

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

U.S. DISTRICT COURT NORTHERN DISTRICT OF TEXAS FILED JUL - 7 2005 CLERK, U.S. DISTRICT COURT By <u>Shelley</u> Deputy
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IN RE: *
FORFEITURE OF COLLATERAL SCHEDULE * **MISC. NO. 7**
FOR THE UNITED STATES DEPARTMENT OF *
INTERIOR, BUREAU OF LAND MANAGEMENT *
IN THE NORTHERN DISTRICT OF TEXAS *

ORDER

WHEREAS the United States of America has submitted a Motion to Amend the Forfeiture of Collateral Schedule pertaining to offenses within the jurisdiction of the United States Department of Interior, Bureau of Land Management in the Northern District of Texas;

IT IS HEREBY ORDERED that all previously entered orders regarding the forfeiture of collateral schedule pertaining to offenses within the jurisdiction of the United States Department of Interior, Bureau of Land Management in the Northern District of Texas, are hereby vacated.

IT IS HEREBY ORDERED that the Collateral Forfeiture Schedule for the United States Department of Interior, Bureau of Land Management in the Northern District of Texas, attached hereto shall take effect at 12:00 a.m. on July 8, 2005.

SIGNED AND ENTERED on this 7 day of July, 2005.

A. Joe Fish
A. JOE FISH, CHIEF JUDGE
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

NOTES

- Note: Collateral fines for Fish & Wildlife violations found under Title 16, United States Code and Title 50, Code of Federal Regulations, are the same as those found in the Forfeiture of Collateral Schedule for the United States Fish & Wildlife Service, revised 10/2003.
- Values in this table are taken from the Forfeiture of Collateral Schedule for the United States Fish & Wildlife Service, revised 10/2003.
- Under the several 43 CFR regulations providing for the assimilation of state laws and regulations, references are made to specific, more commonly violated sections of state laws. These include:
 - PWC: Texas Parks & Wildlife Code
 - Authority: 43 CFR 9264.1(h)
 - TRC: Texas Transportation Code
 - Authority: 43 CFR 8341.1(d)
 - Authority: 43 CFR 9268.3(a)(2)(iv)
 - PC: Texas Penal Code
 - Authority: 43 CFR 8341.1(d)
 - Authority: 43 CFR 9268.3(a)(2)(iv)

COLLATERAL SCHEDULE – NORTHERN DISTRICT OF TEXAS
For the U.S. Department of the Interior, Bureau of Land Management

<i>Legal Citation</i>	<i>Offense Description</i>	<i>Fine</i>
Title 16, US Code		
433	American Antiquities Act	500
460L-6a	Land & Water Conservation Fund fees required	150
470ee(a)	ARPA: (<i>Excavate, remove, damage, alter, deface</i>) archeological resources. Non-Commercial Commercial	MA
470ee(b)	ARPA: Trafficking of archeological resources Non-Commercial Commercial	MA
470ee(c)	ARPA: Trafficking in interstate or foreign commerce of archeological resources Non-Commercial Commercial	MA
470ee(d)	ARPA: (<i>Violates</i>)(<i>counsels, procures, solicits, employs any other person</i>) to violate 16 USC 470ee(a), (b), or (c)	MA
668d	(<i>Take, possess, transport, sell, purchase, barter, trade, import, export</i>)(<i>Bald Eagle, Golden Eagle, eagle parts, nests, eggs</i>)	1000 + value
670j(a)(2)	Violate Habitat Management Plan regulations	100
703	MBTA: (<i>Attempt to</i>)(<i>Take, pursue, hunt, capture, kill</i>); (<i>Cause to</i>)(<i>Possess, sell, barter, purchase, ship, export, import, carry, transport, or offer</i>) migratory (<i>birds, parts, nests, or eggs</i>) w/o authorization	500 + value (bird) 500 + 50 per part (parts, nests, eggs)
718a	Hunt migratory waterfowl w/o Federal waterfowl hunting stamp	200 + value
718b	Hunt migratory waterfowl with an invalid (<i>unsigned</i>) Federal stamp	100 + value
718e(a)	Loan or transfer valid migratory stamp to another person, or use stamp validated by another	300
718e(b)	(<i>Alter, mutilate, imitate, counterfeit</i>) migratory waterfowl stamp	500
742j-1	Airborne Hunting Act	1000 + value
1338(a)(1)	(<i>Attempts to remove, removes</i>)(<i>wild horse, burro</i>) from public lands	500
1338(a)(2)	Converts (<i>wild horse, burro</i>) to private use	500
1338(a)(3)	Causes (<i>death, harassment</i>) of wild horse or burro	1000
1338(a)(4)	(<i>Commercially processes, permits processing</i>) of (<i>wild horse, burro remains</i>)	500
1338(a)(5)	(<i>Directly, Indirectly</i>) sells (<i>wild horse, burro</i>) maintained on (<i>private, leased</i>) lands	500
1338(a)(6)	Violate other regs. issued IAW of the Wild Horse & Burro Act	250
1538(a)(1)	ESA: (<i>Import, Export, Take within United States</i>) (<i>Deliver, carry, transport, ship in interstate commerce in the course of a commercial activity</i>)(<i>sell in interstate or foreign commerce</i>) endangered species	1000 + value
1538(a)(2)	ESA: (<i>Import, Export, Take within United States</i>) (<i>Deliver, carry, transport, ship in interstate commerce in the course of a commercial activity</i>)(<i>sell in interstate or foreign commerce</i>) endangered plant	500 + value
3372(a)(1)	Lacey Act: (<i>Attempt</i>)(<i>Import, export, transport, sell, receive, acquire, purchase</i>)(<i>fish, wildlife, plant</i>)(<i>taken, possessed, transported, sold</i>) in violation of (<i>Federal law, regulation, Indian Tribal law</i>)	1000 + value (big game); 500 + value (bird);
3372(a)(2)	Lacey Act: (<i>Attempt</i>)(<i>Import, export, transport, sell, receive, acquire, purchase</i>) in interstate / foreign commerce (<i>fish, wildlife, plant</i>) (<i>taken, possessed, transported, sold</i>) in violation of (<i>State law, foreign law</i>)	250 + value (other)
3372(c)(1) [sale] (c) (2) [purchase]	(<i>Providing, obtaining</i>)(<i>Guiding, outfitting, other services, hunting / fishing license / permit</i>) for the illegal (<i>taking, acquiring, receiving, transporting, possession</i>) of (<i>fish, wildlife</i>)	500 + value
4306(a)(1)	(<i>Destroy, disturb, deface, mar, alter, remove, harm</i>) cave (<i>resources, plants, animals</i>)	500
4306(a)(2)	(<i>Possess, consume, sell, barter, exchange</i>) or (<i>Offer to sell, barter, or exchange</i>) cave resources	500
4306(a)(3)	(<i>Counsel, procure, solicit, employ</i>) another person to violate 4306(a)(1) or (2)	500

Title 18, US Code

111	<i>(Forcibly assault, resist, oppose, impede, intimidate, interfere with)</i> Federal employee	MA
115	<i>(Influence, impede, retaliate against)</i> Federal employee by <i>(threatening, injuring)</i> family member	MA
641	Theft of US Government property	500
922(g)	National Firearms Act	MA
930(a)	<i>(Possess, attempt to possess)(firearm, dangerous weapon)</i> in Federal facility	250
1170(a)	<i>(Sell, purchase, use for profit, transport for sale or profit)</i> Native American human remains	MA
1170(b)	<i>(Sell, purchase, use for profit, transport for sale or profit)</i> Native American cultural items	MA
1361	Malicious Mischief (Vandalism)	300
1852	Timber removed or transported	250
1853	Trees cut or injured	250
1856	Fire left unattended	150
1857	Fences destroyed – livestock entering	100
1858	Survey marks destroyed or removed	350
1864	Placing <i>(hazardous, injurious)</i> device on Federal lands	1000
Other US Code		
21 USC 841(a)	<i>(Possess w/ intent to)(manufacture, distribute, dispense)(controlled, counterfeit)</i> substance	MA
21 USC 844(a)	Possess controlled substance (simple possession)	MA
30 USC 195(a)	Mineral Leasing Act	MA
33 USC 1311	Effluent discharge	MA
43 USC 1061	Unlawful inclosure	250
43 USC 1063	Obstruct transit over public lands	250
43 USC 1733(g)	Violate any public land regulation or order	200

CODE OF FEDERAL REGULATIONS**Title 43, CFR****ARPA**

7.4(a)	<i>(Excavate, remove, damage, alter, deface)</i> archeological resources	500
7.4(b)	<i>(Sell, purchase, exchange, receive, transport)</i> archeological resources	500

Rights-of-Way

2801.3(a)	Rights-of-way violation – general	250
2881.3	Rights-of-way violation – Minerals Leasing Act	250

Leases

2920.1-2(e)	<i>(Use, occupancy, development)</i> of public lands w/o authorization	250
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Mining

3715.6(a)(1)	Conditions of occupancy	250
3715.6(a)(2)	Standards of occupancy	250
3715.6(b)	Occupancy before approval, Plan of operations required	250
3715.6(c)	Occupancy before approval, Plan of operations not required	250
3715.6(d)	Occupancy before determination of concurrence	250
3715.6(e)	Noncompliance with <i>(orders, time frames)</i>	250
3715.6(f)	<i>(Prevent, obstruct)(free passage, transit)</i> by <i>(force, threats)</i>	250
3715.6(g)	<i>(Enclosures, signs)</i> preventing public access	250
3715.6(h)	Fire, safety hazard, or public nuisance	250
3715.6(i)	Noncompliance related to existing occupancy	250
3715.6(j)	Conducting activities not reasonably incident to mining	250

