bird
16 USC 705	Ship, transport, carry in interstate or foreign commerce, any bird, part, nest, or egg thereof, captured, killed, taken, shipped, transported, or carried contrary to law of the place where taken, captured, killed, shipped, transported or carried	500.00 + 50.00/bird

Section Number	Offense	Collateral
Migratory Game Bird Hunting Violations		
16 USC 704(b)(1); 50 CFR 20.21(i)	Take by the aid of baiting or on or over any baited area	625.00 + 25.00/dove 50.00/waterfowl
16 USC 704(b)(2)	Place or direct the placement of bait for the purpose of taking migratory game birds	1,250.00 + \$25.00 / dove \$50.00/ waterfowl
16 USC 703 50 CFR 20	<i>For noted violations: xx.00 refers to \$25.00 / dove and birds other than waterfowl and \$50.00 / waterfowl</i>	
20.20(b)	Hunt without HIP compliance	50.00
20.21(a)	Take with an illegal device or substance	200.00 + xx.00/bird
20.21(b)	Take with shotgun capable of holding more than 3 shells	100.00
20.21(c)	Take by means, aid, or by use of a sinkbox	250.00 + xx.00/bird
20.21(d)	Take from, by means, aid or use of a motor driven land conveyance, motor vehicle or aircraft	250.00 + xx.00/bird
20.21(e)	Take from, or by means of a motorboat or other craft while under power or sail	250.00 + xx.00/bird
20.21(f)	Take by use or aid of live birds as decoys	250.00 + xx.00/bird
20.21(g)	Take by use or aid of recorded or electrically amplified bird calls	250.00 +xx.00/bird
20.21(h)	Take by means or aid of any motor driven conveyance for driving or rallying.	250.00 + xx.00/bird
20.21(j)	Possess toxic shot while hunting waterfowl or coots.	250.00 + \$5.00/shell

Section Number	Offense	Collateral
Migratory Game Bird Hunting Violations		
20.22	Take birds during the closed season	400.00 + xx.00/bird
20.23	Take birds before/after shooting hours <ul style="list-style-type: none"> • 1-15 minutes • 16-30 minutes • 31-45 minutes • 46- minutes 	100.00 + xx.00/bird 200.00 + xx.00/bird 250.00 +xx.00/bird 300.00 + xx.00/bird
20.24	Take birds in excess of the daily bag limit	350.00 + xx.00 /bird
20.24	Attempt to take birds in excess of the daily bag limit	200.00
20.25	Wanton waste/Failure to retain custody in the field	200.00 + xx.00 /bird
20.31	Possess birds taken in violation of 20.20 thru 20.24	200.00 + xx.00/bird
20.32	Possess freshly killed birds during the closed season	350.00 + xx.00/bird
20.33	Exceed the possession limit of birds taken in U.S.	350.00 + xx.00/bird
20.34	Exceed the possession limit on opening day	350.00 + xx.00/bird
20.35	Possess or transport birds in excess of field possession limit.	350.00 + xx.00/bird
20.36	Violation of tagging regulations.	150.00 + xx.00/bird
20.37	Custody of untagged birds of another.	150.00 + xx.00/bird
20.38	Possession of live, wounded bird	150.00 + xx.00/bird
20.40	Gift of untagged birds	150.00 + xx.00/bird
26.41	Transport bird taken in violation of 20.20 thru 20.24	200.00 + xx.00/bird
20.42	Transport untagged birds of another	150.00 + xx.00/bird
20.43	Transport birds with species identification removed	200.00 + xx.00/bird
20.44	Mis/unmarked container transported by Postal Service or common carrier	100.00 + xx.00/bird
20.51	Export birds taken in violation of 20.20 thru 20.24	200.00 + xx.00/bird
20.52	Export birds with species identification removed	150.00 + xx.00/bird
20.53	Export birds in mis/unmarked container	100.00 + xx.00/bird
20.61(a)	Import doves in excess of importation limits	200.00 + xx.00/bird
20.61(b)	Import waterfowl in excess of importation limits	200.00 + xx.00/bird
20.62	Import birds of another	150.00 + xx.00/bird
20.63	Import birds with species identification removed	150.00 + xx.00/bird
20.64	Import, possess or transport birds without required export permits	150.00 + xx.00/bird
20.65	Import birds not drawn or dressed as required	150.00 + xx.00/bird
20.66	Import birds in mis/unmarked container	100 .00+ xx.00/bird
20.71	Take, possess, transport, ship or export migratory birds or their parts, eggs or nests in violation of other Federal laws or regulations	150.00 + xx.00/bird
20.72	Take, possess, transport, ship or export migratory birds or their parts, eggs or nests in violation of other State laws or regulations Take waterfowl without a State waterfowl stamp	150.00 + xx.00/bird 75.00

