

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

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TX EASTERN-BEAUMONT  
BY *Barbara Wick*

IN RE: FORFEITURE OF COLLATERAL\*  
SCHEDULE -- UNITED STATES FISH \*  
AND WILDLIFE SERVICE \*

ORDER TO AMEND SCHEDULE OF COLLATERAL FORFEITURE  
FOR MISDEMEANORS IN THE EASTERN DISTRICT OF TEXAS

Comes now to be considered the Government's Motion to Amend Schedule of Collateral Forfeiture for Misdemeanors in the Eastern District of Texas, and it appearing that the United States of America has submitted a proposal for a revised forfeiture of collateral schedule for United States Fish and Wildlife Service offenses; and that such proposal should be APPROVED.

IT IS HEREBY ORDERED that all previously entered orders in the Eastern District of Texas regarding the forfeiture of collateral schedule for United States Fish and Wildlife Service offenses be, and are hereby VACATED, and the attached Forfeiture of Collateral Schedule SHALL NOW APPLY for United States Fish and Wildlife Service offenses.

IT IS FURTHER ORDERED that persons charged with violating a misdemeanor listed in the attached forfeiture of collateral schedule for United States Fish and Wildlife Service offenses may, in lieu of appearance, post collateral in the amount indicated for the offense and consent to forfeiture of collateral.

SIGNED and ENTERED this 19<sup>th</sup> day of June, 1996.

*Richard A. Schell*  
RICHARD A. SCHELL, CHIEF  
UNITED STATES DISTRICT JUDGE

FORFEITURE OF COLLATERAL SCHEDULE  
UNITED STATES FISH AND WILDLIFE SERVICE  
EASTERN DISTRICT OF TEXAS  
REVISED JUNE, 1996

EXHIBIT A

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FORFEITURE OF COLLATERAL SCHEDULE  
 UNITED STATES FISH AND WILDLIFE SERVICE  
 EASTERN DISTRICT OF TEXAS

NOTE: Due to increased liability and potential severity for environmental degradation posed by commercial and organized activities, collateral amounts for violations listed herein shall be doubled for corporations, businesses, partnerships, hunt clubs, and other organizations committing such violations (18 USC 3571 (c) - Fines For Organizations).

Value= the current established replacement value of animals or plants listed in Appendix 1.

Item= per specimen

General Fish & Wildlife Regulations  
 (16 USC 704; 16 USC 668a; 16 USC 1538(d); 16 USC 3373)

50 CFR 13: General Conditions of Permits

<u>Section</u>	<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
	13.25 thru 13.46	General violation of permit requirements	100.00
	13.47	Failure to allow inspection of activity as authorized by FWS permit	250.00
	13.1 thru end	All other permit violations	100.00

General Regulations for Importation, Exportation & Transportation of Wildlife  
 (16 USC 3371, 16 USC 1538)

50 CFR 14: Import, Export & Transportation Regulations

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

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

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
14.103	Import, transport, cause or permit transport to the U.S. any wild mammal or bird in violation of Humane Transport Regulations	250.00 + value
14.104	Failure to for any certificate/document to be translated in English	75.00
14.105	Unauthorized acceptance by carrier of any wild mammal or bird for transport to the U.S	500.00 + value
14.106	Failure by carrier to require proper primary enclosures for transport to U.S	250.00 + value
14.107	Improper animal cargo space of a conveyance	500.00 + value
14.108	Violation by carrier of food/water requirements	250.00 + value
14.109(b)	Improper ambient air temperature and ventilation provided by holding area, transporting device, conveyance or terminal facility	350.00 + value
14.110	Improper or lack of animal holding area	500.00
14.111	Violation of handling requirements	250.00 + value
14.121 thru 14.172	Violation of primary enclosure specifications	500.00 + value

18 USC 42  
Lacey Act

Statute:

18 USC 42(c)	Importation of wildlife under inhumane or unhealthful conditions	250.00 + value
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50 CFR 16: Regulations for the Importation or Shipment of Injurious Species