Range

4140.1(b)(1)(i)	Allow livestock on public land w/o <i>(permit, lease, use authorization)</i> including unpaid grazing bills	300 + 100 per head
4140.1(b)(1)(ii)	Violate <i>(terms, conditions)</i> of grazing <i>(permit, lease, authorization)</i> including livestock in excess of number authorized	150
4140.1(b)(1)(iii)	<i>(In area, at time)</i> different from that authorized	250
4140.1(b)(1)(iv)	Fail to comply w/ 43 CFR 4130.7(c) – <i>(counting, marking, tagging)</i> requirements	100
4140.1(b)(2)	<i>(Install, use, maintain, modify, remove)</i> range improvements	250

4140.1(b)(3)	(Cut, burn, spray, destroy, remove) vegetation	250
4140.1(b)(4)	(Damage, remove) US Government property	500
4140.1(b)(5)	(Molest, harass, injure, poison, cause death of) authorized livestock, or remove w/o owner's consent	500
4140.1(b)(6)	Littering	75
4140.1(b)(7)	Interfere with lawful uses or users (including obstructing free transit through or over public lands by force, threat, intimidation, signs, barrier, or locked gates)	250
4140.1(b)(8)	False statements relating to grazing use	150
4140.1(b)(9)	(Fail to pay required fees)(Make payment w/ insufficiently funded check)	250
4140.1(b)(10)	Fail to reclaim and repair (lands, property, resources) when required by authorized officer	250
4140.1(b)(11)	Fail to reclose (gate, other entry) during periods of livestock use	50
Wild Horse & Burro		
4770.1(a)	(Injures, harasses)(wild horse, burro)	500
4770.1(b)	(Removes, attempts to remove)(wild horse, burro) from public lands	500
4770.1(c)	Destroys (wild horse, burro)	1000
4770.1(d)	(Sells, attempts to sell)(wild horse, burro)	500
4770.1(e)	Commercially exploits (wild horse, burro)	500
4770.1(f)	Inhumane treatment of (wild horse, burro)	500
4770.1(g)	Violates Private Maintenance & Care Agreement	250
4770.1(h)	Brands (wild horse, burro)	500
4770.1(i)	(Removes, alters) freeze mark	500
4770.1(j)	Violates (term, order, condition)	250
Forest & Vegetative Resources		
5462.2(b)(1)	(Cut, remove, damage) any (timber, tree, other vegetative resource)	250 + 50 per spec.
5462.2(b)(2)	Cut standing tree under permit or contract before marked or designated by BLM	250 + 50 per spec.
5462.2(b)(3)	Remove (timber, vegetative resource) cut under permit or contract except to a scaling/measuring area, OR removing from such area before accounting	250 + 50 per spec.
5462.2(b)(4)	Marking (timber, vegetative resource) in manner similar to that used by BLM to designate removable resources	150 + 50 per spec.
5462.2(b)(5)	Transporting (timber, vegetative resource) w/o valid haul ticket	50
5462.2(b)(6)	Fail to (possess, produce for inspection) to any official a permit or contract for (timber, vegetative resource)	100
5462.2(b)(7)	Violate State or local laws/ordinances relating to (permit, tagging, transportation) of (timber, vegetative resource)	100
5462.2(b)(8)	Violate provisions of export and substitution in 43 CFR 5400, -03, -20	100
5462.2(b)(9)	Obtaining contract or permit for (timber, vegetative resource) through (false or fictitious statements, fraudulent acts, counterfeiting/alteration of documents/tags)	250
5462.2(b)(10)	(Negligent, intentional)(destruction of, injury to)(timber, other vegetative resource) under a contract or permit	250 + 50 per spec.
5511.4(b)(1)	Obtaining free-use permit for (timber, other vegetative resource) through (false or fictitious statements, fraudulent acts, counterfeiting/alteration of documents/tags)	250
5511.4(b)(2)	Using free-use timber for purpose other than authorized in 43 CFR Subpart 5511	250
5511.4(b)(3)	Violate terms and conditions of free-use permit	250
5511.4(b)(4)	Export free-use timber from the State in which cut w/o exemption	250
5511.4(b)(5)	Cut free-use timber for (sale, barter, speculation, use by other person)	250
Research Natural Area		
8223.1(a)	Occupancy of RNA	300
8223.1(b)	Use contrary to purpose of RNA	300
8223.1(c)	Use of RNA in other than (non-destructive, purpose-consistent) manner	300
Off-Road Vehicles		
8341.1(b)	ORV operation off designated areas and trails	200
8341.1(c)	ORV in closed area	200

8341.1(d)	Assimilation of State Vehicle Laws	150
TRC 663.031	Operate ATV w/o safety certificate	100
TRC 663.031	Fail to (<i>carry, display</i>) safety certificate as required	50
TRC 663.034	Operate ATV w/o required safety equipment	75
TRC 663.036	Transport passenger on ATV	75
TRC 502.406	Operate ATV on public property w/o current registration sticker	75
8341.1(f)(1)	(<i>Reckless, negligent</i>) operation of ORV	250
	Careless operation of ORV	150
8341.1(f)(2)	Exceed posted speed limit	10/mile > limit
8341.1(f)(3)	DWI (<i>Drugs, Alcohol</i>)	MA
8341.1(f)(4)	Operate ORV in manner (<i>causing, likely to cause</i>) environmental damage	250
8341.1(f)(5)	Fail to use (<i>headlights, taillights</i>) at night	75
8341.1(g)	Fail to yield right-of-way	75
8343.1(a)	Brakes required	75
8343.1(b)	Muffler required	75
8343.1(c)	Spark arrester required	75
8343.1(d)	Violate (<i>number, illumination standard</i>) for (<i>headlights, taillights</i>) at night	75
Designated National Areas		
8351.1-1(a)	Operate motor vehicle on National Scenic Trail	200
8351.2-1(a)	Special rules – Wild & Scenic Rivers Act	200
8352.1(a)	Occupancy of Outstanding Natural Area	200
8352.1(b)	Use That Unnecessarily Detracts	200
8352.4(a)	Primitive Area – Travel by Non-Mechanized Means Only	100
8352.4(b)	Construction in Primitive Area	500
8352.4(c)	Conducting Non-Recreational Activities	200
Closures & Restrictions		
8364.1(d)	Violate closure order	250
Rules of Conduct ALL Public Lands		
8365.1-1(b)(1)	Improper disposal of non-flammable trash	250
8365.1-1(b)(2)	Improper disposal of flammable trash	250
8365.1-1(b)(3)	Draining sewage products from vehicle	300
	Draining petroleum products from vehicle	500
8365.1-1(b)(4)	Dump (<i>household, commercial, industrial</i>) waste	500
8365.1-1(b)(5)	(<i>Pollute, contaminate</i>) water supply	500
8365.1-1(b)(6)	Improper use of waste disposal facility	100
8365.1-2(a)	Camp longer than permitted	50
8365.1-2(b)	Leave property unattended longer than 10 days	250
8365.1-3(a)	Exceed speed limit	10/mile > limit
	Reckless Endangerment of (<i>person, property</i>)	500
	(<i>Reckless, Careless, Negligent</i>) operation of MV	150
8365.1-3(b)(1)	Seatbelt required, front seat only	50
8365.1-4(a)(1)	Cause unreasonable noise	100
8365.1-4(a)(2)	Create hazard or nuisance	250
8365.1-4(a)(3)	Refuse to disperse	250
8365.1-4(a)(4)	Resist (<i>arrest, citation</i>); Interfere w/ BLM (<i>employee, volunteer</i>)	300
8365.1-4(a)(5)	(<i>Assault, commit battery upon</i>) BLM (<i>employee, volunteer</i>)	MA
8365.1-4(a)(6)	Make false report of emergency or crime	300
8365.1-4(b)(1)	(<i>Cultivate, manufacture, deliver, distribute, traffic</i>) CDS	500
8365.1-4(b)(2)	Possess controlled substance	250
8365.1-5(a)(1)	(<i>Deface, remove, destroy</i>)(<i>personal property; structures; scientific, cultural, archaeological, or historic resources</i>)	250
8365.1-5(a)(2)	(<i>Deface, remove, destroy</i>)(<i>plants, rocks, minerals, caves or parts thereof</i>)	250
8365.1-5(a)(3)	Use (<i>motorized device, explosives</i>) for collecting	500
8365.1-6	Supplementary rules (other than listed)	100
	Enter Cross Bar w/o Permit	50
	(<i>Enter/remain within</i>) Cross Bar during hours of darkness	100
	(<i>Using, discharging</i>) firearm(s) within Cross Bar	500