Section Number	Offense	Collateral
	Migratory Game Bird Hunting Violations	
20.73	Import, possess, transport, or ship any migratory birds or their parts, eggs or nests if taken, purchased, sold transported, shipped, possessed or exported contrary to the law or regulation of the foreign Country, State or Province thereof	150.00 + xx.00/bird
20.81	Preservation facility with birds untagged as required by 20.36	100.00 + xx.00/bird
20.82	Violation of record keeping requirements	100.00 + xx.00/bird
20.83	Failure to permit premise inspection	500.00
20.91(a)	Purchase, sell, or barter, or offer thereof, for millinery or ornamental use, feathers of migratory game birds	500.00
20.91(b)	Purchase, sell, or barter, or offer thereof, mounted specimens of birds taken by hunting	500.00
20.133	Violation of crow hunting regulations	100 .00 + xx.00/bird

Section Number	Offense	Collateral
16 USC 703 50 CFR 21	Migratory Bird Permit Violations	
21.11	Import, export, take, sell, purchase, otherwise acquire, possess, transport, or dispose of migratory birds or their parts, nests or eggs without authorization	250.00 + 25.00/bird
21.12(b)	Acquisition or disposition of migratory birds without authorization	100.00 + 25.00/bird
21.13(a)	Take mallard ducks or eggs from the wild without a permit	200.00 + 25.00/bird/egg
21.13(b)	Possession of unmarked mallard ducks	100.00 + 25.00/bird
21.13(c)	Sale, disposal or acquisition of unmarked mallard ducks	100.00 + 25.00 /bird
21.13(d)	Shooting captive-reared mallards when unauthorized	100.00 + 25.00/bird
21.13(e)	Possession of unmarked mallards prior to final processing for consumption	100.00 + 25.00/bird
21.14(a)	Acquire captive-reared migratory waterfowl from unauthorized source	100.00 + 25.00/bird
21.14(b)	Possession of unmarked waterfowl after six weeks of age	100.00 + 25.00/bird
21. 14(c)	Dispose of captive-reared migratory waterfowl without authorization	100.00 + 25.00/bird
21.14(d)	Shooting captive-reared migratory waterfowl without authorization	100.00 + 25.00/bird
21.14(e)	Possession of unmarked captive-reared migratory waterfowl prior to final processing for consumption	100.00 + 25.00/bird

Section Number	Offense	Collateral
21.14(f)	Failure to provide a 3-186 upon disposal of captive-reared migratory waterfowl	100.00 + 25.00/bird
21.22(a)	Capturing, banding or marking migratory birds without a permit	250.00
21.22(c)(4)	Failure to keep required migratory bird banding records	250.00
21.23(a)	Collect migratory birds for scientific purposes without a permit	250.00 + 25.00/bird
21.23(c)(4)	Failure to submit annual scientific collecting reports as required	250.00
21.24(a)	Perform taxidermy services on migratory birds without a permit	250.00 + 25.00/bird
21.24(d)(1)	Failure to keep required taxidermy records	250.00
21.24(d)(2)	Possess untagged migratory birds of another for taxidermy services	100.00 + 25.00/bird
21.25(a)	Sell captive-reared migratory waterfowl without a permit	100.00 + 25.00/bird
21.25(c)(6)	Failure to keep waterfowl sale and disposal records as required	250.00
21.27(a)	Violation of migratory bird special purpose permit	100.00 + 25.00/bird
21.27(c)	Failure to comply with special purpose permit conditions as required	500 + 25.00/bird
21.28(a)	Take, possess, transport raptors for falconry without a permit	250.00 + 50.00/bird
21.28(d)	Failure to comply with falconry permit conditions	250.00
21.30(a)	Take, possess, transport, sell, purchase, barter or transfer any raptor, raptor egg, or raptor semen for propagation purposes without a permit	500.00 + 100/specimen
21.30(d)	Failure to comply with raptor propagation permit conditions	250.00
21.30(d)(15)	Failure to maintain complete and accurate records	100.00
21.30(d)(16)	Failure to submit annual raptor propagation report	100.00
21.41(a)	Take, possess, transport depredating migratory birds without a permit	250.00 + 25.00/bird
21.41(c)	Failure to comply with depredation permit conditions	100.00
21.42	Kill depredating migratory birds other than by a permitted method	250.00 + 25.00/bird
21.43	Violation of the depredating control requirements for crows and blackbirds	100.00 + 25.00/bird
21.47	Failure to comply with depredation order conditions for double crested cormorants	250.00 + 25.00/bird