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
16.3 thru 16.13(a)	Unauthorized import, transport, acquire or release of prohibited species or their progeny	200.00 + 25.00/item
16.13(b)(1)	Import live/dead or eggs of salmonid of the family <u>Salmonidae</u> which are not accompanied by the required disease free health certificate	200.00 + 25.00/fish

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
16.14 & 16.15	Release of imported live wild amphibians/ reptiles or progeny or eggs thereof to the wild without authorization	200.00 + 25.00/item
16.22(b)(1)	Failure to properly confine injurious species	100.00 + 25.00/item
16.22(b)(2)	Transfer of injurious species to unauthorized person	200.00 + 25.00/item

16 USC 1538  
Endangered Species Act

Statute:

16 USC 1538(a)(1)(A) thru 16 USC 1538(a)(1)(G)	Import or export any endangered species; take within the U.S. or territorial seas of the U.S.; take upon the high seas; deliver, carry, transport, or ship in interstate commerce in the course of a commercial activity; sell in interstate or foreign commerce	1,000.00 + value
16 USC 1538(a)(2)(A) thru 16 USC 1538(a)(2)(D)	Import or export any endangered plant; take within the U.S. or territorial seas of the U.S.; take upon the high seas; deliver, carry, transport, or ship in interstate commerce in the course of a commercial activity; sell in interstate or foreign commerce	500.00 + value

50 CFR 17: Regulations pertaining to Endangered Wildlife

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.21	General Endangered Species prohibitions:	500.00 + value
(a)(b)(d)	Attempt, solicit, cause; import, export; possess, transport unlawfully taken wildlife	
17.21	Take; Sell; Transport; Interstate or Foreign Commerce	1000.00 + value
(c)(e)(f)		
17.21(g)	Captive bred wildlife violations	350.00 + 50.00/animal
17.22 thru 17.23	Endangered species permit violations	350.00 + 50.00/animal

50 CFR 17: Regulations pertaining to Threatened Wildlife

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.31	Violate threatened wildlife prohibitions	500.00 + value
17.40 thru 17.47	Violate special regulations pertaining to threatened wildlife	350.00 + value

50 CFR 17: Regulations pertaining to Endangered Plants

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.61	Violation of Endangered Plant regulations	500.00 + value
17.62 & 17.63	Fail to comply with Permit Conditions	250.00

50 CFR 17: Regulations Pertaining to Threatened Plants

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
17.71	Violation of Threatened Plant regulations	350.00 + value
17.72	Fail to comply with permit conditions	250.00

50 CFR 17: Other Endangered & Threatened Plant Regulations

Section

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

16 USC 1371-1372

Marine Mammal Protection Act

Statute:

16 USC 1371 thru 16 USC 1372

Take, or import any marine mammal, marine mammal parts, or products made thereof

1,000.00 + value

15 CFR 18: Regulations Pertaining to Marine Mammals

Section

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

16 USC 742j

Airborne Hunting Act

Statute:

16 USC 742j-1

General Airborne Hunting Act Violations

1,000.00 + value

50 CFR 19: Regulations Pertaining to Airborne Hunting

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
19.11(a)(1)	Shoot from an aircraft for purposes of capturing or killing wildlife	500.00 + value
19.11(a)(2)	Use aircraft to harass wildlife	250.00
19.11(a)(3)	Participate in using aircraft to shoot or harass wildlife	500.00 + value
19.32(a)	Failure to file annual report	100.00

16 USC 703-711

Migratory Bird Treaty Act

Statute:

16 USC 703

Taking, pursuing, hunting, capturing, killing, or the attempt thereof; possess, sell, barter, purchase, ship, export, import, carry, transport, offer, or cause thereof; migratory birds, their parts, nests, or eggs, without authorization	350.00 +
per part, nest, egg, item	25.00
per each bird	value

