

FILED

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
ALL DIVISIONS

JUN 29 2005

CLERK
U. S. DISTRICT COURT
MIDDLE DIST. OF ALA

In Re: FORFEITURE OF COLLATERAL IN
LIEU OF APPEARANCE IN CERTAIN PETTY
AND MINOR OFFENSE CASES

CR MISC NO. 198

ORDER

Upon consideration of the Motion to Amend this Court's standing order for Schedule of Forfeiture of Collateral in Lieu of Appearance for certain petty offenses originating in the Middle District of Alabama, by adding the attached "Fort Rucker Motor Vehicle Regulation, Chapter Three (Fort Rucker Traffic Code)" and setting the collateral amount for violations of said chapter, that are not otherwise punishable by law, at the amount of thirty dollars (\$30.00), heretofore filed, and for good cause shown, the Court is of the opinion that the motion should be and the same hereby granted. It is therefore, CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that said motion be and the same is hereby granted. The attached "Fort Rucker Motor Vehicle Regulation, Chapter Three (Fort Rucker Traffic Code)" shall be added to the standing order for Schedule of Forfeiture of Collateral in Lieu of Appearance for certain petty offenses originating in the Middle District of Alabama, and the collateral amount for violations of said chapter, that are not otherwise punishable by law, shall be set at the amount of thirty dollars (\$30.00),

DONE, this 29th day of June, 2006.



MARK E. FULLER
CHIEF UNITED STATES
DISTRICT COURT JUDGE



MYRON H. JOHNSON
UNITED STATES
DISTRICT COURT JUDGE



W. KEITH WATKINS
UNITED STATES
DISTRICT COURT JUDGE

DEPARTMENT OF THE ARMY
U.S. ARMY GARRISON, FORT RUCKER
FORT RUCKER, ALABAMA 36362-5105

Fort Rucker Regulation
No. 190-5

15 May 2006

Military Police
FORT RUCKER MOTOR VEHICLE REGULATION

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*This regulation supersedes USAAVNC Reg 190-5, 26 Feb 04.



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CHAPTER 3

FORT RUCKER TRAFFIC CODE

3-1. **PURPOSE.** This chapter provides specific rules of conduct when driving on Fort Rucker. Personnel subject to the regulation will adhere to these rules of the road. In accordance with the guidance contained in AR 190-5, Fort Rucker has adopted the Alabama Motor Vehicle Code (Title 32, Alabama Code) as its primary traffic code. This chapter expands on those laws and provides guidance concerning matters of Army safety and Fort Rucker and Army directives relating to traffic matters.

3-2. **OBEDIENCE TO VEHICLE REGULATION, LAW ENFORCEMENT PERSONNEL, AND TRAFFIC CONTROL DEVICES.** The provisions of this regulation relate to the operation of vehicles, motorcycles, motor-driven cycles, bicycles, and pedestrians on Fort Rucker, except where an exception is made in a given section.

a. **Required Obedience to Traffic Laws.** No person shall perform any act forbidden or fail to perform any act required by this regulation or Title 32, Alabama Code. The provisions of this regulation, as well as Title 32, Alabama Code, apply to all areas of Fort Rucker, exempting none.

b. **Obedience to Enforcement Personnel.** No person shall willfully fail or refuse to comply with any lawful order, or direction of any enforcement personnel invested by the provisions of this or other applicable regulations, with authority to direct, control, or regulate traffic. Any signal or direction given by law enforcement personnel contrary to any traffic control device shall have precedence over such traffic control device and shall be obeyed.

3-3. **DISPLAY OF SIGNS, SIGNALS, OR MARKINGS.**

a. No person shall place, maintain, or display on or in view of any roadway or parking lot on Fort Rucker, any unauthorized sign, signal, or marking device which purports to be, is an imitation of, or resembles an official traffic control device. Placement of approved signs by the DPW will be coordinated with the Provost Marshal Office.

b. Unauthorized signs, signals, or markings are prohibited and a public nuisance. The DPW and the Provost Marshal Office are authorized to remove or cause to be removed, these signs, signals, or markings without notice. All planning, design, and erection of signs, signals, pavement markings, and other traffic control devices should be based upon traffic engineering studies and are the responsibility of DPW.

c. All signs displayed on Fort Rucker will be IAW the guidance set forth in the Uniform Vehicle Code, Model Traffic Ordinance, or the Manual for Uniform Traffic Control Devices. The DPW is responsible for the purchase, installation, maintenance, and repair of all traffic signs, signals, and pavement markings, except for those associated with new construction.

d. All crosswalks on Fort Rucker will be IAW the guidance set forth in appendix A.

3-4. **INTERFERENCE WITH OFFICIAL TRAFFIC CONTROL DEVICES.**

a. No person shall without lawful authority, attempt to, or in fact alter, damage, knock down, or remove any official traffic control device; any sign or signal; any inscription, shield, or insignia thereon; or any part thereof. All requests for placement or removal of traffic control devices will be submitted through the Provost Marshal Office to the DPW on a DA Form 4283 (Facilities Engineering Work Request).

b. The use of radar or laser detection devices to indicate the presence of speed recording instruments or to transmit simulated erroneous speeds is prohibited on Fort Rucker or any other DoD installation and such

devices shall not be sold in DoD-controlled sales outlets IAW DoDI 6055.4 (DoD Traffic Safety Program).

3-5. STANDARD SPEED LAWS. Title 32, Alabama Code, governs standard speed laws on Fort Rucker. Other guidance under this chapter is local policy; however, provisions under the Alabama Code allow for prosecution of violations of such speed limits.

3-6. MAXIMUM SPEED. No person shall operate a vehicle on Fort Rucker in excess of 30 miles per hour unless there is a posted speed sign indicating a different maximum speed for the given area of roadway. No person shall operate a vehicle in any parking lot on Fort Rucker in excess of 10 miles per hour. All personnel operating a vehicle are to maintain their vehicles at safe operating speeds giving due consideration for traffic, visibility, weather, and other conditions present, regardless of the posted speed limit. The posted speed limit is the maximum speed allowed by law under absolute optimum conditions.

3-7. MINIMUM SPEED. No person shall operate a vehicle on Fort Rucker at such a slow speed so as to impede the flow of traffic or create a traffic hazard. Any vehicle operating at such a slow speed shall immediately pull to the right of the roadway and allow any backup traffic to pass without delay.