Rules of Conduct	Developed Sites	
8365.2-1(a)	Clean (<i>fish, game, clothes, etc.</i>) at any water faucet	100
8365.2-1(b)	Improper deposit of human waste	100
8365.2-1(c)	Animal not leashed or physically restrained	50
8365.2-2(a)	Unreasonable noise from audio device or equipment	100
8365.2-2(b)	(<i>Operate, use</i>) public address system	100
8365.2-2(c)	Erect antenna other than on vehicle	100
8365.2-3(a)	Fail to pay require fee	75
8365.2-3(b)	Camping equipment in undesignated area	75
8365.2-3(c)	Leave property unattended longer than (<i>24 hours in day-use site, 72 hours in other areas</i>)	75
8365.2-3(d)	Build fire except in stove, grill, or fire-ring provided	100
8365.2-3(e)	Enter campground at night when not occupant or visitor	75
8365.2-3(f)	(<i>Enter, use</i>) site closed to use	100
8365.2-3(g)	Exceeding permitted campsite occupancy	75
8365.2-3(h)	Moving campground equipment	75
8365.2-4	Operate motor vehicle except on road or places provided	100
8365.2-5(a)	(<i>Using, discharging</i>) (<i>fireworks, firearms</i>)	150, 500
8365.2-5(b)	Bring animal to swimming area	50
Recreation Use Authorizations		
8372.0-7(a)(1)	Fail to obtain recreation permit	
	Commercial Use	500
	Non-Commercial Use	250
	Fail to pay required fee	75
8372.0-7(a)(2)	Violate permit stipulations or conditions	
	Commercial Use	500
	Non-Commercial use	250
8372.0-7(a)(3)	Participate in unauthorized (<i>event, activity</i>)	200
8372.0-7(a)(4)	Fail to post permit for view by participants	100
8372.0-7(a)(5)	Fail to produce permit for inspection on request	100
Wilderness Areas		
8560.1-2(a)	Commercial activity	500
8560.1-2(b)	Construct (<i>temporary, permanent</i>) roads	500
8560.1-2(c)	Aircraft landing sites	500
8560.1-2(d)	Use (<i>motorized, mechanical</i>) equipment	500
8560.1-2(e)	Landing aircraft	500
8560.1-2(f)	Drop (<i>materials, persons</i>) from aircraft	500
8560.1-2(g)	(<i>Structures, installations</i>)	500
8560.1-2(h)	Cutting trees	500
8560.1-2(i)	Violate order or regulation	500
8560.1-2(j)	Enter w/o required permit	500
Fire Prevention		
9212.1(a)	Ignite fire other than campfire	500
9212.1(b)	Fire (<i>tracer, incendiary</i>)	200
9212.1(c)	Burn vegetation except in campfire	150
9212.1(d)	Abandon campfire	200
9212.1(e)	Build campfire w/o proper safety clearance	100
9212.1(f)	(<i>Resist, interfere with</i>) firefighter	500
9212.1(g)	Enter fire closed area	250
9212.1(h)	Violate fire prevention order	300
Fish, Wildlife, & Environment		
9264.1(h)	Violate (<i>Federal, State</i>)(<i>law, regulation</i>) concerning conservation or protection of (<i>natural/cultural resources, environment, air/water quality, protection of fish/wildlife/plants</i>)	100 + value
PWC 12.102, 42.024, 62.007	Fail to submit to wildlife compliance inspection (<i>license & permit, equipment, wildlife resource in possession, storage container/receptacle</i>)	License: 100 All Other: 300
PWC 42.002, 42.005	Hunt w/o License	200 + value
PWC 46.001	Fish w/o License	100 + value
PWC 12.114	(<i>Hunt, fish</i>) w/o photo ID in possession	50
PWC 62.014	Hunt w/o hunter educate card as required	75

PWC Chap. 43	(<i>Hunt, fish</i>) w/o appropriate state endorsement stamp (<i>archery, waterfowl, turkey, freshwater</i>)	100 + value
PWC 42.0918	Fail to maintain evidence of sex	100 + value
PWC 62.010	Hunt out of season; Take game bird or animal for which no open season has been set	200 + value
PWC 62.004	Hunt at Night (Sunset + 30 min. to Sunrise - 30 min.)	200 + value
PWC 62.005	Spotlighting w/ firearm or other means for taking wildlife present	200 + value
PWC 62.003	Hunt from motor vehicle	400 + value
PWC 42.018, 42.0185, 42.020	Fail to tag taken game	50
PWC 62.011	Wanton waste of game:	
	Big Game Animal	500 + value
	Bird or other animal	200 + value
	Fish	50 + value
PWC 42.002, 42.005	Take (<i>turtle, frog</i>) w/o hunting license	50 + value
PWC 61.021, 62.010	Exceed daily (<i>bag, creel</i>) limit	50 + value
PWC 61.021, 66.006	Take game fish by prohibited means	50 + value
PWC 61.021	(<i>Take, possess</i>) fish in violation of (<i>MLL, slot limit</i>)	50 + value
PWC 61.021	Violate other state hunting and fishing regulations	100 + value
Motor Vehicles		
9268.3(a)(2)(iv)	Assimilation of State traffic laws	150
PC 38.04	(<i>Attempt to</i>) (<i>flee, elude</i>) law enforcement officer	MA
TRC 545.156	Fail to yield to emergency vehicle	250
TRC 521.025	Fail to (<i>possess, display</i>) driver's license upon demand	75
TRC 521.458	Allow unlicensed person to drive motor vehicle	100
TRC 521.453	(<i>Possess, display</i>) fictitious license	100
TRC 601.191	Operation of motor vehicle w/o proof of liability insurance	100
9268.3(a)(2)(v)	Operating OHV on public lands w/o valid State driver's license	200
9268.3(a)(2)(v)	Unsupervised and unlicensed person operating OHV w/o State-approved safety certificate	100
9268.3(a)(2)(v)	Operating OHV on public lands while State license is suspended or revoked	400
9268.3(c)(1)(i)	Natural Feature Destruction in Recreation Site	100
9268.3(c)(1)(ii)	Facility Destruction in Recreation Site	MA
9268.3(c)(2)(i)	Facility Destruction	MA
9268.3(c)(2)(ii)	(<i>Harvest, remove</i>) (<i>vegetation, minerals, antiquities</i>)	250
9268.3(c)(2)(iii)	(<i>Appropriate, deface</i>)(<i>natural features, antiquities, public property, private property</i>)	500
9268.3(c)(2)(iv)	(<i>Dig, remove</i>) (<i>tree, shrub</i>)	250, 100
9268.3(c)(2)(v)	Commercial gathering of resources	500
9268.3(c)(2)(vi)	Operate vehicle to (<i>chase, frighten</i>) (<i>livestock, wildlife</i>)	250
9268.3(c)(2)(vii)	Use of (<i>motorized devices, explosives</i>) for collecting	100
9268.3(d)	Violate Closure Order	200
Title 50, CFR		
Airborne Hunting		
19.11(a)(1)	Shoot from aircraft for purposes of (<i>capturing, killing</i>) wildlife	1000 + value
19.11(a)(2)	Use aircraft to harass wildlife	500
19.11(a)(3)	Participate in using aircraft to shoot or harass wildlife	1000 + value
Migratory Game Bird Hunting		
20.21(a)	Take with illegal device or substance	500 + value
20.21(b)	Take with shotgun capable of holding more than three (3) shells	100 + value
20.21(c)	Take by means, aid, or use of sink box	150 + value
20.21(d)	Take from or by (<i>means, aid, use</i>) of (<i>motor driven conveyance, motor vehicle, aircraft</i>)	400 + value
20.21(e)	Take by means of motorboat or other craft having motor attached and under power	400 + value
20.21(f)	Take by use or aid of live decoys	250 + value
20.21(g)	Take by use or aid of (<i>electronic, recorded</i>) calls	250 + value
20.21(h)	Take by means or aid of motor driven conveyance for (<i>concentrating, driving, rallying, stirring up</i>) waterfowl	200 + value

20.21(i)	Take (<i>by aid of bait, on/over baited area</i>)	500 + value
16 USC 704(b)(2)	Take by aid of bait; willfully (<i>causes, aids, counsels, induces, procures</i>) commission of act; Host/landowner who may not actively hunt but is responsible for placement of bait in a field for guests/paid hunters on commercial operation	1000 + value
and		
16 USC 707(c)		
20.21(j)	Take while possessing shotshells other than steel	100 + value + 20/shell + forfeit shells
20.22	Take during closed season	500 + value
20.23	Take before/after legal shooting hours	
	1-15 min.	100 + value
	16-30 min.	200 + value
	31-45 min.	300 + value
	>45 min.	400 + value
20.24	Take in excess of daily bag limit	300 + value
20.25	Wanton waste of migratory birds	200 + value
20.26(c)	Failure to comply with temporary closure regulations	250 + value
20.31	Possession of birds taken in violation of 20.21 through 20.23	150 + value
20.32	Possess freshly killed migratory birds during closed season	300 + value
20.33	Exceed possession limit of migratory birds taken in the US	250 + value
20.34	Possess in excess of daily bag limit opening day	200 + value
20.35	Possess or transport in excess of daily field limit	250 + value
20.36	Violation of tagging regulations	150 + value
20.37	Custody of untagged birds of another	150 + value
20.38	Live wounded birds in possession	100 + value
20.40	(<i>Receive, possess, give to another</i>) untagged birds	100 + value
20.41	Transport birds taken in violation of 20.21 through 20.24	150 + value
20.42	Transportation of untagged birds of another	150 + value
20.43	Transport migratory game birds with species ID removed	100 + value
20.91(a)	(<i>Purchase, sell, barter, or offer</i>) for millinery or ornamental use migratory game bird feathers	500
20.91(b)	(<i>Purchase, sell, barter, or offer</i>) mounted specimens taken by hunting	250 + value
20.100	Take migratory game birds for which no season has been established	250 + value
Migratory Bird Permit Violations		
21.2 thru 21.27	Migratory Bird Permit violations	200 + value
21.28	Violation of falconry permit requirements	250 + value
21.28(d)(1)	(<i>Take, possess, transport</i>) golden eagle for falconry w/o permit	500 + value
21.28(d)(3)	Unauthorized (<i>purchase, sale, barter</i>) of raptor	500 + value
21.29	Violation of falconry standards	250
21.29(e)(3)	(<i>Take, possess, transport</i>) raptor in violation of 50 CFR 21.29	250 + value
21.29(e)(3)(v)	Unauthorized take of a threatened species	500 + value
21.29(i)	Unauthorized take of raptor	350 + value
21.30(a)	(<i>Take, possess, transport, sell, purchase, barter, transfer</i>)(<i>raptor, raptor egg, raptor semen</i>) for propagation w/o authorization	350 + 100/bird