16 USC 705

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

50 CFR 20: Migratory Game Bird Hunting Regulations

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
20.21(a)	Take with illegal device or substance	250.00 + value
20.21(b)	Take with shotgun capable of holding more than three(3) shells	100.00 + value
20.21(c)	Take by means, aid or use of sink box	150.00 + value
20.21(d)	Take from or by means, aid, or use of a motor driven conveyance, motor vehicle or aircraft	200.00 + value
20.21(e)	Take by means of motorboat or other craft having motor attached and under power	150.00 + value
20.21(f)	Take by use or aid of live decoys	250.00 + value
20.21(g)	Take by use or aid of electronic/recorded calls	250.00 + value
20.21(h)	Take by means or aid of motor driven conveyance for concentrating, driving, or rallying, or stirring up waterfowl	200.00 + value
20.21(i)	Take by aid of bait or on or over baited area	300.00 + value
18 USC 2	Take by aid of bait; willfully causes the act, aids, counsels, induces or procures its commission, e.g.; a host/landowner of a hunt who may not actively hunt, but is responsible for placement of bait in a field for guests or paid hunters on a commercial operation	500.00 + value
20.21(j)	Take while possessing shotshells other than steel	200.00 + value + forfeit toxic shells
20.22	Take during closed season	300.00 + value



<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
20.23	Take before/after legal shooting hours 1-15 min. 16-30 min. 30+ min.	75.00 + value 150.00 + value 200.00 + value
20.24	Take in excess of daily bag limit	300.00 + value
20.25	Wanton Waste of migratory birds	200.00 + value
20.26(c)	Failure to comply with temporary closure regs	250.00 + value
20.31	Possession of birds taken in violation of 20.21 thru 20.23	150.00 + value
20.32	Possess freshly killed migratory birds during closed season	300.00 + value
20.33	Exceed possession limit of migratory birds taken in the U.S	250.00 + value
20.34	Possess in excess of daily bag limit opening day	200.00 + value
20.35	Possess or transport in excess of daily field limit	250.00 + value
20.36	Violation of tagging regulations	150.00 + value
20.37	Custody of untagged birds of another	150.00 + value
20.38	Live wounded birds in possession	100.00 + value
20.40	Receive, possess, give to another untagged birds	100.00 + value
20.41	Transport birds taken in violation of 20.21 thru 20.24	150.00 + value
20.42	Transportation of untagged birds of another	150.00 + value
20.43	Transport mig. game birds with species ID removed	100.00 + value
20.44	Transport unmarked or improperly marked package containing mig. game birds via postal service or common carrier	100.00 per package
20.51	Export birds taken in violation of 20.12 through 20.24	200.00 + value
20.52	Export birds with species ID removed	150.00 + value
20.53	Export unmarked or improperly marked packages containing mig. birds as required	150.00 per package
20.61	Import mig. game birds in excess of legal limit	200.00 + value
20.62	Import mig. game birds belonging to another	150.00 + value
20.63	Import mig. game birds with species ID removed	150.00 + value
20.64	Import, possess, transport birds killed in foreign country without required export permits	150.00 + value

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
20.65	Import birds not drawn or dressed as required	150.00 + value
20.66	Import unmarked or improperly marked packages containing mig. birds as required	150.00 per package
20.71	Take, possess, transport, or export migratory birds, their parts, nests, or eggs in violation of any other federal law or regulation	200.00 + value
20.72	Take, possess, transport, or export migratory birds, their parts, nests, or eggs in violation of any other state law or regulation	200.00 + value
20.73	Import, possess, or transport, migratory birds, their parts, nests, or eggs if taken, bought, sold, transported, possessed, or exported contrary to any law or regulation of any foreign country, state, or province thereof	200.00 + value
20.81	Commercial facility with untagged mig. birds of another as required under 20.36	100.00 + value
20.82	Violation of record keeping requirement	100.00
20.83	Failure to permit premise inspection	200.00
20.91(a)	Purchase, sell, barter, or offer thereof for millinery or ornamental use, the feathers of migratory game birds	200.00
20.91(b)	Purchase, sell, barter, or the offer thereof, mounted specimens taken by hunting	250.00 + value
20.100	Take mig. game birds for which no season has been established	250.00 + value
20.133	Violation of crow hunting regulations	50.00 + 50.00/bird