3-8. PASSING OF TROOP FORMATIONS. Vehicles approaching from the rear are prohibited from passing any troop formations. Vehicles approaching the formation from the front will utilize caution when passing and not exceed 10 miles per hour.

3-9. PARKING RESTRICTIONS. Parking restrictions on Fort Rucker are as stated in appendix B. Further restrictions under local policy are as follows:

a. No vehicle shall stop, stand, or park on any seeded, grassed area on Fort Rucker. This restriction does not apply to unimproved areas such as training and wooded areas or the Equestrian Center area.

b. No vehicle shall stop, stand, or park in any place identified by a painted yellow line or curb. No vehicle shall stop, stand, or park in any place marked with the words "NO PARKING".

c. Exceptions are allowed for emergency vehicles during an actual emergency and maintenance or service vehicles parking in areas explained in paragraphs 3-9a and 3-9b as required to perform emergency response and maintenance or repair activities.

3-10. PLACEMENT OF SIGNS PROHIBITING PARKING. The Provost Marshal Office will investigate and approve the placement of signs that prohibit parking. The Provost Marshal Office will submit a DA Form 4283 to the DPW requesting the placement of a sign that prohibits the stopping, standing, or parking of vehicles on any roadway or location that would unduly interfere with the free movement of traffic. Such signs shall be official signs, and no person shall stop, stand, or park any vehicle in violation of the restrictions stated on such signs.

3-11. RESERVED PARKING SPACES.

a. Reserved parking spaces will be regulated IAW appendix B. Persons not authorized a reserved parking space will not park in a reserved parking space or established reserved parking area.

b. Reserved parking signs or markings installed in contravention of this regulation will be removed by the Provost Marshal Office or the DPW.

3-12. ALCOHOL, DRUGS, AND OTHER PROHIBITED DRIVING PRACTICES.

Intoxicated or drug influenced driving is incompatible with the maintenance of high standards of performance, military discipline, and readiness and is a serious threat to the health and welfare of the Army community. The command will ensure that intoxicated drivers are removed from the roads as quickly as possible, and that appropriate sanctions are expeditiously applied.

a. Driving Under the Influence of Intoxicating Liquor.

(1) No person shall operate any vehicle on Fort Rucker in excess of the enacted State of Alabama limitations on BAC.

(2) The amount of alcohol in a person's blood at the time of apprehension will be determined by chemical tests as explained in paragraph 2-9b, and shall give rise to the presumptions set forth in AR 190-5, paragraph 2-5a(3)(b).

b. Driving Under the Influence of Drugs. No person shall operate a motor vehicle on Fort Rucker while under the influence of any illegal narcotic drug or under the influence of any other illegal drug to a degree rendering him incapable of safely driving a vehicle. The fact that any person who violates this section is or has been entitled to use such drugs under the laws of any state, shall not constitute a defense.

c. Possession of Alcoholic Beverages. It is prohibited to have open containers of alcoholic beverages, or to consume alcoholic beverages in or on any moving vehicle, motorcycle, or bicycle.

3-13. **CARELESS DRIVING.** Any person who operates a vehicle on Fort Rucker will do so in a careful and cautious manner. The driver will show proper regard for the width, grade, curves, corners, traffic, and all other attendant circumstances of the road so as not to endanger the life, limb, or property of any person. Failure to drive in such a manner shall constitute "careless driving" and may lead to the apprehension/detention of the driver.

3-14. **OBSTRUCTION TO DRIVER'S VISION, HEARING, OR THE DRIVING MECHANISM.**

a. No person shall drive a vehicle when there are more than three persons in the front seat, more than two persons when the physical capacity is only two, when it is loaded so as to obstruct the view of the driver to the front, the rear, or the sides of the vehicle; or interfere with the driver's control of the vehicle.

b. No passenger in a vehicle shall ride in such a position as to interfere with the driver's view to the front, the rear, or to the sides, or to interfere with the driver's control over the driving mechanism of the vehicle.

c. No person shall drive a motor vehicle when the view ahead, to the sides, or behind is obstructed by dirt, mud, stickers, or any other articles or elements that restrict the visibility to such a degree as to create a hazard.

d. No person shall monitor any type of visual display; such as a television or any other device that broadcasts a still or moving image while operating a motor vehicle.

e. Mobile Personal Electronic Devices (MPED). Use of cellular or mobile phones, personal data assistants, global positioning devices, or video game players and similar devices can distract their user and reduce the user's situational awareness, if used while driving. These devices can impair driving and masks or prevents recognition of emergency signals, alarms, announcements, the approach of vehicles, and human speech.

(1) Definitions –

(a) MPED. A MPED is defined as an electronic device such as a cellular phone; a personal data assistant; a device that performs personal computer functions; sends or receives electronic mail; play a video game; plays a digital video disk; or any other electronic device that permits the user to freely view, talk on, or transmit data while operating a vehicle. A MPED would include devices such as a Blackberry or similar brand or type devices.

(b) Hands-free MPED. A mobile personal electronic device that has an internal feature or function, or is equipped with an attachment or addition by which the user may use the device without the use of either hand, even if either hand is necessary to activate, deactivate, or initiate a function of such device including dialing phone numbers. Other than the headset for hands-free cell phone use, this definition specifically does not include headphones, earphones or other listening devices that are prohibited for use on DoD installations while driving.

(2) Prohibition on cell phones or MPEDs. In accordance with Code of Federal Regulation Part 634.25(c) (3), Driver Distractions, and Army Regulation 190-5 "Vehicle operators on a DoD installations and operators of Government owned vehicles shall not use cell phones unless the vehicle is safely parked or the operator is using a hands-free device. The wearing of any other portable headphones, earphones, or other listening devices (except for hand-free cellular phones) while operating a motor vehicle are prohibited". Furthermore, vehicle operators on Fort Rucker and operators of Government owned vehicles are prohibited from using any MPED unless the vehicle is safely parked or the operator is using a hands-free device. These prohibitions shall apply to all personnel while operating a vehicle on Fort Rucker and to any person while operating a military, government, or rental vehicle under official orders while off post. These prohibitions apply only to the driver of the vehicle and not to any passenger.