**Appendix A
Northern District of Texas**

Wildlife & Plant Value Table

<u>Category</u>	<u>Species</u>	<u>Comments</u>	<u>Value</u>	
Big Game Animals	elk/caribou	whole/trophy	1000	cow
			5000	bull
	moose/bison	whole/trophy	2000	cow
			7000	bull
	sheep/mountain goat	whole/trophy	10000	
	deer/pronghorn	whole/trophy	500	doe
			2000	buck
	black bear/cougar	whole/trophy	5000	
	brown bear	whole/trophy	7000	
	polar bear	whole/trophy	10000	
	rhino/hippo/buffalo	whole/trophy	10000	
	elephant/felines			
	all other African/ Asian/S. American/ European	whole/trophy	2500	
	all other	whole/trophy	1000	
all parts/products	per item	100 or DEC value		
Small Game Animals	all whole/trophy	per item	100	
	all parts/products	per item	25	
	all whole/skin	per item	100	
Fur Bearing Animals	rodent family	whole/skin	25	
	canine family	whole/skin	100	
	procyon/mustelid family	whole/skin	50	
	feline family	whole/skin	250	
	all others	whole/skin	25	
	all parts/products	per item	25 or DEC value	
Non-Game Animals	carnivores	whole/skin	1500	
		parts	500	
	primates	whole	1000	
	others	whole	300	
	all parts/products	per item	250	
Migratory Game Birds	swans	whole/mount	1000	
	geese		75	
	ducks		50	
	doves/pigeons		25	
	all other		50	
	all parts/products	per item	25 or DEC value	
Migratory Non-Game Birds	eagles	whole/mount	1000	
		parts/products	250	
	hawks/owls	whole/mount	500	
	song birds		100	
	all others		100	
	all parts/products	per item	50 or DEC value	
Other Game Birds	wild turkey	whole/mount	500	
	grouse/prairie chicken		250	
	all other		100	
	all parts/products	per item	25 or DEC value	

Parrots	macaws/cockatoos	whole/mount	1000
	parrots		500
	all others		100
	all parts/products	per item	25 or DEC value
Other Pet Birds	all	whole/mount	100
	all parts/products	per item	10
Other Animals	all whole/product	per item	50 or DEC value
Endangered/Threatened	all wildlife	whole/trophy	2000
		parts	500
	all plants	curios/jewelry per item	100 or DEC value 1000
Game Fish	trout/salmon/walleye bass/pike/etc.	whole/trophy	75
Sport Fish	pan fish/catfish/etc.		25
Non-Sport Fish	carp/sucker/gar/etc.		10
Other Fish	paddle/sturgeon/etc.	whole/trophy	500
		eggs/roe	per pound 500
	all other	whole/trophy	25
Bait Fish	all	whole/product	10
Amphibians, Reptiles, Insects	all whole/product	per item	50 or DEC value
Deciduous Trees	all	>10 years	1000
		<10 years	200
Coniferous Trees	All	>10 years	1000
		<10 years	200
Bushes	all	adult	750
		young	150
Cacti	all	per plant	100
Sedges/Grasses	all	per square foot	50
Orchid Family	all	per item	100
Other Plants	all	per item	10
Archeological Resources	all	per item	200

ORIGINAL

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

IN RE: *
FORFEITURE OF COLLATERAL SCHEDULE * **MISC. NO.** 7
FOR THE UNITED STATES DEPARTMENT OF *
INTERIOR, BUREAU OF LAND MANAGEMENT *
IN THE NORTHERN DISTRICT OF TEXAS *

MOTION TO AMEND COLLATERAL SCHEDULE

The United States of America, by and through the United States Attorney for the Northern District of Texas moves the Court, pursuant to Rule 58(d)(1) and (2), Federal Rules of Criminal Procedure, to amend the forfeiture of collateral schedule pertaining to offenses within the jurisdiction of the United States Department of Interior, Bureau of Land Management in the Northern District of Texas.

It is respectfully requested that, pursuant to Rule 58(d)(1) and (2) of the Fed.R.Crim.P., the United States Department of Interior, Bureau of Land Management forfeiture of collateral schedule be amended to repeal the existing schedule of collateral forfeiture of February 13, 1990, and that the attached schedule of collateral forfeitures for such offenses in the Northern District of Texas under said regulations and statutes be approved as amended. A copy of this Court's Order of February 13, 1990, is attached for the Court's review.

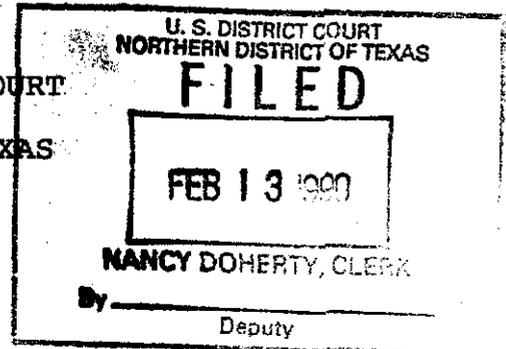
Respectfully submitted,

RICHARD B. ROPER
United States Attorney



JOHN J. DE LA GARZA III
Assistant United States Attorney
Texas Bar No. 00796455
1100 Commerce Street, Suite 300
Dallas, Texas 75242-1699
Telephone: 214.659.8682
Facsimile: 214.659.8803

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS



IN RE: FORFEITURE §
OF COLLATERAL §
SCHEDULES §
§

MISCELLANEOUS ORDER NO. 7

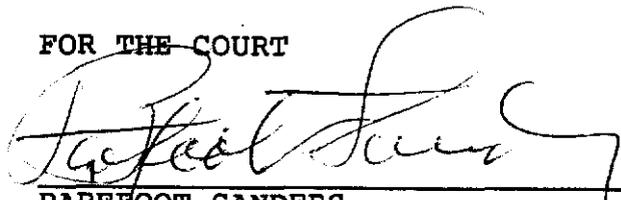
O R D E R

IT IS HEREBY ORDERED, that the Forfeiture of Collateral Schedules as indicated below and attached hereto are effective in the United States District Court for the Northern District of Texas on March 1, 1990:

- EXHIBIT A - Military Reservations
- EXHIBIT B - National Park Service
- EXHIBIT C - Fish and Wildlife
- EXHIBIT D - Veteran's Administration Property
- EXHIBIT E - Corp of Engineers
- EXHIBIT F - General Services Administration and Postal Service Property
- EXHIBIT G - Forest Service
- EXHIBIT H - Bureau of Land Management

SIGNED and ENTERED this the 13 day of February, 1990.

FOR THE COURT


BAREFOOT SANDERS
CHIEF UNITED STATES DISTRICT JUDGE

(EFF. 3/1/90)

EXHIBIT "H"
BUREAU OF LAND MANAGEMENT

6 USC 433

16/433	American Antiquities	\$100.00
16/460 1-6a	Non-payment of Camping Fees	25.00
16/670j(a)(2)	Violation of Habitat Management Plan Regulations	100.00
18/42	Importation of Injurious Species	500.00
18/1361	Vandalism	100.00
18/1852	Timber Removed or Transported	100.00
18/1853	Trees Cut or injured	100.00
18/1856	Fires Left Unattended	75.00
18/1857	Fences Destroyed - Livestock Entering	100.00
18/1858	Survey Marks Destroyed or Removed	100.00
43/1061	Unlawful Inclosure	150.00
43/1063	Obstruction of Transit Over Public Lands	100.00
43 C.F.R. 4140.1(b)(1)	Allowing Livestock on Public Land Without Permit or Lease	100.00
(2)	Disturbing or Installing Range Improvements	100.00
(3)	Cutting, Burning, Spraying, Destroying, or Removing Vegetation	100.00
(4)	Damaging or Removing U.S. Property	100.00
(5)	Molesting Livestock	50.00
(6)	Littering	50.00
(7)	Interfering with Lawful Uses of Users	100.00
(8)	False Statements	100.00
4760.2(a)	Removes Wild Horse or Burro from Public Lands	100.00
(b)	Converts Wild Horse or Burro to Private Use	100.00
(c)	Cause Death or Harassment of Wild Horse or Burro	100.00