50 CFR 21: Migratory Bird Permit Violations

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
21.2 thru 21.27	Migratory Bird Permit Violations	200.00 + value
21.28	Violation of Falconry Permit requirements	250.00 + value
21.28(d)(1)	Take, possess, transport, golden eagle for falconry without a permit	500.00 per bird
21.28(d)(3)	Unauthorized purchase, sale, or barter of raptor	500.00 per bird
21.29	Violation of Falconry Standards	250.00
21.29(e)(3)	Take, possess, transport raptor in violation of 50 CFR 21.29	250.00 + value
21.29(e)(3)(v)	Unauthorized take of a threatened species	500.00 + value

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
21.29(i)	Unauthorized take of raptor	350.00 + value
21.29(g)	Failure to comply with facility/equip. standards	150.00 + value
21.29(j)	General violations of Misc. Falconry Regs	150.00 + value
21.29(j)(5)	Retain or exchange molted feathers for other than imping purposes	150.00 + 50.00/feather
21.30	General violation of Raptor propagation permit	250.00 + \$100/bird
21.30(a)	Take, possess, transport, sell, purchase, barter or transfer any raptor, raptor egg, or raptor semen, for propagation without authorization	350.00 + \$100/bird
21.30(d)(7)	Unauthorized hybridization of raptors	500.00
21.41 thru 21.43	Violation of Depredating Bird regulations	200.00 + value
21.41(c)(1)	Unauthorized killing of depredating mig. birds	200.00 + value
21.42(c)(2)	Take of depredating birds by unauthorized method or in unauthorized area	200.00 + value

16 USC 718

Migratory Waterfowl Hunting and Conservation Stamp Act

Statute:

16 USC 718a	Hunt migratory waterfowl without a federal waterfowl hunting stamp	200.00
16 USC 718b	Hunting migratory waterfowl with an invalid (unsigned) federal waterfowl stamp	100.00
16 USC 718e(a)	Loan or transfer valid migratory stamp to another person, or use stamp validated by another	200.00
16 USC 718e(b)	Alter, mutilate, imitate, or counterfeit migratory waterfowl stamp	500.00

16 USC 668d

Bald and Golden Eagle Protection Act

Statute:

16 USC 668d	Take, possess, transport, sell, purchase, barter, trade, import, export any bald or golden eagle or parts, nests, or eggs thereof	1000.00 + value
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50 CFR 22: Regulations Pertaining to Bald and Golden Eagles

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
22.11	Take, possess, or transport a bald or golden eagle	1000.00 + value
	or parts, nest or eggs thereof	250.00
22.12	Sell, purchase, trade, barter, export, import, or offer thereof any bald or golden eagle	1000.00
	or parts, nest or eggs thereof	250.00
22.21 thru 22.32	Violation of eagle permit requirements	250.00

16 USC 1531-1543

Endangered Species Act - Convention on International Trade

Statute:

16 USC 1538(c) thru 1538(d)

Violations of Convention on International Trade  
in Appendix designated wildlife & plants 1,000.00 + Value

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

Section

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

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

Section

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

16 USC 4201-4245

African Elephant Conservation Act

Statute:

16 USC 4223

Import or export raw or worked ivory contrary to the provisions of the act.....commercial 450.00 + value  
.....non-commercial 250.00

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

Statute:

16 USC 668dd(c)

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

500.00 + value

16 USC 668dd  
Wildlife Conservation Easement Provisions

Violations of Conservation Easement Contracts

Section

<u>Number</u>	<u>Offense</u>	<u>Collateral</u>
1.	Dwellings, barns, outbuildings, or other structures built without authorization within easement areas	500.00 + removal
2.	Alter vegetation	100.00 + restoration
3.	Alter hydrology	50.00 + restoration
4.	Unauthorized cutting or mowing	100.00 per acre
5.	Unauthorized cultivation	200.00 per acre
6.	Unauthorized grazing	50.00 per animal
7.	Unauthorized harvesting or cutting of wood	200.00 + value
8.	Unauthorized burning	100.00 per acre
9.	Place refuse, waste, sewage or other debris	500.00 + removal
10.	Littering	50.00
11.	Drain, dredge, channel, or fill	500.00 + restoration
12.	Pump, dike, or impound, and related activity	500.00 + restoration
13.	Divert or affect the natural flow or surface or underground water into, within, or out of easement	500.00 + restoration
14.	Fail to control noxious weeds/other undesirable plants	100.00
15.	Hunting on a closed area	200.00 + value
	Fishing on a closed area	100.00 + value