(3) Vehicle Operators without a hands-free cell phone or MPED. Prior to answering a phone call or making a call, vehicle operators without a hands-free capable cell phone or MPED are required to safely exit the roadway into a safe area, i.e. a paved parking lot or other similar hardstand area, away from the flow of traffic, come to a complete stop, and place their vehicle in park, before they use a cell phone or other similar MPED. Once safely parked personnel can use the flash or redial capability on their phone or MPED to answer any missed calls. Personnel will not stop or park on the shoulder of any roadway or seeded/grassed area to use their phone or MPED. This avoids creating a potential safety hazard to other vehicles in the traffic flow, the destruction of seeded or grassed areas, running over debris, getting stuck, etc.

(4) Vehicle Operators with hands-free cell phone or MPEDs. Although personnel with hands-free phones or MPEDs are not required to stop their vehicles to use their phone, they should use extreme caution when driving and using their phone and remember their primary responsibility remains the safe operation of their vehicle. When dialing, operators should use speed dial as much as possible if their phone is so equipped. If there are passengers in the vehicle the driver should let the passenger use the phone. Drivers using a hands-free MPED are strongly encouraged to safely park prior to using an MPED as much as possible to avoid causing accidents.

(5) Individuals who violate this prohibition, including but not limited to military, civilian, family members, and visitors, may be subject to monetary fines in U. S. Magistrate Court, administrative actions to include suspension or revocation of post driving privileges, and removal from and/or denial of reentry onto Fort Rucker. Active duty military personnel may be punished under the Uniform Code of Military Justice and/or adverse administrative actions. DoD civilian employees may also be subject to disciplinary and/or administrative action by their commanders or supervisors as appropriate.

f. No person shall impede his/her hearing by wearing headphones/earphones while operating a motor vehicle, motorcycle, or bicycle, except for operation of tactical vehicles which require such devices for safety or hearing protection or while using a hands-free cell phone or MPED.

g. No person shall drive a vehicle while holding a pet. Pets transported in the passenger compartment will be restrained either by a leash or cage to prevent the pet from obstructing the driver's view or impeding the driver's ability to safely operate the vehicle.

h. Other Distractions. Vehicle operators should avoid creating other potential hazards to their driving such as eating, drinking, adjusting their radio or CD player, etc. Whenever possible this should only be done when the vehicle is safely parked.

3-15. USE OF RESTRAINT SYSTEMS.

a. Seat Belts.

(1) The wearing of seat belts by all occupants of Army tactical, nontactical, and POVs operated on Fort Rucker is mandatory when so equipped. This requirement applies to the driver/operator and all passengers or occupants in the front, rear, passenger compartment, and jump seats when so equipped.

(2) Safety straps provided by the Army vehicle manufacturer will be worn by the driver/operator and all occupants of such vehicles.

(3) POVs will, as a minimum, be equipped with safety belts as required by the federal regulations that require installation of such devices on vehicles manufactured after 1966.

b. Child Restraint System. Child restraint systems, such as car seats, will be used for all children who are under the age of 6 years when riding in any vehicle on Fort Rucker. With respect to a child who is either 4 or 5 years of age, the term "child restraint system" shall be deemed to include seat belts. All child restraint systems or car seats used on Fort Rucker will be constructed to standards approved by the Department of Transportation. A rear-facing child seat will not be placed in the front seat of a vehicle while riding on the installation unless the airbag system for that seat is disabled.

3-16. PEDESTRIAN'S OBEDIENCE TO TRAFFIC CONTROL DEVICES AND TRAFFIC REGULATIONS.

a. Pedestrians shall obey the instructions of any official traffic control device specifically applicable to him/her unless otherwise directed by enforcement personnel. Pedestrians at all other places are subject to the restrictions stated in this regulation.

b. Individual Joggers. Maximum use will be made of sidewalks and bicycle/jogging paths for individual or small group jogging. Small groups are defined as 4 -12 persons. Small groups will run on the left side of the road in single file.

(1) Where sidewalks or bicycle/jogging paths are not available, joggers will jog on the left side of the roadway, in single file, facing oncoming traffic, and will yield to vehicular traffic except at authorized crosswalks. Joggers will use caution and should slow to a walk before crossing roadways or crosswalks to allow vehicle operators time to react and slow down or stop.

(2) A minimum of 100 square inches of reflective material, distributed front and back, will be worn on the outer garment during hours of darkness or reduced visibility when jogging on streets and roads, paved or unpaved, where vehicles have access.

(3) Runners will not create a safety hazard, e.g. running on Third Avenue during peak traffic, or running during the hours of limited visibility without reflective equipment. Individual and small group joggers are prohibited from jogging on the streets and roads listed in appendix C.

(4) Runners with animals are prohibited from using the running tracks during hours of scheduled physical training. When running with animals, the animals must remain on a leash at all times.

c. Troop Formations. Motor vehicle operators must always be alert for troop formations which may be encountered on Fort Rucker roadways at any time, day or night.

(1) All troop formations, defined as 13 or more persons, will have at a minimum one road guard at the front and one road guard at the rear for singular formations and two or more when formations exceed

two or more abreast. Road guards will be equipped with reflector-type vests, both night and day, in order to enhance the visibility and the safety of Soldiers. Flashlights or other illumination devices are required during hours of darkness.

(2) Personnel responsible for the activities of troop formations will ensure the formations do not run on the streets/roadways listed at appendix C.

d. Headphones/Earphones. The wearing of headphones or earphones by any pedestrian, jogger, skateboarder, roller/inline skater, etc., is prohibited on roadways or shoulders of roadways. However, these devices may be worn when the activity is conducted on designated running paths.

3-17 CROSSWALKS.

a. When any vehicle approaches any crosswalk on Fort Rucker which is occupied by a pedestrian, the vehicle shall reduce its speed or come to a complete stop as is required in order to allow the pedestrian to safely cross the roadway.

b. No pedestrian shall enter a crosswalk in such a manner as to cause a vehicle to come to an abrupt stop, swerve, or take any other evasive action in order to avoid a collision with the pedestrian.

c. No pedestrian shall cross any intersection by walking diagonally across the intersection.

d. All pedestrians crossing roadways at areas other than crosswalks shall yield the right-of-way to all oncoming vehicles that may be in conflict with the safe crossing of the roadway.

3-18. **SOLICITATION OF RIDES (HITCHHIKING).** No person shall stand in a roadway or along the sides or edges of any roadways for the purpose of soliciting a ride.