Section Number	Offense	Collateral
	Duck Stamp Act	
16 USC 718		
16 USC 718a	Hunt migratory waterfowl without a duck stamp	100.00
16 USC 718a	Hunt migratory waterfowl with unsigned duck stamp	50.00
16 USC 718e(a)	Loan, transfer or unauthorized use of validated duck stamp	150.00

Section Number	Offense	Collateral
	National Wildlife System Administration Act / Recreation Act	
16 USC 668dd 16 USC 460k-3		
16 USC 668dd	Unauthorized possession of wildlife, plants or property	100.00 + 25.00/item

Section Number	Administrative Procedures	Collateral
	National Wildlife System Administration Act / Recreation Act	
50 CFR 25		
25.22	Failure to turn in lost and found articles	50.00
25.42	Failure to display permit when requested	100.00
25.56	Failure to pay entrance fee, display entrance fee permit on request, or comply with entrance fee provisions, rules or regulations	35.00
25.71	Failure to comply with safety regulations	50.00
25.72	Failure to report accidents	100.00

Section Number	Public Use And Entry	Collateral
	National Wildlife System Administration Act / Recreation Act	
50 CFR 26		
26.21(a)	Trespass by person on National Wildlife Refuge	100.00
26.21(b)	Permit unconfined domestic animal to enter a National Wildlife Refuge	50 + 50/animal

Section Number	Public Use And Entry National Wildlife System Administration Act / Recreation Act	Collateral
26.21(b)	Releasing dogs on a National Wildlife Refuge	150 + 50/animal
26.22(a)	Failure to comply with special regulations	50.00
26.22(b)	Enter a National Wildlife Refuge without the required permit	100.00
26.36(a)	Conduct public assembly without a permit	100.00

Section Number	Prohibited Acts National Wildlife System Administration Act / Recreation Act	Collateral
50 CFR 27		
27.21	Take any animal or plant without authorization	250 + 50/item
27.31	Travel in or use of a vehicle on other than designated route of travel	100.00
27.31(a)	Operate a motor vehicle in violation of State law	100.00
27.31(b)	Operate a vehicle under the influence of alcohol or controlled substance	500.00
27.31(c)	Operate a vehicle carelessly or heedlessly	500.00
27.31(d)	Exceed 25 m.p.h. or the posted speed limit	75.00
	11-15 over posted	125.00
	16-20 over posted	150.00
	21-25 over posted	200.00
	26-30 over posted	250.00
27.31(e)	Operate a vehicle without a muffler or spark arrester	50.00
27.31(f)	Operate a vehicle without license plate or registration	75.00
27.31(g)	Operate a vehicle without a driver's license.	100.00
27.31(h)	Block road access for other vehicles	50.00
27.31(h)	Parking violation	25.00
27.31(i)	Failure to obey traffic control officer	250.00
27.31(j)	Operate over sized or over weight vehicle	50.00
27.31(k)	Unauthorized moving of a vehicle involved in an accident	100.00
27.31(l)	Operate a vehicle without proper head lights, taillights 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 on a refuge	100.00
27.32(b)(1)(i)	Operate a boat in violation of U.S. Coast Guard regulations	100.00