<u>Statute Number</u>	<u>Offense</u>	<u>Collateral</u>
16.	Taking or attempting to take fish & wildlife in violation of a Federal, state, or local game/fish regulations	100.00 + value
17.	Failure to allow inspection, entry, or egress by an authorized official, agent, or employee	500.00
18.	Trespass on a closed area	100.00
19.	Interfere with the management of easement area	100.00

16 USC 668dd and 16 USC 721-731  
National Wildlife Refuge Administrative Act

50 CFR 25: Administrative Provisions

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
25	All other admin. provisions regulations	50.00
25.21	Enter a closed portion of National Wildlife Refuge	150.00
25.31	Failure to comply with special regulations	50.00
25.42	Failure to display permit when requested	100.00
25.72	Failure to report accidents	100.00

50 CFR 26: Regulations Pertaining to Public Entry & Use

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
26	All other public entry and use regulations	150.00
26.21(a)	Trespass on National Wildlife Refuge (NWR)	200.00
26.21(b)	Permit unconfined domestic animal to enter a NWR	100.00 + 50.00/animal
26.36	Conduct public assembly/demonstration without a permit	100.00

50 CFR 27: Prohibited Acts

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
27.21	Take any animal or plant without authorization	250.00 + value
27.31	Travel on other than a designated route of travel	100.00
27.31(a)	Operate a vehicle in violation of state law	75.00
27.31(b)	Operate a vehicle under the influence of drugs or intoxicating beverage	250.00
27.31(c)	Operate a vehicle carelessly or heedlessly	150.00
27.31(d)	Exceed 25 mph or posted speed limit	50.00 + 2.00/mph over speed limit
27.31(e)	Operate vehicle without a muffler/spark arrester	50.00

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
27.31(f)	Operate vehicle without license plate/registration	100.00
27.31(g)	Operate vehicle without a drivers license	100.00
27.31(h)	Block road access for other vehicles	100.00
27.31(i)	Failure to obey orders of traffic control officer	250.00
27.31(j)	Operate over sized/over weight vehicle	50.00
27.31(k)	Moving of vehicle involved in accident	150.00
27.31(l)	Operate a vehicle without proper headlights, tail-lights, or brake lights	50.00
27.31(m)	Violation of other established special vehicle requirements	50.00
27.32(a)	Unauthorized use of a boat	200.00
27.32(b)	Operate boat in violation of either Coast Guard or State laws	50.00
27.32(b)(2)	Operate boat in reckless/negligent manner	150.00
27.32(b)(3)	Operate boat under influence of an intoxicant	250.00
27.32(b)(4)	Interfere with operation of other boats	100.00
27.32(b)(5)	Operate boat without proper marine head	50.00
27.32(b)(6)	Operate a sailboat without required lights	50.00
27.32(b)(7)	Leave boat unattended for 72 hrs	100.00
27.32(b)(8)	Unauthorized use of government boat dock	50.00
27.33	Unauthorized waterskiing on NWR	75.00
27.34	Unauthorized operation of aircraft on/over NWR	250.00
27.41	Carry, possess or discharge a firearm	200.00
	Carry, possess or discharge fireworks/explosive	200.00
27.42	Firearms; other violations	200.00
27.43	Use of weapons other than firearms	150.00
27.51	Disturb, injure, damage animals on NWR	200.00 + value
	Disturb, injure, damage plants on NWR	100.00 + value
27.52	Introduction of plants/animals on NWR	100.00 + 50.00/item
27.61	Destruction or removal of property from NWR	200.00
27.62	Search for or remove objects of antiquity	200.00