3-19. ACCIDENT REPORTING.

a. The driver of any vehicle involved in any accident resulting in the injury or death of any person or the damage to any property shall immediately notify the Military Police at (334) 255-2222 by the quickest means of communication.

b. In the event the driver of a vehicle is physically incapable of giving immediate notice of an accident, as required by this regulation, and another occupant in the vehicle at the time of the accident is capable of doing so, then the other passenger or occupant of the vehicle shall notify, or shall cause notice to be given, by the most expedient means available to the Military Police at (334) 255-2222.

c. The driver of any vehicle who hits, kills, or injures an animal such as a deer, fox, dog, or similar size animal within the limits of Fort Rucker will stop at the scene and/or at once notify the Military Police at (334) 255-2222 or the Game Warden at (334) 255-4213 of the location of the animal. When requested, the operator of the vehicle will accompany the Military Police to the scene to help locate the animal for proper disposition.

3-20. ACCIDENT INVOLVING DEATH OR PERSONAL INJURY.

a. The driver of any vehicle involved in any accident resulting in the injury or death of any person shall immediately stop his/her vehicle at the scene of such accident or as close to the scene as possible and return to the scene.

b. If medical attention is not required, the driver shall return to and remain at the scene of the accident, until he/she has fulfilled the requirements of paragraph 3-19 above. Every such stop shall be made without obstructing traffic any more than necessary.

c. The Garrison Commander may revoke the Fort Rucker driving privileges of any person failing to comply with the provisions of this paragraph.

3-21. ACCIDENT INVOLVING DAMAGE TO VEHICLE OR PROPERTY.

a. The driver of any vehicle involved in any accident resulting in damage to any vehicle or other property which is attended by any person shall--

(1) Come to an immediate stop at the scene of the accident or as close to the scene as possible. The stop shall be made without obstructing traffic any more than necessary.

(2) Remain at the scene until he/she has given his/her name, address, and the registration number of the vehicle he/she is driving to law enforcement personnel and others desiring such information, such as person(s) injured in the accident, the driver of the other vehicle, and occupants of or individual(s) attending any vehicle or property damaged in the accident.

(3) Show his/her driver's license upon request of law enforcement personnel.

b. Any person failing to stop or comply with the requirements of this paragraph may have his/her Fort Rucker driving privileges suspended for a period of 6 months.

3-22. DUTY UPON STRIKING UNATTENDED VEHICLE OR PROPERTY. The driver of any vehicle which collides with any unattended vehicle or property shall immediately stop and ensure that the Military Police at (334) 255-2222 are notified. The driver shall then remain at the scene of the accident until released by law enforcement personnel.

3-23. PENALTY FOR GIVING FALSE INFORMATION.

a. No person shall give information required by this chapter in an oral or written report knowing or having reason to believe that such information is false.

b. The Garrison Commander may suspend the Fort Rucker driving privileges upon adjudication of any person convicted of failing to report an accident as herein provided, or of any person who knowingly gives false information.

3-24. BICYCLE/NON-MOTORIZED SCOOTERS/SKATEBOARDS/ROLLER BLADES.

a. General. Every person riding a bicycle on the roadways of Fort Rucker shall be granted the same rights of the road given to drivers of vehicles. However, persons riding bicycles shall comply with the provisions of this regulation, where applicable, and barring special exceptions.

(1) A person riding a bicycle shall ride on a permanent and regular seat attached to the bicycle.

(2) No bicycle shall carry more persons than the number for which it was designed and equipped.

(3) Children may ride as a passenger on a bicycle when a child seat is affixed to the bicycle. (The rider of a bicycle carrying a child will have the child wear an approved bicycle helmet.)

(4) No person shall operate or use any bicycle, roller skates, coaster, skateboard, sled, or any other toy vehicle in such a manner as to interfere with the normal flow of vehicle and/or pedestrian traffic.

(5) The use of headphones or earphones while operating a bicycle, roller skates, coaster, skateboard, sled, or any other toy vehicle on Fort Rucker roads, streets, or trails is prohibited.

(6) Every person operating a bicycle on a Fort Rucker roadway shall ride as near to the right side of the roadway as is practicable, in single file when riding with other bicyclists, and shall exercise due care when passing a standing vehicle or one proceeding in the same direction.

(7) No person operating a bicycle on Fort Rucker shall carry any packages, bundles, bags, or any other articles which prevent the operator from keeping at least one hand on the handlebars.

(8) No person riding on any bicycle, coaster, roller skates, roller blades, skateboard, sled, or toy vehicle shall attach the same or himself/herself to any other vehicle.

b. Safety Requirements. Minimum safety requirements are as follows:

(1) Persons on bicycles, non-motorized scooters, skateboards, and roller blades will wear approved bicycle helmets. In addition, persons riding skateboards, non-motorized scooters, and roller blades will wear protective elbow and knee pads.

(2) Any person riding a bicycle will wear bright colored clothing as an outer garment in the daylight hours and a reflector-type vest, jacket, or other appropriate garment in hours of limited visibility.

(3) When ridden at night, every bicycle and non-motorized scooter will be equipped with a lamp on the front which emits a white light visible from a distance of at least 500 feet to the front, and a red reflector on the rear.

(4) When ridden at night, every bicycle will have reflectors or reflector-type material placed in such a manner on the bicycle so that the headlights of motor vehicles approaching from any direction will reflect thereon.

(5) Every bicycle will be equipped with a brake which will enable the operator to make the braked wheel skid on dry, level, clean pavement. Any bicycle equipped with a rear handbrake as the primary braking system will also be equipped with a front handbrake.

(6) Bicycle riders and individuals riding on non-motorized scooters are encouraged to wear the protective equipment listed for motorcycles in paragraph 3-25b.

3-25. MOTORCYCLE OPERATIONS. Every two-wheeled motor propelled vehicle, gasoline or electric (hereafter motorcycle) shall be granted the same rights of the road given to other vehicles. All operators of motorcycles on Fort Rucker will complete or will have completed an Army approved Motorcycle Safety Course. Soldiers will complete an Army approved Motorcycle Safety Course prior to operating a motorcycle on or off the installation. The Fort Rucker Motorcycle Safety Course will be conducted under the provision of AR 385-55, Prevention of Motor Vehicle Accidents, and DOD Instruction 6055.4.

a. Motorcycle Safety Course will include the following:

(1) An appropriate Motorcycle Safety Foundation (MSF) or MSF-based state-approved curriculum taught by certified or licensed instructors.