Section Number	Prohibited Acts National Wildlife System Administration Act / Recreation Act	Collateral
27.32(b)(1)(ii)	Operate a boat in violation of State law	100.00
27.32(b)(2)	Operate a boat in a reckless or negligent manner	500.00
27.32(b)(3)	Operate a boat while under the influence of alcohol or controlled substance	500.00
27.32(b)(4)	Interfere with the operation of other boats	100.00
27.32(b)(5)	Operate a boat without a proper marine head	50.00
27.32(b)(6)	Operate a sailboat without required lights	50.00
27.32(b)(7)	Leave boat unattended in excess of 72 hours	100.00
27.32(b)(8)	Unauthorized use of a government boat dock	50.00
27.33	Unauthorized waterskiing on a National Wildlife Refuge	50.00
27.34	Unauthorized operation of an aircraft	250.00
27.41	Carry, possess or discharge a firearm	250.00
27.43	Unauthorized use or possession of weapons other than firearms	150.00
27.51	Disturb animals Injure or damage animals Disturb, injure or damage plants	100.00 + 50.00/animal 200.00 + 50.00/animal 100.00 + 50.00/plant
27.52	Introduction of plants or animals	150.00 + 50/item
27.61	Destruction or removal of public or private property If property is less than \$300.00 If property exceeds \$300.00	300.00 500.00
27.62	Search for or removal of objects of antiquity	300.00
27.63(a)	Search for other valued objects	250.00
27.64	Conduct prospecting or mining projects	250.00
27.65	Tamper with vehicles or equipment	250.00
27.71	Take or film motion pictures for commercial use	250.00
27.72	Cause unreasonable disturbance with audio equipment	100.00
27.73	Use artificial light to locate animals	250.00
27.81	Enter a National Wildlife Refuge under the influence of alcohol	250.00
27.82(b)(1)	Deliver a controlled substance	500.00
27.82(b)(2)	Possession of a controlled substance	500.00
27.82(b)(3)	Under the influence of a controlled substance	500.00
27.83	Indecency or disorderly conduct	500.00
27.84	Interference with persons engaged in authorized activity	350.00
27.85	Gambling	100.00
27.86	Begging or soliciting	50.00

Section Number	Prohibited Acts National Wildlife System Administration Act / Recreation Act	Collateral
27.91	Conducting field trials without a permit	100.00
27.92	Construct, install, occupy a private structure	100.00
27.93	Abandon or discard personal property	200.00
27.94(a)	Simple littering	100.00
	Garbage dumping	200.00
	Disposal of sewage	300.00
	Disposal of oils or chemicals	500.00
27.95(a)	Setting an unauthorized fire	500.00
	Setting an unauthorized campfire	100.00
27.95(b)	Leaving a fire unattended	150.00
27.95(c)	Throwing a burning cigarette, match or other lighted substance where it may start a fire	150.00
27.95(d)	Smoke in a no smoking area	50.00
27.96	Advertising	100.00
27.97	Conduct private commercial operation	300.00

Section Number	Offenses	Collateral
National Wildlife Refuge Administration Act/Recreation Act Regulations Wildlife Species Management		
50 CFR 31		
31.16	Trapping w/o a permit or in violation of State law	200.00

Section Number	Offenses	Collateral
National Wildlife Refuge Administration Act/Recreation Act Regulations Hunting And Fishing		
50 CFR 32		
32.2(a)	Hunt without a State license	100.00 + 50.00/animal
32.2(b)	Hunt waterfowl without a federal duck stamp	150.00
32.2(c)	Hunt in violation of Federal law	100.00 + 50.00/animal
32.2(d)	Hunt in violation of State law	100.00 + 50.00/animal
32.2(e)	Hunt in violation of special access requirements	100.00
32.2(f)	Failure to comply with special hunting regulations	100.00
32.2(g)	Bow hunt with any drug on an arrow or possession of arrows employing drugs	200.00
32.2(h)	Unauthorized distribution of bait or hunting over bait	200.00
32.2(i)	Use of nails, wire or screws to attach a tree stand	100.00
32.2 (j)	Use or possession of alcoholic beverages while hunting	200.00