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
27.63	Unauthorized search for valued objects;no permit	200.00
27.64	Unauthorized prospecting/mining on a NWR	500.00
27.65	Tamper with vehicles or equipment	200.00
27.71	Take or film motion pictures for commercial use	200.00
27.72	Cause unreasonable disturbances w/ audio equip	200.00
27.73	Use of artificial light to take wildlife	200.00 + value
27.81	Enter NWR under the influence of alcohol	200.00
27.82(b)(1)	Deliver controlled substance	500.00
27.82(b)(2)	Possess controlled substance on a NWR	250.00
27.82(b)(3)	Under influence of a controlled substance	250.00
27.83	Indecency or disorderly conduct	250.00
27.84	Interference with persons engaging in authorized activity	300.00
27.85	Gambling on NWR	100.00
27.86	Begging or soliciting	100.00
27.91	Conducting field trials	200.00
27.92	Construct, install, occupy private structure	250.00
27.93	Abandon private property	300.00
27.94	Litter on a NWR	100.00
	Dumping refuse or waste	200.00
	Depositing environmental contaminants	500.00
27.95(a)	Setting unauthorized fire	200.00
	Setting unauthorized campfire	100.00
27.95(b)	Leaving fire unattended	150.00
27.95(c)	Throw burning cigarette, match, etc. where it may start a fire	150.00
27.95(d)	Smoking violation	100.00
27.96	Unauthorized advertising	100.00
27.97	Conduct private commercial operation	200.00



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

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
28.31	Violate any provision, rule, regulation, sign, or special regulation	150.00

50 CFR 31: Regulations pertaining to Commercial Fishing & Trapping

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
31.13	No refuge commercial fishing permit	250.00 + value
31.16	Violation of federal trapping permit regulations, state trapping laws, or other special trapping laws, or special trapping regulations	
	Violate state law	100.00 + value
	Violate permit conditions, etc	100.00 + value
	Failure to inspect traps	100.00 + value
	Unlawful sets; unlawful equipment	150.00 + value
	Animal unlawfully trapped	150.00 + value

50 CFR 32: Regulations pertaining to Hunting

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
32.2(a)	Hunt without a State license	200.00 + value
32.2(b)	Hunt without a migratory waterfowl stamp	200.00 + value
32.2(c)	Hunt in violation of federal law	100.00 + value
32.2(d)	Hunt in violation of state law	150.00 + value
32.2(e)	Hunt in violation of special access requirements	100.00 + value
32.2(f)	Failure to comply with special regulations, as per 32.12, 32.22, 32.32	150.00
32.2(g)	Bow hunt with any drug on a arrow	200.00 + value
32.2(h)	Distribution of bait and hunting over bait on NWR	250.00 + value
32.2(i)	Use of nails, wire, screws or bolts to attach a tree stand to a tree, or hunt from tree into which a metal object has been driven	100.00
32.2(j)	Use or possession of alcohol while hunting	200.00

50 CFR 33: Regulations pertaining to Fishing

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
33.2(a)	Fish without a state license	100.00 + value
33.2(b) thru 33.2(e)	Noncompliance with other federal regulations	100.00 + value
33.5 thru 33.55	Violations of special regulations on fishing	50.00 + value

50 CFR 70: Regulations pertaining to National Fish Hatcheries

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
70.2	Administrative provisions as adopted from Part 25	As noted in Part 25
70.4(a)	Prohibited Acts as adopted in Part 27	As noted in Part 27
70.4(b)	Unauthorized taking, or attempt to take fish, amphibians, or other aquatic animals	200.00 + value
70.4(c)	Unauthorized take of any animal	200.00 + value
70.4(d)	Disturbing spawning fish	100.00
70.6	Public Entry & Use as adopted from Part 26	As noted in Part 26

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

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

Oversight Provision

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

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

18 USC 13

Assimilative Crime Act

Statute:

18 USC 13 Violation of state statutes on land administered by the FWS 300.00 + value

10 USC 2671(a)

Hunting, Fishing, Trapping on Military Reservations

Statute:

18 USC 2671(a) Violation of state statutes for wildlife or plants while on military reservation 300.00 + value

16 USC 431-433  
American Antiquities Act

Statute:

16 USC 433

Appropriate, excavate, injure, or destroy historic or prehistoric ruins, or monument, or any object of antiquity

500.00

16 USC 470aa et seq.

Archaeological Resources Protection Act of 1979

Statute:

16 USC 470ee(a)

Knowingly excavate, remove, damage, alter, deface or the attempt thereof, any archaeological resource on public or Indian lands without a permit or exemption...