(2) The course will consist of classroom instruction, hands-on training, and the successful completion of a hands-on (performance based) and a written (knowledge based) evaluation.

(3) A MSF course completion card/certificate.

b. No person shall operate a motorcycle on Fort Rucker unless he/she is in complete compliance with the following safety/equipment guidelines:

(1) A MSF course completion card/certificate must be in possession of the operator whenever riding a motorcycle on Fort Rucker. Failure to produce one of these documents, if stopped by law enforcement personnel, may result in a citation being issued.

(2) Motorcycles must have headlights turned on at all times when in operation.

(3) All motorcycles operated on Fort Rucker must have two rearview mirrors (one mirror on each side).

c. The following personal protective equipment (PPE) is mandatory while operating, or riding as a passenger, on a motorcycle on or off Fort Rucker. Failure to wear the PPE or comply with licensing or operator training requirements may be considered in making line-of-duty determinations, if the injury results from non-use or noncompliance of PPE.

(1) Soldiers will wear an approved helmet. The helmet will be properly fastened (under the chin) and be certified to meet DOT standards as described in Appendix D. Civilians will comply with the same helmet requirement specified for Soldiers when operating or riding a motorcycle on Fort Rucker or while on government business off Fort Rucker. Personnel are highly encouraged to purchase a full face helmet with face shield. A full face helmet offers much better protection than any other type helmet and protects the entire head of the rider. Besides protecting a riders face during an accident, the face shield reduces wind noise and wind blast to the face, deflects road debris, i.e. rocks, metal, bugs, etc. and contributes to overall rider comfort from changing weather conditions and helps reduce rider fatigue.

(2) Full-fingered gloves or mittens designed for use on a motorcycle, long trousers, and long-sleeved shirt or jacket. Riders are highly encouraged to purchase leather riding apparel as it provides much more protection to the riders skin than normal clothing if the rider is involved in an accident.

(3) As a minimum motorcycle operators and passengers will wear a brightly colored reflective-type belt (as normally used by soldiers during PT), during either day or night time driving. Motorcycle operators are highly encouraged to wear a full size reflective vest as it makes them much more visible to other vehicle operators. Either a reflective belt, a reflective vest/jacket, or a jacket with reflective material meets requirements. When the belt is worn, it will be worn diagonally across the upper body and over the shoulder or over any backpack worn by the operator.

(4) Leather boots or over-the-ankle leather hard sole shoes.

(5) Proper eye protection whenever and wherever they operate or ride a motorcycle. Proper eye protection is defined as impact or shatter resistant goggles, or a full face shield properly attached to the helmet. A motorcycle windshield or a clear-looking vinyl or plastic windbreaker is not considered proper eye protection.

d. Company commanders are responsible for maintaining training records for Soldiers, indicating completion of the Motorcycle Safety Course. Commanders will conduct an initial inspection of their personnel prior to any rider operating a motorcycle followed by periodic inspections to ensure motorcycle riders are wearing proper personal protective equipment. As a minimum these inspections will coincide with holiday safety POV inspections.

e. Any operator who fails to comply with Fort Rucker Regulation 190-5, paragraphs 3-25b and c, may have their motorcycle driving privileges suspended on post for not less than 3 months for failing to have all required motorcycle rider's safety equipment and/or failure to attend an Army approved Motorcycle Safety Course, IAW Fort Rucker Regulation 190-5, paragraphs 2-6a and 2-6b.

3-26. RECREATIONAL AND OFF-ROAD VEHICLES. As stated in Fort Rucker Regulation 215-1, Hunting, Fishing, Water Safety, and Trapping, licensed motor vehicles are limited to operation on paved roads, gravel roads, and maintained dirt roads. Unlicensed off-road vehicles, trail bikes, go-carts, motorized scooters, and all-terrain vehicles are prohibited from use on Fort Rucker. Law enforcement and other official agencies, and properly registered handicapped hunters are excluded.

3-27. REQUIRED EQUIPMENT FOR VEHICLE OPERATION.

a. All motor vehicles operating on Fort Rucker will be equipped with the minimum equipment as intended by the vehicle manufacturer. All safety equipment provided on the vehicle by the manufacturer is required to be in operational condition.

b. All persons operating a motor vehicle on Fort Rucker will turn on their headlights when the vehicle's windshield wipers are in use.

3-28. VEHICLES IN UNSAFE CONDITION. No person shall drive or move on any roadway on Fort Rucker any motor vehicle, trailer, motorcycle, or combination thereof unless the vehicle's equipment is in good working order and equipped as required by this chapter, and unless the vehicle is in such safe mechanical condition as not to endanger the driver, other occupant, or any person or property. Examples of unsafe vehicles are vehicles with broken glass, jagged metal, extensively defective exhaust systems, seats not secured or with broken back supports, vehicles with class 3 leaks, or any other items or defects that could seriously affect the safe operation of the vehicle or add to the possibility of injury in the event of a traffic accident.

3-29. INSPECTION OF VEHICLES.

a. All vehicles operated on Fort Rucker may be inspected at any time by law enforcement personnel or by security guard personnel at access control points (ACPs). Drivers may be stopped by law enforcement personnel when reasonable cause exists to believe that a vehicle is unsafe or not equipped as required by law or that the vehicle's equipment is not in proper adjustment or repair.

b. In the event a vehicle is found to be in an unsafe condition or any required part or equipment is not present or in proper repair and adjustment, law enforcement personnel shall give a citation to the driver using either a DD Form 1805 (United States District Court Violation Notice), or a DD Form 1408 (Armed Forces Traffic Ticket). Issuance of citation requires the owner to place the vehicle in safe condition, and its equipment in proper repair, and adjustment as soon as practical, and shall require that the vehicle be re-inspected at the Fort Rucker Military Police desk within 3 working days.

c. In the event any vehicle is, in the reasonable judgment of law enforcement personnel, in such poor condition that further operation would be hazardous, law enforcement personnel may require that the vehicle not be operated under its own power (towed), or that it be driven to the nearest garage or other place of safety.

d. Every owner or driver shall comply with the notice given by law enforcement personnel. The vehicle shall not be operated on the roadways of Fort Rucker until such time that the deficiencies noted have been corrected.

e. Units, conducting POV inspections, should ensure that all necessary deficiencies are corrected prior to allowing Soldiers to operate vehicle.