Section Number	Offenses	Collateral
National Wildlife Refuge Administration Act/Recreation Act Regulations Hunting And Fishing		
32.2(k)	Use or possession of toxic shot	100.00
32.5(a)	Fishing without a State license	50.00
32.5(b)	Fish in violation of federal law	100.00 + 25.00/fish
32.5(c)	Fish in violation of State law	100.00 + 25.00/fish
32.5(d)	Fish in violation of special access requirement	50.00
32.5(e)	Failure to comply with special fishing regulations	100.00

Section Number	Offenses	Collateral
16 USC 1538 Endangered Species Act		
50 CFR 17	Endangered Wildlife	
17.21(a)	Knowingly attempt to violate endangered wildlife prohibitions	See Table 1
17.21(b)	Knowingly import or export endangered species	See Table 1
17.21(c)	Knowingly take an endangered species	See Table 1
17.21 (d)	Knowingly possess, sell, transport an unlawfully taken endangered species	See Table 1
17.21(e)	Knowingly transport an endangered species in interstate commerce or foreign commerce in the course of a commercial activity	See Table 1
17.21(f)	Knowingly sell or offer for sale an endangered species in interstate or foreign commerce	See Table 1
17.21(g)	Knowingly violate captive-bred endangered species regulations.	500.00 + 50.00/specimen
17.22	Knowingly violate requirements for endangered species permits for scientific purposes or for the enhancement of propagation or survival	500.00 + 50.00/ specimen
17.23	Knowingly violate requirements for endangered species Economic hardship permit	500.00 + 50.00/specimen
50 CFR 17	Threatened Wildlife	
17.31	Knowingly violate threatened wildlife prohibitions	See Table 1
17.40	Knowingly violate special regulations for threatened mammals	See Table 1
17.41	Knowingly violate special regulations for threatened birds	See Table 1
17.42	Knowingly violate special regulations for threatened reptiles	See Table 1
17.43	Knowingly violate special regulations for threatened amphibians	See Table 1
17.44	Knowingly violate special regulations for threatened fishes	See Table 1
17.46	Knowingly violate special regulations for threatened crustaceans	See Table 1

Section Number	Offenses	Collateral
16 USC 1538		
Endangered Species Act		
Endangered Plants		
17.61	Knowingly violate endangered plant regulations	See Table 1
50 CFR 17		
Threatened Plants		
17.71	Knowingly violate threatened plant regulations	See Table 1

Section Number	Offenses	Collateral
Endangered Species Act		
50 CFR 17		
Manatee Protection Areas		
17.104(a)	Knowingly engage in waterborne activity within a manatee protection area; swimming, diving, boating etc	First Offense 100.00; Second Off. 200.00 Third > more 300.00 or mandatory appearance
17.104(b)	Knowingly engage in prohibited waterborne activity within a manatee refuge; swimming, diving, boating etc	First Offense 100.00; Second Off. 200.00 Third > more 300.00 or mandatory appearance
17.104(c)	Knowingly engage in a waterborne activity which is prohibited by State law or regulation for the protection of manatees	First Offense 100.00; Second Off. 200.00 Third > more 300.00 or mandatory appearance
17.107(a)	Knowingly fail to facilitate boarding and inspection of water vehicles operating in manatee sanctuary or refuge waters	250.00

Section Number	Offenses	Collateral
Endangered Species Act		
50 CFR 23		
23.11(a)	Knowingly attempt to violate the endangered species convention prohibitions	750.00
23.11(b)	Knowingly import Appendix I, II or III species	See Table 2
23.11(c)	Knowingly export Appendix I, II, or III species.	See Table 2
23.11(d)	Knowingly re-export Appendix I, II or III species	See Table 2
23.11(e)	Knowingly possess unlawfully imported, exported or re-exported Appendix I, II or III species	See Table 2

Section Number	Offenses	Collateral
Endangered Species Act		
50 CFR 24	Importation and Exportation of Plants	
24.11	Import, export or re-export plants at a non-designated port	250.00 + 15.00/plant

Section Number	Offenses	Collateral
Marine Mammal Protection Act		
16 USC 1372 50 CRF 18		
18.11(a)	Knowingly take marine mammals on the high seas except as provided	See Table 1
18.11(b)	Knowingly take marine mammals in waters or on lands under the jurisdiction of the United States except as provided	See Table 1
18.12 18.12(a-c)	Knowingly import marine mammals except as provided Commercial Non-commercial	1,000.00 + 25.00/specimen 500.00 + 25.00/specimen
18.13	Knowingly transport, possess, sell or import any illegally taken marine mammal	See Table 1