	Non-commercial	300.00 + value
	Commercial	500.00 + value

16 USC 470ee(b)

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

	Non-commercial	350.00 + value
	Commercial	1,000.00 + value

16 USC 470ee(c)

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

	Non-commercial	350.00 + value
	Commercial	1,000.00 + value

16 USC 470ee(d)

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

	Non-commercial	250.00
	Commercial	500.00

16 USC 4901-4916

Wild Bird Conservation Act of 1992

Statute:

16 USC 4901 et al.

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

	Non-commercial	300.00 + value
	Commercial	500.00 + value

16 USC 3371-3778  
Lacey Act Amendments of 1981

Statute:

16 USC 3372(a)

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

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

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

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

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

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

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

Fish.....	250.00 + value	Big Game.....	500.00 + value
Small game.....	250.00 + value	Furbearer.....	250.00 + value
Bird.....	500.00 + value	Plant.....	250.00 + value
Reptile.....	250.00 + value	Amphibian.....	250.00 + value
Other.....	250.00 + value		

16 USC 3372(a)(4)

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

Same as defined offense

16 USC 3372(c)

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

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

(B) a hunting or fishing license or permit;

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

500.00 + value

16 USC 3372(c)

(2) it is deemed to be a purchase of fish/wildlife in violation of this chapter for a person to obtain for money or other consideration-

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

(B) a hunting or fishing license or permit;

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

500.00 + value

16 USC 3372(d)

Unlawful for any person to make or submit any false record, account, or label for, or any false identification of, any fish, wildlife, or plant which has been, or is intended to be-

- (1) imported, exported, transported, sold, purchased, or received from any foreign country; or
- (2) transported in interstate or foreign commerce

Fish.....	250.00 + value	Big Game.....	500.00 + value
Small game.....	250.00 + value	Furbearer.....	250.00 + value
Bird.....	500.00 + value	Plant.....	250.00 + value
Reptile.....	250.00 + value	Amphibian.....	250.00 + value
Other.....	250.00 + value		

APPENDIX A

Wildlife & Plant Value Table

<u>Category</u>	<u>Species</u>	<u>Comments</u>	<u>Value</u>
Big Game animals	elk/moose/ caribou/sheep	whole/trophy	\$1000.00
	deer/blk bear/ pronghorn	whole/trophy	\$500.00
	mountain goat	whole/trophy	\$500.00
	rhino/hippo/buffalo	whole/trophy	\$2000.00
	felines/brn bear	whole/trophy	\$1500.00
	polar bear	whole/trophy	\$2000.00
	all African/Asian/S. American/European	whole/trophy	\$2000.00
	All other	whole/trophy	\$500.00
	All parts/products	per item	\$50.00 or DEC value
	Small Game animals	All whole/trophy	per item
All parts/products		per item	\$5.00
All whole/skin		per item	\$25.00
Fur bearing animals	Rodent family	whole/skin	\$25.00
	Canine family	whole/skin	\$100.00
	Procyon/Mustelid family	whole/skin	\$50.00
	Feline family	whole/skin	\$125.00
	All others	whole/skin	\$25.00
	All parts/products	per item	\$25.00 or DEC value
Non-game animals	Carnivores	whole/skin parts	\$1500.00 \$500.00
	Primates	whole	\$1000.00
	Elephants	whole/parts	\$1500.00
	Others	whole	\$300.00
	All parts/products	per item	\$ 250.00