3-30. DISPLAY OF STATE LICENSE PLATES.

a. All vehicles subject to the requirements of this regulation will display the minimum number of

license plates as prescribed by their state law.

b. No vehicle will display a license plate, or replicas of a license plate, from more than one jurisdiction. All license plates will be mounted on the vehicle utilizing bolts or screws.

c. License plates will not be covered with any clear material or tinting that obscures or otherwise prevents the visual viewing of the plate.

3-31. PLAYING OF AUDIO DEVICES (RADIO, CASSETTE, TAPE PLAYER). No person shall play an audio device in a vehicle or play a portable audio device being carried in a vehicle where the sound of said equipment can be heard at a distance of 25 feet.

3-32. TRANSPORT OF PRIVATELY OWNED FIREARMS IN A POV.

a. All privately owned firearms must be registered and used on post IAW USAAVNC Regulation 600-1, Prohibited and Regulated Conduct, and Fort Rucker Regulation 215-1.

b. Properly registered privately owned firearms may be transported only when traveling to or from a bona-fide hunting or sporting activity authorized by Fort Rucker Regulation 215-1, or for authorized storage in unit arms rooms or quarters. Firearms must be transported unloaded in the trunk of the vehicle. The only exception to this provision is a vehicle without a trunk. In these circumstances, firearms must be transported unloaded, either in a locked compartment, or cased and in plain view.

c. Alabama laws that permit carrying a concealed firearm do not permit individuals to carry such a firearm in a concealed manner on Fort Rucker or its satellite installations. Federal, state, and local law enforcement officers may carry a privately owned or agency issued firearm on their person or in their vehicle while engaged in official or military-related duties.

d. Upon positive identification, all state sworn law enforcement officers are authorized to transport a POW on/through Fort Rucker.

e. Transporting privately owned firearms on motorcycles is authorized if the firearm is secured in a separate lockable container from ammunition, i.e., saddlebag or lockable fairing container.

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
ALL DIVISIONS

FILED

JAN 27 1999

CLERK

U. S. DISTRICT COURT
MIDDLE DIST. OF ALA.

IN THE MATTER OF:)
)
) CR. MISC. NO. 198)
FORFEITURE OF COLLATERAL IN)
LIEU OF APPEARANCE IN CERTAIN)
PETTY AND MINOR OFFENSE CASES)

ORDER

Pursuant to the United States's motion filed January 27, 1999, to amend this Court's Standing Order for the Schedule of Forfeiture of Collateral in Lieu of Appearance in Certain Petty and Minor Offense Cases, it is CONSIDERED and ORDERED that the motion is hereby GRANTED and that the Court's Standing Order is hereby AMENDED to incorporate the amendments to: II. Schedule of Offenses on all National Forest Lands Under Control of the United States Forest Service; III. Schedule of Offenses on Lands Under the Control of the U.S. Army Corps of Engineers (Including Outgranted Lands); VI. Schedule of Offenses on National Wildlife Refuges-U.S. Fish and Wildlife Service; and X. Schedule of Offenses concerning Matters Within the Jurisdiction of the Bureau of Land Management.

Done this 27th day of January, 1999.


W. HAROLD ALBRITTON
CHIEF JUDGE

- I. SCHEDULE OF OFFENSES ON PROPERTY UNDER THE CONTROL OF THE NATIONAL PARK SERVICE
- II. SCHEDULE OF OFFENSES ON ALL NATIONAL FOREST LANDS UNDER CONTROL OF THE UNITED STATES FOREST SERVICE
- III. SCHEDULE OF OFFENSES ON LANDS UNDER THE CONTROL OF THE U. S. ARMY CORPS OF ENGINEERS (INCLUDING OUTGRANTED LANDS)
- IV. SCHEDULE OF OFFENSES ON LANDS UNDER THE CONTROL OF THE VETERANS ADMINISTRATION
- V. SCHEDULE OF OFFENSES ON PROPERTY UNDER THE CONTROL OF THE GENERAL SERVICES ADMINISTRATION
- VI. SCHEDULE OF OFFENSES ON NATIONAL WILDLIFE REFUGES-U. S. FISH AND WILDLIFE SERVICE
- VII. SCHEDULE OF OFFENSES IN VIOLATION OF FEDERAL WILDLIFE ACTS - U.S. FISH AND WILDLIFE SERVICE
- VIII. SCHEDULE OF MISCELLANEOUS OFFENSES ON LANDS UNDER THE CONTROL OF THE UNITED STATES GOVERNMENT
 - A. Traffic Offenses
- IX. OFFENSES FOR WHICH BOND MAY NOT BE FORFEITED, AND FOR WHICH APPEARANCE IS MANDATORY
- X. SCHEDULE OF OFFENSES CONCERNING MATTERS WITHIN THE JURISDICTION OF THE BUREAU OF LAND MANAGEMENT

I. SCHEDULE OF OFFENSES ON PROPERTY UNDER THE CONTROL OF THE NATIONAL PARK SERVICE (INCLUDING BUT NOT LIMITED TO THE HORSESHOE BEND NATIONAL MILITARY PARK AND THE TUSKEGEE INSTITUTE NATIONAL HISTORIC SITE

	Offense Code	Fine	Bail
36 CFR			
<u>PART 1</u>			
GENERAL PROVISIONS:	11-00-00		
1.5 Closure and Public Limits: Includes Superintendent's Compendium	11-05-00	50	50
1.6 Permits: Violation of Terms/Conditions of Permit Prohibited.	11-06-00	100	100
(g), (1), Engaging in an activity without a permit	11-06-01	250	250
(g), (2), Violating a term or condition of a permit issued	11-06-02	250	250
36 CFR			
<u>PART 2</u>			
RESOURCE MANAGEMENT, PUBLIC USE AND RECREATION:	12-00-00		
2.1 Preservation:	12-01-00		
(a), (1), Possessing, removing, destroying	12-01-01	50	50
(a), (1), (1), Living or Dead Wildlife	12-01-11	50	50
(a), (1), (2), Plants and parts	12-01-12	50	50
(a), (1), (3), Non-fossilized/fossilized specimen	12-01-13	250	250
(a), (1), (4), Mineral or cave resource	12-01-14	100	100
(a), (2), Introducing wildlife and plants	12-01-02	100	100
(a), (3), Throwing, rolling rocks	12-01-03	50	50
(a), (4), Wood gathering	12-01-04	150	150
(a), (5), Walking on or Climbing cultural resources	12-01-05	100	100
(a), (6), Possessing, destroying, resources	12-01-06	250	250