Section Number	Offenses	Collateral
Eagle Protection Act		
16 USC 668 50 CFR 22		
22.11	Knowingly take, possess or transport a bald or golden eagle	1,500.00 + 100.00 /part
22.11	Knowingly molest or disturb a bald or golden eagle (minor violations)	500.00
22.12	Knowingly sell, purchase, trade, barter, export or import a bald or golden eagle	1,500.00 + 100.00/part
22.21	Knowingly violate eagle permit requirements for	500.00

Section Number	Offenses	Collateral
Eagle Protection Act		
	scientific or exhibition purposes	
22.22	Knowingly violate eagle permit requirements for Indian religious purposes	500.00
22.23	Knowingly violate eagle permit requirements for depredation purposes	500.00
22.24	Knowingly violate eagle permit requirements for falconry purposes	500.00
22.32	Knowingly violate eagle permit requirements for taking depredating golden eagles	500.00

Section Number	Offenses	Collateral
Tariff Classification Act		
19 USC 1202 50 CFR 15		
15.11	Import birds unlawfully	250.00 + 25.00/bird

Section Number	Offenses	Collateral
Airborne Hunting Act		
16 USC 742j-1 50 CFR 19		
19.11(a)(1)	Shoot from an aircraft for the purpose of capturing or killing wildlife	1,500.00
19.11(a)(2)	Use an aircraft to harass wildlife	500.00
19.11(a)(3)	Knowingly participate in using aircraft to shoot or harass wildlife	500.00

Section Number	Offenses	Collateral
Rhinoceros and Tiger Conservation Act		
16 USC 5305a		
16 USC 5305a(a)	Sell, import, export or attempt thereof any product, item or substance intended for human consumption or application containing or labeled as containing any substance derived from any species of rhinoceros or tiger Commercial Non-commercial	750.00 500.00

Section Number	Offenses	Collateral
Antiquities Act		
16 USC 433	Appropriate, excavate, injure or destroy historic or prehistoric ruin or monument or any object of antiquity on lands controlled by the United States.	500.00
16 U.S.C. § 470aa ARCHAEOLOGICAL RESOURCES PROTECTION ACT		
470ee(a)	Unauthorized excavation, removal, damage, alteration or defacement of archaeological resources located on public land	1,000.00
470ee(b)	Sell, purchase, exchange, transport, receive or offer to sell, purchase or exchange any archaeological resource which was excavated or removed from public land	1,000.00
470ee(c)	Sell, purchase, exchange, transport, receive or offer to sell any archaeological resource excavated, removed, sold purchased, exchanged, transported or received in violation of any provision, rule, regulation, ordinance or permit in effect under State or local law	1,000.00

Section Number	Offenses	
Lacey Act Amendments of 1981		
16 USC 3372		
16 USC 3372(a)(1)	Knowingly import, export, transport, sell, receive, acquire or purchase any fish, wildlife or plant, taken or possessed in violation of any law, treaty or regulation of the U.S. or in violation of any Indian tribal law.	See Table 3
16 USC 3372(a)(2)	Knowingly import, export, transport, sell, receive, acquire or purchase in interstate or foreign commerce— (A) Any fish or wildlife taken, possessed, transported or sold in violation of any law or regulation of any State or in violation of any foreign law, or (B) Any plant taken, possessed, transported, or sold in violation of any law or regulation of any State; (C) CAPTIVE WILDLIFE SAFETY ACT: Import/Export, transport, sell, receive, acquire or purchase in interstate or foreign commerce any prohibited wildlife species.	See Table 3
16 USC 3372(a)(3)	Within the special maritime and territorial jurisdiction of the US. (As defined 18 USC 7) – (A) To knowingly possess any fish or wildlife taken, possessed, transported, or sold in violation of any law or regulation of any State or in violation of any foreign law or Indian tribal law, or (B) To knowingly possess any plant taken, possessed, transported or sold in violation of any law or regulation of any State;	See Table 3
16 USC 3372(a)(4)	Attempt to violate 3372(a)(1) through (a)(4)	See Table 3