4760.2(d)	Processing Wild Horse or Burro into Commercial Products	100.00
(e)	Sells Wild Horse or Burro	100.00
(f)	Uses Wild Horse or Burro for Commercial Exploitation	100.00
(g)	Inhumane Treatment of Wild Horse or Burro	100.00
(h)	Use of Wild Horse or Burro for Bucking Stock	100.00
(i)	Failure to Produce Wild Horse or Burro for Inspection	100.00
(j)	Failure to Notify of Death of Wild Horse or Burro	100.00
(k)	Removal or Alteration of Official Mark	100.00
(l)	Abandons Wild Horse or Burro	100.00
(m)	Fails to Attempt to Capture Escaped Wild Horse or Burro	100.00
(n)	Accepts Wild Horse or Burro for Slaughter or Destruction	100.00
(o)	Failure to Retain Wild Horse or Burro Certification	100.00
8223.1(a)	Occupancy of Research Natural Area	50.00
(b)	Use Contrary to Purpose of Research Natural Area	50.00
(c)	Non-Destruction Use Only	50.00
8341.1(b)	ORV Operation Off Designated Areas and Trails	50.00
(c)	ORV Operation in Closed Area	50.00
(f)	1) Reckless/Negligent Operation	250.00
	2) Excess of Established Speed Limits Minimum bail of \$15.00, plus \$1.00 per mile over posted speed limit	
	3) Under Influence of Drugs or Alcohol	*
	4) Causing Environmental Damage	100.00
	5) During Night Hours Without Headlights and Taillights	50.00
8341.1(g)	Failure of ORV to Yield Right-of-Way	25.00
8341.1(a)	Brakes Required	50.00
(b)	Muffler Required	50.00

(c)	Spark Arrester Required Where Posted	50.00
(d)	Headlight and Taillight Standards for Night-time Operation	50.00
8351.1-1(a)	Operation of Motorized Vehicle on National Scenic Trail	50.00
8351.2-1(a)	Special Rules - Wild and Scenic Rivers Act	50.00
8352.1(a)	Occupancy of Outstanding Natural Area	100.00
(b)	Use That Unnecessarily Detracts	100.00
8352.4(a)	Primitive Area - Travel by Non-mechanized Means Only	50.00
(b)	Construction in Primitive Area	100.00
(c)	Conducting Non-Recreational Activities	50.00
8364.1(d)	Violation of Closure Order	50.00
8365.1-1(b)	(1) Littering, Non-Flammable Material	100.00
	(2) Littering, Flammable Material	100.00
	(3) Unauthorized Draining of Sewage	100.00
	(4) Waste Disposal From Private Property	100.00
	(5) Pollution of Water Supplies	100.00
	(6) Improper Use of Refuse/Disposal Facility	25.00
8365.1-2(a)	Camping Longer Than Permitted	50.00
(b)	Unattended Personal Property, 10 Days	25.00
8365.1-3(a)	Reckless, Careless, Negligent Vehicle Operation	100.00
(b)	Reckless Endangerment	250.00
8365.1-4	Creating a Risk or Public Disturbance	50.00
8365.1-4(a)	Unreasonable Noise	50.00
(b)	Creating a Hazard or Nuisance	50.00
(c)	Refusing to Disperse	100.00
(d)	Resisting Arrest, Citation; Interfering with Officer	*
(e)	Assault or Battery on BLM Employee	*
(f)	False Emergency or Crime Report	100.00

8365.1-5(a)(1)	Deface, Remove, Destroy Personal Property, or Structures, Resources	100.00
(2)	Deface, Remove, Destroy Plants, Rocks, Minerals, Caves	100.00
(3)	Use of Motorized Devices or Explosives for Collecting	100.00
8365.1-6	Supplementary Rules	50.00
8365.2-1(a)	Cleaning Fish, Game, Clothing, etc., at any Water Faucet in Recreation Site	50.00
(b)	Improper Deposit of Human Waste in Recreation Site	50.00
(c)	Animals not on Leash or Physically Restricted in Recreation Site	50.00
8365.2-2(a)	Excessive Noise from Audio Device in Recreation Site	50.00
(b)	Use of a Public Address System in Recreation Site	50.00
(c)	Erecting an Antenna Other than on a Vehicle in a Recreation Site	50.00
8365.2-3(a)	Failure to Pay Camp Fee	25.00
(b)	Erecting or Placing Camping Equipment in Undesignated Area in Recreation Site	50.00
(c)	Unattended Personal Property, 24 Hrs. (Day Use Area); 72 Hrs. in Other Areas of a Recreation Site	25.00
(d)	Build a Fire Except in a Stove, Grill, etc.	25.00
(e)	Entering or Loitering in Closed Campgrounds During Night Periods	25.00
(f)	Enter or Use a Site Closed to Public Use	25.00
(g)	Campsite Occupied by More People than Permitted	25.00
(h)	Move any Campground Provided Equipment	25.00
8365.2-4	Operating Motor Vehicle Except on Roads or Places Provided in Recreation Sites	50.00
8365.2-5(a)	Use or Discharge Fireworks	50.00
(b)	Use or Discharge of Firearms	100.00
(c)	Bringing an Animal to a Swimming Area in a Recreation Site	25.00

8372.1-1	Special Recreation Permits Required	
	(a) Commercial Use	250.00
	(b) Competitive Use	50.00
	(c) Off-road Vehicle Events	50.00
	(d) Special Area Use	50.00
9212.1(a)	Igniting Fire Other Than Campfire	100.00
	(b) Fire Tracer or Incendiary	50.00
	(c) Burn Vegetation Except in Campfires	100.00
	(d) Abandoning Campfire	75.00
	(e) Campfire Without Proper Clearance	25.00
	(f) Interfere with Firefighters	*
	(g) Enter Fire Closed Area	50.00
	(h) Violate Fire Prevention Orders	25.00
9268.3(c)(1)(i)	Natural Feature Destruction in Recreation Site	100.00
	(ii) Facility Destruction in Recreation Site	*
9268.3(c)(2)(i)	Facility Destruction	*
	(ii) Harvest or Remove Vegetation, Minerals, Antiquities	100.00
	(iii) Appropriate or Deface Natural Features, Antiquities, Public or Private Property	100.00
	(iv) Dig or Remove Tree or Shrub	100.00
	(v) Commercial Gathering of Resources	100.00
	(vi) Operating Vehicle to Chase or Frighten Livestock or Wildlife	100.00
	(vii) Use of Motorized Devices or Explosives for Collecting	50.00
9268.3(d)	Violation of Closure Order	50.00

NOTES

- Note: Collateral fines for Fish & Wildlife violations found under Title 16, United States Code and Title 50, Code of Federal Regulations, are the same as those found in the Forfeiture of Collateral Schedule for the United States Fish & Wildlife Service, revised 10/2003.
- Values in this table are taken from the Forfeiture of Collateral Schedule for the United States Fish & Wildlife Service, revised 10/2003.
- Under the several 43 CFR regulations providing for the assimilation of state laws and regulations, references are made to specific, more commonly violated sections of state laws. These include:
 - PWC: Texas Parks & Wildlife Code
 - Authority: 43 CFR 9264.1(h)
 - TRC: Texas Transportation Code
 - Authority: 43 CFR 8341.1(d)
 - Authority: 43 CFR 9268.3(a)(2)(iv)
 - PC: Texas Penal Code
 - Authority: 43 CFR 8341.1(d)
 - Authority: 43 CFR 9268.3(a)(2)(iv)

COLLATERAL SCHEDULE – NORTHERN DISTRICT OF TEXAS
For the U.S. Department of the Interior, Bureau of Land Management