	Alabama Code	Offense Code	Fine	Bail
(a), (7), Possessing/using a metal detector		12-01-07	100	100
(b), Designated Trails		12-01-20	25	25
(c), (3), (1), Gathering natural products		12-01-30	25	25
(c), (3), (2), Size and quantity limits		12-01-32	25	25
(c), (3), (3), Removal of natural products		12-01-33	50	50
(c), (3), (4) Gathering outside design-ated area		12-01-34	50	50
(c), (3), (5) Sale or commercial use of		12-01-35	MA	300
2.2 Wildlife Protection:		12-02-00		
(a), (1), Unauthorized taking of wildlife		12-02-01	300	300
(a), (2), Feeding, frightening, wildlife		12-02-02	50	50
(a), (3), Possessing unlawfully taken wildlife		12-02-03	300	300
(a), (4), Discharging a weapon		12-02-04	150	150
(d), Unauthorized transportation of		12-02-40	50	50
(e), Use of artificial light		12-02-50	100	100
2.3 Fishing:		12-03-00		
(a) Fishing in violation of state law Cite Title 36, CFR, 2.3(a) plus appropriate law(s)		12-03-10	50	50
Fishing without a license	220-2-.23	12-03-10	50	50
Exceed limit	220-2-.35	12-03-10	50	50
All other Applicable State Laws		12-03-10	50	50
(d), (1), Fishing other by hook and line with the rod or line attended		12-03-20	50	50
(d), (4), Commercial fishing		12-03-21	100	100
(d), (5), Use of Drug, Poison, Explosives, or Electricity		12-03-22	250	250

	Offense Code	Fine	Bail
(d), (6), Digging for bait	12-03-23	25	25
(d), (8), Fishing in closed area	12-03-24	25	25
(f), Failure to permit authorized person to check licenses, catch or equipment	12-03-30	50	50
2.4 Weapons, Traps and Nets: (except 02-07-00)	12-04-00		
(a), (1), Possessing, using or carrying	12-04-10	100	100
(b), Loaded weapon in vehicle or vessel	12-04-20	100	100
(c), Use of weapon that endangers others	12-04-30	100	100
(d), Possessing weapon in violation of permit	12-04-40	100	100
(f), Violation of Federal/State laws	12-04-50	100	100
2.5 Research Specimens:	12-05-00		
(a), Violating conditions of permit	12-05-01	100	100
(b), Authority to suspend/revoke permit	12-05-02	250	250
2.10 Camping and Food Storage:	12-10-00		
(a), Requirement for permit	12-10-01		
(b), (1), Digging at campsite	12-10-20	25	25
(b), (2), Leaving camping equipment	12-10-21	25	25
(b), (3), Camping too close to water source	12-10-22	25	25
(b), (4), Violating quiet hours	12-10-23	50	50
(b), (5), Installing permanent camp	12-10-24	50	50
(b), (6), Displaying wildlife carcasses in camp	12-10-25	50	50
(b), (7), Connecting to utility system	12-10-26	25	25
(b), (8), Failure to obtain a camping permit	12-10-27	25	25
(b), (9), Violating camping conditions	12-10-28	50	50
(b), (10), Camping outside designated area	12-10-29	25	25
(c), Violating conditions of permit	12-10-30	50	50

	Offense Code	Fine	Bail
(d), Improper food storage	12-10-40	25	25
2.11 Picnicking outside designated areas	12-11-00	25	25
2.12 Audio Disturbance:	12-12-00		
(a), (1), (1), Excessive noise level above 60 decibels	12-12-01	50	50
(a), (1), (1i), Reasonable noise	12-12-10	50	50
(a), (2), Power saw in developed area	12-12-02	25	25
(a), (3), Portable engine/motor in undeveloped area	12-12-03	50	50
(a), (4), Public address system without permit	12-12-04		
(b), Violation of terms/conditions of permit	12-12-05	250	250
2.13 Fires: (except 01-08-00)	12-13-00		
(a), (1), Fire in undesignated	12-13-01	25	25
(a), (2), Using stove in violation of restriction	12-13-02	25	25
(a), (3), Lighting/using fire with damage/hazard	12-12-03	50	50
(a), (4), Leaving fire unattended	12-13-04	50	50
(a), (5), Discarding burning material	12-13-05	50	50
(b), Failure to extinguish fire	12-13-20	25	25
(c), Lighting fire during high fire danger (established by Superintendent)	12-13-30	250	250
2.14 Sanitation and Refuse:	12-14-00		
(a), (1), Failure to use receptacles	12-14-01	75	75
(a), (2), Using government receptacles for private use	12-14-02	150	150

	Offense Code	Fine	Bail
(a), (3), Placing refuse in toilet facility	12-14-04	25	25
(a), (4), Draining refuse from trailer/vehicle	12-14-04	100	100
(a), (5), Bathing, washing at public water outlet	12-14-05	25	25
(a), (6), Polluting water source	12-14-06	100	100
(a), (7), Improper disposal of fish remains	12-14-07	25	25
(a), (8), Disposal in developed area	12-14-08	100	100
(a), (9), Disposal in undeveloped area	12-14-09	100	100
(b), Violating conditions	12-14-20	50	50
2.15 Pets:	12-15-00		
(a), (1), Possessing pet in closed area	12-15-01	25	25
(a), (2), Failure to restrain (leash) pet	12-15-02	25-500	25-500
(a), (3), Leaving pet unattended	12-15-03	25	25
(a), (4), Allowing pet to make unreasonable noise	12-15-04	50	50
(a), (5), Failure to remove pet excrement	12-15-05	25	25
(b), Hunting dogs	12-15-20	100	100
(c), Animals injuring wildlife	12-15-30	100	100
(d), Impounding of pets	12-15-40		
(e), Violation of conditions by resident	12-15-50	25	25
2.16 Horses and Pack Animals:	12-16-00		
(a), Use of other than pack animals	12-16-01	50	50
(b), Outside of trails, etc., designated	12-16-20	50	50
(c), Use of park road, except to cross	12-16-30	50	50
(d), Free or loose animals	12-16-40	50	50
(e), Excess speed when others	12-16-50	50	50