Section Number	Offenses	Collateral
Lacey Act		
18 USC 42(a) 50 CFR 16	Injurious Wildlife	
16.3	Import or transport injurious wildlife	500.00 + 25.00/specimen
16.11(a)	Import, transport or acquire prohibited species of live mammals	500.00 + 25.00/specimen
16.11(b)	Release of imported live wild mammals or progeny to the wild without authorization	500.00 + 25.00/specimen
16.12(a)	Import, transport or acquire prohibited species of live wild birds or eggs	500.00 + 25.00/specimen

Section Number	Offenses	Collateral
Lacey Act		
16.12(b)	Release of imported live wild game birds or progeny to the wild without authorization	500.00 + 25.00/specimen
16.12(c)	Release of imported live wild non-game birds or progeny to the wild without authorization	500.00 + 25.00/specimen
16.13(a)(1)	Release of imported live wild fish, mollusks, crustaceans, or progeny or eggs thereof to the wild without authorization	500.00 + 25.00/specimen
16.13(a)(2)	Importation of fish or eggs of the family Clariidae	500.00 + 25.00/specimen
16.13(a)(3)	Import Salmonidae	500 .00+ 25.00/fish
16.13(b)(1)	Importation of live or dead fish or eggs of salmonids of the family Salmonidae, which are not processed and not accompanied by the required disease free certificate	500.00+ 25.00/fish
16.14	Release of imported live wild amphibians or progeny or eggs thereof to the wild without authorization	500 + 25/specimen
16.15(a)	Import transport or acquire specimens of brown tree snake	500 + 25/specimen
16.15(b)	Release of imported live reptiles or progeny or eggs thereof to the wild without authorization	500 + 25/specimen
16.22(b)(1)	Failure to properly confine injurious species	250.00 + 25/specimen
16.22(b)(2)	Transfer of injurious species to unauthorized person	250.00 + 25.00 / specimen
16.22(b)(3)	Failure to make required notification of the escape of injurious species	300.00
18 USC 42(c)	Transportation of wildlife under inhumane or unhealthful conditions	250.00 + 25.00/specimen

Section Number	Offenses	Collateral
Hunting, Trapping, or Fishing on Indian Land		
18 USC 1165	Knowingly and willfully enter Indian lands to hunt, trap or fish without permission	500.00

Section Number	Offenses	Collateral
Hunting, Fishing, Trapping; Disturbance or Injury on Wildlife Refuges		
18 USC 41	Hunt, trap, capture, disturb or kill any bird, fish or wild animal or take or destroy eggs or nests	500.00
18 USC 41	Injure, molest or destroy property.	300.00

Section Number	Offenses	Collateral
African Elephant Conservation Act		
16 USC 4223		
16 USC 4223(1)	Import raw ivory from non-producing country Commercial Non-commercial	750.00 500.00
16 USC 4223(2)	Export raw ivory from the United States Commercial Non-commercial	750.00 500.00
16 USC 4223(3)	Import raw or worked ivory that was exported from the producing country in violation of that country's laws or CTIES Ivory Control System Commercial Non-commercial	750.00 500.00
16 USC 4223(4)	Import worked ivory from any country without certification that it was derived from a legal source Commercial Non-commercial	750.00 500.00
16 USC 4223(5)	Import ivory from a country where a moratorium is in effect Commercial Non-commercial	750.00 500.00

Section Number	Offenses	Collateral
Wild Exotic Bird Conservation		
16 USC 4910		
16 USC 4910(a)(1)(A)	Import exotic bird in violation of any prohibition, suspension or quota	500.00 + 50.00/bird
16 USC 4910(a)(1)(B)	Import an exotic bird included on a list under section 106	500.00 + 50.00/bird
16 use 4910(a)(1)(C)	Violate any regulation under 50 CFR 15	300.00 + 50.00/bird