<i>Legal Citation</i>	<i>Offense Description</i>	<i>Fine</i>
Title 16, US Code		
433	American Antiquities Act	500
460L-6a	Land & Water Conservation Fund fees required	150
470ee(a)	ARPA: (<i>Excavate, remove, damage, alter, deface</i>) archeological resources. Non-Commercial	MA
	Commercial	
470ee(b)	ARPA: Trafficking of archeological resources Non-Commercial	MA
	Commercial	
470ee(c)	ARPA: Trafficking in interstate or foreign commerce of archeological resources Non-Commercial	MA
	Commercial	
470ee(d)	ARPA: (<i>Violates</i>)(<i>counsels, procures, solicits, employs any other person</i>) to violate 16 USC 470ee(a), (b), or (c)	MA
668d	(<i>Take, possess, transport, sell, purchase, barter, trade, import, export</i>)(<i>Bald Eagle, Golden Eagle, eagle parts, nests, eggs</i>)	1000 + value
670j(a)(2)	Violate Habitat Management Plan regulations	100
703	MBTA: (<i>Attempt to</i>)(<i>Take, pursue, hunt, capture, kill</i>); (<i>Cause to</i>)(<i>Possess, sell, barter, purchase, ship, export, import, carry, transport, or offer</i>) migratory (<i>birds, parts, nests, or eggs</i>) w/o authorization	500 + value (bird) 500 + 50 per part (parts, nests, eggs)
718a	Hunt migratory waterfowl w/o Federal waterfowl hunting stamp	200 + value
718b	Hunt migratory waterfowl with an invalid (<i>unsigned</i>) Federal stamp	100 + value
718e(a)	Loan or transfer valid migratory stamp to another person, or use stamp validated by another	300
718e(b)	(<i>Alter, mutilate, imitate, counterfeit</i>) migratory waterfowl stamp	500
742j-1	Airborne Hunting Act	1000 + value
1338(a)(1)	(<i>Attempts to remove, removes</i>)(<i>wild horse, burro</i>) from public lands	500
1338(a)(2)	Converts (<i>wild horse, burro</i>) to private use	500
1338(a)(3)	Causes (<i>death, harassment</i>) of wild horse or burro	1000
1338(a)(4)	(<i>Commercially processes, permits processing</i>) of (<i>wild horse, burro remains</i>)	500
1338(a)(5)	(<i>Directly, Indirectly</i>) sells (<i>wild horse, burro</i>) maintained on (<i>private, leased</i>) lands	500
1338(a)(6)	Violate other regs. issued IAW of the Wild Horse & Burro Act	250
1538(a)(1)	ESA: (<i>Import, Export, Take within United States</i>) (<i>Deliver, carry, transport, ship in interstate commerce in the course of a commercial activity</i>)(<i>sell in interstate or foreign commerce</i>) endangered species	1000 + value
1538(a)(2)	ESA: (<i>Import, Export, Take within United States</i>) (<i>Deliver, carry, transport, ship in interstate commerce in the course of a commercial activity</i>)(<i>sell in interstate or foreign commerce</i>) endangered plant	500 + value
3372(a)(1)	Lacey Act: (<i>Attempt</i>)(<i>Import, export, transport, sell, receive, acquire, purchase</i>)(<i>fish, wildlife, plant</i>)(<i>taken, possessed, transported, sold</i>) in violation of (<i>Federal law, regulation, Indian Tribal law</i>)	1000 + value (big game); 500 + value (bird); 250 + value (other)
3372(a)(2)	Lacey Act: (<i>Attempt</i>)(<i>Import, export, transport, sell, receive, acquire, purchase</i>) in interstate / foreign commerce (<i>fish, wildlife, plant</i>) (<i>taken, possessed, transported, sold</i>) in violation of (<i>State law, foreign law</i>)	
3372(c)(1) [sale]	(<i>Providing, obtaining</i>)(<i>Guiding, outfitting, other services, hunting / fishing license / permit</i>) for the illegal (<i>taking, acquiring, receiving, transporting, possession</i>) of (<i>fish, wildlife</i>)	500 + value
(c) (2) [purchase]		
4306(a)(1)	(<i>Destroy, disturb, deface, mar, alter, remove, harm</i>) cave (<i>resources, plants, animals</i>)	500
4306(a)(2)	(<i>Possess, consume, sell, barter, exchange</i>) or (<i>Offer to sell, barter, or exchange</i>) cave resources	500
4306(a)(3)	(<i>Counsel, procure, solicit, employ</i>) another person to violate 4306(a)(1) or (2)	500

Title 18, US Code		
111	(<i>Forcibly assault, resist, oppose, impede, intimidate, interfere with</i>) Federal employee	MA
115	(<i>Influence, impede, retaliate against</i>) Federal employee by (<i>threatening, injuring</i>) family member	MA
641	Theft of US Government property	500
922(g)	National Firearms Act	MA
930(a)	(<i>Possess, attempt to possess</i>)(<i>firearm, dangerous weapon</i>) in Federal facility	250
1170(a)	(<i>Sell, purchase, use for profit, transport for sale or profit</i>) Native American human remains	MA
1170(b)	(<i>Sell, purchase, use for profit, transport for sale or profit</i>) Native American cultural items	MA
1361	Malicious Mischief (Vandalism)	300
1852	Timber removed or transported	250
1853	Trees cut or injured	250
1856	Fire left unattended	150
1857	Fences destroyed – livestock entering	100
1858	Survey marks destroyed or removed	350
1864	Placing (<i>hazardous, injurious</i>) device on Federal lands	1000
Other US Code		
21 USC 841(a)	(<i>Possess w/ intent to</i>)(<i>manufacture, distribute, dispense</i>)(<i>controlled, counterfeit</i>) substance	MA
21 USC 844(a)	Possess controlled substance (simple possession)	MA
30 USC 195(a)	Mineral Leasing Act	MA
33 USC 1311	Effluent discharge	MA
43 USC 1061	Unlawful inclosure	250
43 USC 1063	Obstruct transit over public lands	250
43 USC 1733(g)	Violate any public land regulation or order	200

CODE OF FEDERAL REGULATIONS

Title 43, CFR		
ARPA		
7.4(a)	(<i>Excavate, remove, damage, alter, deface</i>) archeological resources	500
7.4(b)	(<i>Sell, purchase, exchange, receive, transport</i>) archeological resources	500
Rights-of-Way		
2801.3(a)	Rights-of-way violation – general	250
2881.3	Rights-of-way violation – Minerals Leasing Act	250
Leases		
2920.1-2(e)	(<i>Use, occupancy, development</i>) of public lands w/o authorization	250
Mining		
3715.6(a)(1)	Conditions of occupancy	250
3715.6(a)(2)	Standards of occupancy	250
3715.6(b)	Occupancy before approval, Plan of operations required	250
3715.6(c)	Occupancy before approval, Plan of operations not required	250
3715.6(d)	Occupancy before determination of concurrence	250
3715.6(e)	Noncompliance with (<i>orders, time frames</i>)	250
3715.6(f)	(<i>Prevent, obstruct</i>)(<i>free passage, transit</i>) by (<i>force, threats</i>)	250
3715.6(g)	(<i>Enclosures, signs</i>) preventing public access	250
3715.6(h)	Fire, safety hazard, or public nuisance	250
3715.6(i)	Noncompliance related to existing occupancy	250
3715.6(j)	Conducting activities not reasonably incident to mining	250
Range		
4140.1(b)(1)(i)	Allow livestock on public land w/o (<i>permit, lease, use authorization</i>) including unpaid grazing bills	300 + 100 per head
4140.1(b)(1)(ii)	Violate (<i>terms, conditions</i>) of grazing (<i>permit, lease, authorization</i>) including livestock in excess of number authorized	150
4140.1(b)(1)(iii)	(<i>In area, at time</i>) different from that authorized	250
4140.1(b)(1)(iv)	Fail to comply w/ 43 CFR 4130.7(c) – (<i>counting, marking, tagging</i>) requirements	100
4140.1(b)(2)	(<i>Install, use, maintain, modify, remove</i>) range improvements	250

4140.1(b)(3)	(Cut, burn, spray, destroy, remove) vegetation	250
4140.1(b)(4)	(Damage, remove) US Government property	500
4140.1(b)(5)	(Molest, harass, injure, poison, cause death of) authorized livestock, or remove w/o owner's consent	500
4140.1(b)(6)	Littering	75
4140.1(b)(7)	Interfere with lawful uses or users (including obstructing free transit through or over public lands by force, threat, intimidation, signs, barrier, or locked gates)	250
4140.1(b)(8)	False statements relating to grazing use	150
4140.1(b)(9)	(Fail to pay required fees)(Make payment w/ insufficiently funded check)	250
4140.1(b)(10)	Fail to reclaim and repair (lands, property, resources) when required by authorized officer	250
4140.1(b)(11)	Fail to reclose (gate, other entry) during periods of livestock use	50
Wild Horse & Burro		
4770.1(a)	(Injures, harasses)(wild horse, burro)	500
4770.1(b)	(Removes, attempts to remove)(wild horse, burro) from public lands	500
4770.1(c)	Destroys (wild horse, burro)	1000
4770.1(d)	(Sells, attempts to sell)(wild horse, burro)	500
4770.1(e)	Commercially exploits (wild horse, burro)	500
4770.1(f)	Inhumane treatment of (wild horse, burro)	500
4770.1(g)	Violates Private Maintenance & Care Agreement	250
4770.1(h)	Brands (wild horse, burro)	500
4770.1(i)	(Removes, alters) freeze mark	500
4770.1(j)	Violates (term, order, condition)	250
Forest & Vegetative Resources		
5462.2(b)(1)	(Cut, remove, damage) any (timber, tree, other vegetative resource)	250 + 50 per spec.
5462.2(b)(2)	Cut standing tree under permit or contract before marked or designated by BLM	250 + 50 per spec.
5462.2(b)(3)	Remove (timber, vegetative resource) cut under permit or contract except to a scaling/measuring area, OR removing from such area before accounting	250 + 50 per spec.
5462.2(b)(4)	Marking (timber, vegetative resource) in manner similar to that used by BLM to designate removable resources	150 + 50 per spec.
5462.2(b)(5)	Transporting (timber, vegetative resource) w/o valid haul ticket	50
5462.2(b)(6)	Fail to (possess, produce for inspection) to any official a permit or contract for (timber, vegetative resource)	100
5462.2(b)(7)	Violate State or local laws/ordinances relating to (permit, tagging, transportation) of (timber, vegetative resource)	100
5462.2(b)(8)	Violate provisions of export and substitution in 43 CFR 5400, -03, -20	100
5462.2(b)(9)	Obtaining contract or permit for (timber, vegetative resource) through (false or fictitious statements, fraudulent acts, counterfeiting/alteration of documents/tags)	250
5462.2(b)(10)	(Negligent, intentional)(destruction of, injury to)(timber, other vegetative resource) under a contract or permit	250 + 50 per spec.
5511.4(b)(1)	Obtaining free-use permit for (timber, other vegetative resource) through (false or fictitious statements, fraudulent acts, counterfeiting/alteration of documents/tags)	250
5511.4(b)(2)	Using free-use timber for purpose other than authorized in 43 CFR Subpart 5511	250
5511.4(b)(3)	Violate terms and conditions of free-use permit	250
5511.4(b)(4)	Export free-use timber from the State in which cut w/o exemption	250
5511.4(b)(5)	Cut free-use timber for (sale, barter, speculation, use by other person)	250
Research Natural Area		
8223.1(a)	Occupancy of RNA	300
8223.1(b)	Use contrary to purpose of RNA	300
8223.1(c)	Use of RNA in other than (non-destructive, purpose-consistent) manner	300
Off-Road Vehicles		
8341.1(b)	ORV operation off designated areas and trails	200
8341.1(c)	ORV in closed area	200