Migratory birds	Swans	whole/mount	\$1000.00
	Geese	whole/mount	\$75.00
	Ducks	whole/mount	\$50.00
	Doves	whole/mount	\$25.00
	All other	whole/mount	\$25.00
	All parts/products	per item	\$10.00 or DEC value
Other game birds	Wild turkey	whole/mount	\$250.00
	Grouse/Prairie chickens	whole/mount	\$100.00
	All other	whole/mount	\$50.00
	All parts/products	per item	\$10.00 or DEC value
Non-game birds	Eagles	whole/mount	\$1000.00
		parts/products	\$100.00
	Hawks/Owls	whole/mount	\$250.00
	Song birds	whole/mount	\$100.00
	All others	whole/mount	\$50.00
	All parts/products	per item	\$25.00 or DEC value
Parrots	Macaws/Cockatoos	whole/mount	\$1000.00
	Parrots	whole/mount	\$500.00
	All others	whole/mount	\$100.00
	All parts/products	per item	\$25.00 or DEC value
Other pet birds	All	whole/mount	\$100.00
	All parts/products	per item	\$10.00
Other animals	All whole/product	per item	\$50.00 or DEC value
Endangered/Threatened Animals	All	whole/trophy	\$1000.00
	All	parts	\$500.00
		curios/jewelry	\$100.00 or DEC value

Marine Mammals	All	whole/trophy	\$1000.00	
		parts/curios/ other	\$100.00 or DEC value	
Game Fish	trout/salmon/walleye/ bass/pike/ etc.	whole/trophy	\$50.00	
Sport Fish	pan fish/catfish/ etc.	whole/trophy	\$25.00	
Other fish	Paddle/Sturgeon/etc.	whole/trophy	\$200.00	
		Eggs/Roe	per pound	\$150.00
		all other	whole/trophy	\$10.00
Non-sport fish	carp/sucker/gar/etc.	whole/trophy	\$10.00	
Tropical fish	All	per fish	\$10.00 or DEC value	
Bait fish	All	whole/product	\$10.00	
Amphibians	All whole/product	per item	\$15.00 or DEC value	
Reptiles	All whole/product	per item	\$15.00 or DEC value	
Insects	All whole/products	per item	\$15.00 or DEC value	
Mollusks	All whole/products	per item	\$25.00 or DEC value	
Corals	All whole/products	per item	\$50.00 or DEC value	
Deciduous trees	All	> 10 yrs.	\$500.00	
		< 10 yrs.	\$100.00	
Coniferous trees	All	>10 yrs.	\$500.00	
		<10 yrs.	\$100.00	
Bushes	All	adult	\$500.00	
		young	\$100.00	
Sedges/grasses	All	per sq. foot	\$50.00	
Orchid family	All		\$25.00	
Other plants	All		\$10.00	
Endangered plants	All		\$500.00	
Threatened plants	All		\$250.00	
Archeological resources	All	per item	\$50.00	



**WILDLIFE/PROPERTY FORFEITURE ORDER  
EASTERN DISTRICT OF TEXAS**

Unless otherwise specifically ordered by a United States Court, any fish, wildlife, plants, or property which has been seized under the authority of the Migratory Bird Treaty Act, 16 USC 703-712; the National Wildlife Refuge Systems Administrative Act, 16 USC 668dd-668ee; the Eagle Protection Act, 16 USC 668-668e; the Endangered Species Act, 16 USC 1531-1542; the Migratory Waterfowl Hunting Stamp Act, 16 USC 718-718i; the Airborne Hunting Act, 16 USC 742j-1; the Marine Mammal Protection Act, 16 USC 1361-1407; the Tariff Classification Act, 19 USC 1202; the Lacey Act, 18 USC 42, the Lacey Act Amendments, 16 USC 3371-3378; the American Antiquities Act, 16 USC 433; the African Elephant Conservation Act, 16 USC 4201-4245, the Archeological Resources Protection Act, 16 USC 470aa et seq.; and Wild Bird Conservation Act, 16 USC 4901-4916, where final disposition of the case has been made by either payment of a forfeiture of collateral or a judgement by the Court on behalf of the government and where so authorized by statute, such wildlife or property shall be forfeited to the U.S. government and disposed of by the U.S. Fish & Wildlife Service in the manner prescribed by Title 50, Code of Federal Regulations, Part 12.