Section Number	Offenses	Collateral
General FWS Permit Regulations		
50 CFR 13		
13.23(c)	Failure to notify of change of name or address of FWS permittee	100.00
13.25	Unauthorized transfer of FWS issued permit	250.00
13.43	Unauthorized altering of FWS permit	250.00
13.44	Failure to display FWS permit	100.00
13.45	Failure to file reports required by FWS permit	250.00
13.46	Failure to maintain records required by FWS permit	250.00
13.47	Failure to allow inspection of activity authorized by FWS permit	500.00
13.48	Failure to comply with conditions of permit	250.00

Section Number	Offenses	Collateral
General Regulations for Importation Exportation and Transportation of Wildlife		
50 CFR 14		
14.11	Knowingly import or export wildlife at a non-designated port of entry	300.00
14.16	Knowingly import or export wildlife at a non-designated border port	300.00
14.52(a)	Failure to present wildlife to be exported for clearance prior to the loading of merchandise on aircraft, vehicle or other container or vessel.	300.00
14.61	Knowingly import wildlife without filing a declaration of imported wildlife	300.00
14.63	Knowingly export wildlife without filing a declaration of exported wildlife	300.00
14.81	Knowingly import, export, or transport in interstate commerce any fish or wildlife in violation of marking regulations	300.00 + 50.00/container
14.91	Knowingly import or export wildlife without the required import/export license	500.00
14.93(c)(1)	Failure to keep records required by a wildlife import/export license	300.00
14.93(c)(3)	Failure to maintain required import/export records for 5 years	300.00
14.93(c)(4)	Failure to allow examination of import/export records	500.00
14.103	Knowingly import, transport, cause or permit to be transported to the United States any wild mammal or bird under inhumane or unhealthful conditions or in violation of any regulations for humane shipment of wildlife	300.00 + 50.00/container

TABLE 1 – ESA AND MARINE MAMMAL VIOLATIONS

Commercial	2000.00 + 250.00 per specimen
Non-commercial	1500.00 + 250.00 per specimen

TABLE 2- CONVENTION ON THE INTERNATIONAL TRADE OF ENDANGERED SPECIES

	Appendix I	Appendix II & III
Commercial	1000.00 + 50.00/ specimen	500.00 + 25.00 / specimen
Non-commercial	500.00 + 50.00/specimen	250.00 + 25.00/specimen

TABLE 3 – LACEY ACT VIOLATIONS:

SPECIES	COMMERCIAL	NON-COMMERCIAL
Fish	500.00 + 50.00/specimen	250.00 + 50.00/specimen
Big Game*	1,500.00 + 500.00/specimen	750.00 + 500.00/specimen
Small Game*	750.00 + 50.00/specimen	500.00 + 50.00/specimen
Furbearer*	750.00 + 50.00/specimen	500.00 + 50.00/specimen
Bird	750.00 + 50.00/specimen	500.00 + 50.00/specimen
Plant	500.00 + 25.00/specimen	250.00 + 25.00/specimen
Other	750.00 + 50.00/specimen	500.00 + 50.00/specimen
Marine Mammal	1,000.00 + 250.00/specimen	500.00 + 25.00/specimen

* Refer to State's classification of animal

WILDLIFE/PROPERTY FORFEITURE ORDER

Unless otherwise specifically ordered by the United States Court for the Middle District of Florida, any wildlife or property which has been seized within the jurisdiction of the Middle District of Florida under the authority of the Migratory Bird Treaty Act, 16 USC 703-711; the Migratory Bird Hunting and Conservation Stamp Act, 16 USC 718-718i; the National Wildlife Refuge System Administration Act, 16 USC 668dd-668ee; the Endangered Species Act, 16 USC 1531-1542; the Marine Mammal Protection Act, 16 USC 1361-1407; the Eagle Protection Act, 16 USC 668-668d; the Tariff Classification Act, 19 USC 1202; the Airborne Hunting Act, 16 USC 742j-l; the Rhinoceros and Tiger Conservation Act, 16 USC 5301-5305a; the Antiquities Act, 16 USC 433; the Lacey Act Amendments of 1981, 16 USC 3371-3378; the Lacey Act 18 USC 42; the African Elephant Conservation Act, 16 USC 4223 or the Wild Exotic Bird Conservation Act, 16 USC 4910, where final disposition of the case had 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 such a manner as described by Title 50, Code of Federal Regulations, Part 12.