8341.1(d)	Assimilation of State Vehicle Laws	150
TRC 663.031	Operate ATV w/o safety certificate	100
TRC 663.031	Fail to (<i>carry, display</i>) safety certificate as required	50
TRC 663.034	Operate ATV w/o required safety equipment	75
TRC 663.036	Transport passenger on ATV	75
TRC 502.406	Operate ATV on public property w/o current registration sticker	75
8341.1(f)(1)	(<i>Reckless, negligent</i>) operation of ORV	250
	Careless operation of ORV	150
8341.1(f)(2)	Exceed posted speed limit	10/mile > limit
8341.1(f)(3)	DWI (<i>Drugs, Alcohol</i>)	MA
8341.1(f)(4)	Operate ORV in manner (<i>causing, likely to cause</i>) environmental damage	250
8341.1(f)(5)	Fail to use (<i>headlights, taillights</i>) at night	75
8341.1(g)	Fail to yield right-of-way	75
8343.1(a)	Brakes required	75
8343.1(b)	Muffler required	75
8343.1(c)	Spark arrester required	75
8343.1(d)	Violate (<i>number, illumination standard</i>) for (<i>headlights, taillights</i>) at night	75
Designated National Areas		
8351.1-1(a)	Operate motor vehicle on National Scenic Trail	200
8351.2-1(a)	Special rules – Wild & Scenic Rivers Act	200
8352.1(a)	Occupancy of Outstanding Natural Area	200
8352.1(b)	Use That Unnecessarily Detracts	200
8352.4(a)	Primitive Area – Travel by Non-Mechanized Means Only	100
8352.4(b)	Construction in Primitive Area	500
8352.4(c)	Conducting Non-Recreational Activities	200
Closures & Restrictions		
8364.1(d)	Violate closure order	250
Rules of Conduct ALL Public Lands		
8365.1-1(b)(1)	Improper disposal of non-flammable trash	250
8365.1-1(b)(2)	Improper disposal of flammable trash	250
8365.1-1(b)(3)	Draining sewage products from vehicle	300
	Draining petroleum products from vehicle	500
8365.1-1(b)(4)	Dump (<i>household, commercial, industrial</i>) waste	500
8365.1-1(b)(5)	(<i>Pollute, contaminate</i>) water supply	500
8365.1-1(b)(6)	Improper use of waste disposal facility	100
8365.1-2(a)	Camp longer than permitted	50
8365.1-2(b)	Leave property unattended longer than 10 days	250
8365.1-3(a)	Exceed speed limit	10/mile > limit
	Reckless Endangerment of (<i>person, property</i>)	500
	(<i>Reckless, Careless, Negligent</i>) operation of MV	150
8365.1-3(b)(1)	Seatbelt required, front seat only	50
8365.1-4(a)(1)	Cause unreasonable noise	100
8365.1-4(a)(2)	Create hazard or nuisance	250
8365.1-4(a)(3)	Refuse to disperse	250
8365.1-4(a)(4)	Resist (<i>arrest, citation</i>); Interfere w/ BLM (<i>employee, volunteer</i>)	300
8365.1-4(a)(5)	(<i>Assault, commit battery upon</i>) BLM (<i>employee, volunteer</i>)	MA
8365.1-4(a)(6)	Make false report of emergency or crime	300
8365.1-4(b)(1)	(<i>Cultivate, manufacture, deliver, distribute, traffic</i>) CDS	500
8365.1-4(b)(2)	Possess controlled substance	250
8365.1-5(a)(1)	(<i>Deface, remove, destroy</i>)(<i>personal property; structures; scientific, cultural, archaeological, or historic resources</i>)	250
8365.1-5(a)(2)	(<i>Deface, remove, destroy</i>)(<i>plants, rocks, minerals, caves or parts thereof</i>)	250
8365.1-5(a)(3)	Use (<i>motorized device, explosives</i>) for collecting	500
8365.1-6	Supplementary rules (other than listed)	100
	Enter Cross Bar w/o Permit	50
	(<i>Enter/remain within</i>) Cross Bar during hours of darkness	100
	(<i>Using, discharging</i>) firearm(s) within Cross Bar	500

Rules of Conduct	Developed Sites	
8365.2-1(a)	Clean (<i>fish, game, clothes, etc.</i>) at any water faucet	100
8365.2-1(b)	Improper deposit of human waste	100
8365.2-1(c)	Animal not leashed or physically restrained	50
8365.2-2(a)	Unreasonable noise from audio device or equipment	100
8365.2-2(b)	(<i>Operate, use</i>) public address system	100
8365.2-2(c)	Erect antenna other than on vehicle	100
8365.2-3(a)	Fail to pay require fee	75
8365.2-3(b)	Camping equipment in undesignated area	75
8365.2-3(c)	Leave property unattended longer than (<i>24 hours in day-use site, 72 hours in other areas</i>)	75
8365.2-3(d)	Build fire except in stove, grill, or fire-ring provided	100
8365.2-3(e)	Enter campground at night when not occupant or visitor	75
8365.2-3(f)	(<i>Enter, use</i>) site closed to use	100
8365.2-3(g)	Exceeding permitted campsite occupancy	75
8365.2-3(h)	Moving campground equipment	75
8365.2-4	Operate motor vehicle except on road or places provided	100
8365.2-5(a)	(<i>Using, discharging</i>) (<i>fireworks, firearms</i>)	150, 500
8365.2-5(b)	Bring animal to swimming area	50
Recreation Use Authorizations		
8372.0-7(a)(1)	Fail to obtain recreation permit	
	Commercial Use	500
	Non-Commercial Use	250
	Fail to pay required fee	75
8372.0-7(a)(2)	Violate permit stipulations or conditions	
	Commercial Use	500
	Non-Commercial use	250
8372.0-7(a)(3)	Participate in unauthorized (<i>event, activity</i>)	200
8372.0-7(a)(4)	Fail to post permit for view by participants	100
8372.0-7(a)(5)	Fail to produce permit for inspection on request	100
Wilderness Areas		
8560.1-2(a)	Commercial activity	500
8560.1-2(b)	Construct (<i>temporary, permanent</i>) roads	500
8560.1-2(c)	Aircraft landing sites	500
8560.1-2(d)	Use (<i>motorized, mechanical</i>) equipment	500
8560.1-2(e)	Landing aircraft	500
8560.1-2(f)	Drop (<i>materials, persons</i>) from aircraft	500
8560.1-2(g)	(<i>Structures, installations</i>)	500
8560.1-2(h)	Cutting trees	500
8560.1-2(i)	Violate order or regulation	500
8560.1-2(j)	Enter w/o required permit	500
Fire Prevention		
9212.1(a)	Ignite fire other than campfire	500
9212.1(b)	Fire (<i>tracer, incendiary</i>)	200
9212.1(c)	Burn vegetation except in campfire	150
9212.1(d)	Abandon campfire	200
9212.1(e)	Build campfire w/o proper safety clearance	100
9212.1(f)	(<i>Resist, interfere with</i>) firefighter	500
9212.1(g)	Enter fire closed area	250
9212.1(h)	Violate fire prevention order	300
Fish, Wildlife, & Environment		
9264.1(h)	Violate (<i>Federal, State</i>)(<i>law, regulation</i>) concerning conservation or protection of (<i>natural/cultural resources, environment, air/water quality, protection of fish/wildlife/plants</i>)	100 + value
PWC 12.102, 42.024, 62.007	Fail to submit to wildlife compliance inspection (<i>license & permit, equipment, wildlife resource in possession, storage container/receptacle</i>)	License: 100 All Other: 300
PWC 42.002, 42.005	Hunt w/o License	200 + value
PWC 46.001	Fish w/o License	100 + value
PWC 12.114	(<i>Hunt, fish</i>) w/o photo ID in possession	50
PWC 62.014	Hunt w/o hunter educate card as required	75

PWC Chap. 43	(<i>Hunt, fish</i>) w/o appropriate state endorsement stamp (<i>archery, waterfowl, turkey, freshwater</i>)	100 + value
PWC 42.0918	Fail to maintain evidence of sex	100 + value
PWC 62.010	Hunt out of season; Take game bird or animal for which no open season has been set	200 + value
PWC 62.004	Hunt at Night (Sunset + 30 min. to Sunrise - 30 min.)	200 + value
PWC 62.005	Spotlighting w/ firearm or other means for taking wildlife present	200 + value
PWC 62.003	Hunt from motor vehicle	400 + value
PWC 42.018, 42.0185, 42.020	Fail to tag taken game	50
PWC 62.011	Wanton waste of game:	
	Big Game Animal	500 + value
	Bird or other animal	200 + value
	Fish	50 + value
PWC 42.002, 42.005	Take (<i>turtle, frog</i>) w/o hunting license	50 + value
PWC 61.021, 62.010	Exceed daily (<i>bag, creel</i>) limit	50 + value
PWC 61.021, 66.006	Take game fish by prohibited means	50 + value
PWC 61.021	(<i>Take, possess</i>) fish in violation of (<i>MLL, slot limit</i>)	50 + value
PWC 61.021	Violate other state hunting and fishing regulations	100 + value
Motor Vehicles		
9268.3(a)(2)(iv)	Assimilation of State traffic laws	150
PC 38.04	(<i>Attempt to</i>) (<i>flee, elude</i>) law enforcement officer	MA
TRC 545.156	Fail to yield to emergency vehicle	250
TRC 521.025	Fail to (<i>possess, display</i>) driver's license upon demand	75
TRC 521.458	Allow unlicensed person to drive motor vehicle	100
TRC 521.453	(<i>Possess, display</i>) fictitious license	100
TRC 601.191	Operation of motor vehicle w/o proof of liability insurance	100
9268.3(a)(2)(v)	Operating OHV on public lands w/o valid State driver's license	200
9268.3(a)(2)(v)	Unsupervised and unlicensed person operating OHV w/o State-approved safety certificate	100
9268.3(a)(2)(v)	Operating OHV on public lands while State license is suspended or revoked	400
9268.3(c)(1)(i)	Natural Feature Destruction in Recreation Site	100
9268.3(c)(1)(ii)	Facility Destruction in Recreation Site	MA
9268.3(c)(2)(i)	Facility Destruction	MA
9268.3(c)(2)(ii)	(<i>Harvest, remove</i>) (<i>vegetation, minerals, antiquities</i>)	250
9268.3(c)(2)(iii)	(<i>Appropriate, deface</i>)(<i>natural features, antiquities, public property, private property</i>)	500
9268.3(c)(2)(iv)	(<i>Dig, remove</i>) (<i>tree, shrub</i>)	250, 100
9268.3(c)(2)(v)	Commercial gathering of resources	500
9268.3(c)(2)(vi)	Operate vehicle to (<i>chase, frighten</i>) (<i>livestock, wildlife</i>)	250
9268.3(c)(2)(vii)	Use of (<i>motorized devices, explosives</i>) for collecting	100
9268.3(d)	Violate Closure Order	200
Title 50, CFR		
Airborne Hunting		
19.11(a)(1)	Shoot from aircraft for purposes of (<i>capturing, killing</i>) wildlife	1000 + value
19.11(a)(2)	Use aircraft to harass wildlife	500
19.11(a)(3)	Participate in using aircraft to shoot or harass wildlife	1000 + value
Migratory Game Bird Hunting		
20.21(a)	Take with illegal device or substance	500 + value
20.21(b)	Take with shotgun capable of holding more than three (3) shells	100 + value
20.21(c)	Take by means, aid, or use of sink box	150 + value
20.21(d)	Take from or by (<i>means, aid, use</i>) of (<i>motor driven conveyance, motor vehicle, aircraft</i>)	400 + value
20.21(e)	Take by means of motorboat or other craft having motor attached and under power	400 + value
20.21(f)	Take by use or aid of live decoys	250 + value
20.21(g)	Take by use or aid of (<i>electronic, recorded</i>) calls	250 + value
20.21(h)	Take by means or aid of motor driven conveyance for (<i>concentrating, driving, rallying, stirring up</i>) waterfowl	200 + value

20.21(i)	Take <i>(by aid of bait, on/over baited area)</i>	500 + value
16 USC 704(b)(2) and 16 USC 707(c)	Take by aid of bait; willfully <i>(causes, aids, counsels, induces, procures)</i> commission of act; Host/landowner who may not actively hunt but is responsible for placement of bait in a field for guests/paid hunters on commercial operation	1000 + value
20.21(j)	Take while possessing shotshells other than steel	100 + value + 20/shell + forfeit shells
20.22	Take during closed season	500 + value
20.23	Take before/after legal shooting hours	
	1-15 min.	100 + value
	16-30 min.	200 + value
	31-45 min.	300 + value
	>45 min.	400 + value
20.24	Take in excess of daily bag limit	300 + value
20.25	Wanton waste of migratory birds	200 + value
20.26(c)	Failure to comply with temporary closure regulations	250 + value
20.31	Possession of birds taken in violation of 20.21 through 20.23	150 + value
20.32	Possess freshly killed migratory birds during closed season	300 + value
20.33	Exceed possession limit of migratory birds taken in the US	250 + value
20.34	Possess in excess of daily bag limit opening day	200 + value
20.35	Possess or transport in excess of daily field limit	250 + value
20.36	Violation of tagging regulations	150 + value
20.37	Custody of untagged birds of another	150 + value
20.38	Live wounded birds in possession	100 + value
20.40	<i>(Receive, possess, give to another)</i> untagged birds	100 + value
20.41	Transport birds taken in violation of 20.21 through 20.24	150 + value
20.42	Transportation of untagged birds of another	150 + value
20.43	Transport migratory game birds with species ID removed	100 + value
20.91(a)	<i>(Purchase, sell, barter, or offer)</i> for millinery or ornamental use migratory game bird feathers	500
20.91(b)	<i>(Purchase, sell, barter, or offer)</i> mounted specimens taken by hunting	250 + value
20.100	Take migratory game birds for which no season has been established	250 + value
Migratory Bird Permit Violations		
21.2 thru 21.27	Migratory Bird Permit violations	200 + value
21.28	Violation of falconry permit requirements	250 + value
21.28(d)(1)	<i>(Take, possess, transport)</i> golden eagle for falconry w/o permit	500 + value
21.28(d)(3)	Unauthorized <i>(purchase, sale, barter)</i> of raptor	500 + value
21.29	Violation of falconry standards	250
21.29(e)(3)	<i>(Take, possess, transport)</i> raptor in violation of 50 CFR 21.29	250 + value
21.29(e)(3)(v)	Unauthorized take of a threatened species	500 + value
21.29(i)	Unauthorized take of raptor	350 + value
21.30(a)	<i>(Take, possess, transport, sell, purchase, barter, transfer)</i> (raptor, raptor egg, raptor semen) for propagation w/o authorization	350 + 100/bird

**Appendix A
Northern District of Texas**

Wildlife & Plant Value Table

<u>Category</u>	<u>Species</u>	<u>Comments</u>	<u>Value</u>	
Big Game Animals	elk/caribou	whole/trophy	1000	cow
			5000	bull
	moose/bison	whole/trophy	2000	cow
			7000	bull
	sheep/mountain goat	whole/trophy	10000	
	deer/pronghorn	whole/trophy	500	doe
			2000	buck
	black bear/cougar	whole/trophy	5000	
	brown bear	whole/trophy	7000	
	polar bear	whole/trophy	10000	
	rhino/hippo/buffalo	whole/trophy	10000	
	elephant/felines			
	all other African/ Asian/S. American/ European	whole/trophy	2500	
	all other	whole/trophy	1000	
all parts/products	per item	100 or DEC value		
Small Game Animals	all whole/trophy	per item	100	
	all parts/products	per item	25	
	all whole/skin	per item	100	
Fur Bearing Animals	rodent family	whole/skin	25	
	canine family	whole/skin	100	
	procyon/mustelid family	whole/skin	50	
	feline family	whole/skin	250	
	all others	whole/skin	25	
all parts/products	per item	25 or DEC value		
Non-Game Animals	carnivores	whole/skin	1500	
		parts	500	
	primates	whole	1000	
	others	whole	300	
all parts/products	per item	250		
Migratory Game Birds	swans	whole/mount	1000	
	geese		75	
	ducks		50	
	doves/pigeons		25	
	all other		50	
	all parts/products	per item	25 or DEC value	
Migratory Non-Game Birds	eagles	whole/mount	1000	
		parts/products	250	
	hawks/owls	whole/mount	500	
	song birds		100	
	all others		100	
all parts/products	per item	50 or DEC value		
Other Game Birds	wild turkey	whole/mount	500	
	grouse/prairie chicken		250	
	all other		100	
	all parts/products	per item	25 or DEC value	

Parrots	macaws/cockatoos	whole/mount	1000
	parrots		500
	all others		100
	all parts/products	per item	25 or DEC value
Other Pet Birds	all	whole/mount	100
	all parts/products	per item	10
Other Animals	all whole/product	per item	50 or DEC value
Endangered/Threatened	all wildlife	whole/trophy	2000
		parts	500
	all plants	curios/jewelry	100 or DEC value
		per item	1000
Game Fish	trout/salmon/walleye bass/pike/etc.	whole/trophy	75
Sport Fish	pan fish/catfish/etc.		25
Non-Sport Fish	carp/sucker/gar/etc.		10
Other Fish	paddle/sturgeon/etc.	whole/trophy	500
	eggs/roe	per pound	500
	all other	whole/trophy	25
Bait Fish	all	whole/product	10
Amphibians, Reptiles, Insects	all whole/product	per item	50 or DEC value
Deciduous Trees	all	>10 years	1000
		<10 years	200
Coniferous Trees	All	>10 years	1000
		<10 years	200
Bushes	all	adult	750
		young	150
Cacti	all	per plant	100
Sedges/Grasses	all	per square foot	50
Orchid Family	all	per item	100
Other Plants	all	per item	10
Archeological Resources	all	per item	200