	Offense Code	Fine	Bail
(f), Obstruction of noise when animals pass	12-16-60	50	50
(g), Violations of conditions	12-16-70	50	50
2.17 Aircraft and Air Delivery:	12-17-00		
(a), (1), Operating on land or waters within the Park	12-17-01	100	100
(a), (3), Deliver/retrieve by air	12-17-03	250	250
(c), (2), failure to remove downed aircraft	12-17-30	MA	300
(d), Failure to comply with FAA regulations	12-17-40	250	250
(e), Use of hovercraft	12-17-50	100	100
(f), Violation of permit	12-17-60	250	250
2.18 Snowmobiles:	12-18-00		
(b), Operation according to state law	12-18-20	25	25
(c), Designated routes	12-18-30	50	50
(d), (1), Excessive noise	12-18-40	50	50
(d), (2), Lights required	12-18-50	25	25
(d), (3), Brakes required	12-18-60	25	25
(d), (4), Posted speed	12-18-70	50	50
(e), (1), Operation by persons under 16	12-18-80	25	25
2.19 Winter Activities:	12-19-00		
(a), Prohibited on roads open to public	12-19-01	25	25
(b), Towing of persons by cars prohibited	12-19-20	25	25
(c), Failure to comply with restrictions	12-19-30	25	25
2.20 Skating, Skateboards	12-20-00	25	25

	Offense Code	Fine	Bail
2.21 Smoking:	12-21-00	25	25
(a), Smoking in closed area	12-21-01	25	25
(b), Smoking in caves/caverns	12-21-20	25	25
2.22 Property:	12-22-00		
(a), (1), Abandoning property	12-22-01	100	100
(a), (2), Unattended, more than 24 hours	12-22-02	25	25
(a), (3), Failure to turn in found property	12-22-03	50	50
2.23 Recreation Fees:	12-23-00		
(b), Failure to pay required fee	12-23-00	25	25
2.30 Misappropriation of Property and Services: (Refer Larceny 01-06-00)	02-05-00		
(a), (1), Unlawful possession	02-05-01	MA	100
(a), (2), Obtaining without payment	02-05-02	100	100
(a), (3), Deception, bad checks	02-05-03	MA	300
(a), (4), Shoplifting	02-05-04	100	100
(a), (5), Possessing stolen property	02-05-05	MA	300
2.31 Trespassing, Tampering and Vandalism:	12-31-00		
(a), (1), Trespassing	12-31-01	100	100
(a), (2), Tampering	12-31-01	MA	300
(a), (3), Vandalism	02-06-00	MA	300
Government property (U.S. only)			
Equipment, real property	02-06-11		
Natural	02-06-11		
Cultural	02-06-12		

	Offense Code	Fine	Bail
Other	02-06-13		
Concession property	02-06-20		
Private property	02-06-30		
Other	02-06-40		
2.32 Interfering with Agency Functions:	12-32-00		
a), (1), Government employee engaged inofficial duty	12-32-01	MA	300
(a), (2), Violating lawful order	12-32-02	100	100
(a), (3), False information	12-32-03	75	75
(a), (4), False report	12-32-04	MA	300
2.33 Report of Injury or Damage:	12-33-00		
(b), failure to report in excess of \$100.00	12-33-01	25	25
2.34 Disorderly Conduct:	02-16-00		
(a), (1), Fighting, Threatening, Violent Behavior	02-16-01	100	100
(a), (2), Abusive utterance, gesture	02-16-02	100	100
(a), (3), Unreasonable Noise	02-16-03	50	50
(a), (4), Hazardous or offensive condition	02-16-04	100	100
2.35 Alcoholic Beverage & Controlled Substance:			
Alcohol	02-14-00		
(a), (2), (Ii), Sale or Gift to a Minor	02-14-10	100	100
(a), (2), (ii), Possession by a Minor	02-14-20	50	50
(a), (3), Closed Area	02-14-50	50	50
(c), Under the Influence of Alcohol/Drugs Civil Protective Custody	02-15-00	250	250
	02-15-01	0	0

	Offense Code	Fine	Bail
Controlled Substance	02-10-00		
(b), (1), Sale/Manufacture Opium or Cocaine and their derivatives	02-10-11	MA	300
Marijuana	02-10-12	MA	300
Other	02-10-13	MA	300
(b), (2), Possession Opium or Cocaine and their derivatives	02-10-21	MA	300
Marijuana	02-10-22	MA	300
Other	02-10-23	MA	300
(c), Under the Influence of Controlled Substance	02-10-30	250	250
Cultivation	02-10-40		
Interdiction	02-10-50		
2.36 Gambling:	02-11-00		
(a), Gambling/operating of Gambling Device	02-11-00	100	100
2.37 Noncommercial Soliciting	12-37-00	50	50
2.38 Explosives:	12-38-00		
(a), Using, possessing explosives	12-38-01	250	250
(b), Using, possessing fireworks	12-30-20	25	25
(c), Violating conditions of permit	12-38-30	100	100
2.50 Special Events:	12-50-00		
(e), Violation of permit	12-50-01	250	250
2.51 Public Assemblies and Meetings:	12-51-00		
(a), Violation of permit	12-51-01	250	250

	Offense Code	Fine	Bail
(h), Impeding traffic/harassing visitors	12-51-20	150	150
2.52 Sale or Distribution of Printed Matter:	12-52-00		
(a), Without a permit	12-52-10	50	50
(h), Impeding traffic/harassing visitors	12-52-20	150	150
(j), Violation of permit	12-52-30	250	250
2.60 Livestock use and Agricultural:	12-60-00		
(a), Unauthorized herding/pasturing or grazing	12-60-01	300	300
(b), Violations of terms and conditions	12-60-02	300	300
2.61 Residing on Federal Lands:	12-61-00		
(a), Residing in park without permit/lease	12-61-10	100	100
(b), Violations of terms/conditions of permit	12-61-29	100	100
2.62 Memorialization:	12-62-00		
(a), Memorialization prohibited	12-62-10	25	25
(b), Scattering of human ashes	12-62-20	25	25
(c), Violation of area designated	12-62-30	25	25
(d), Violation of permit	12-62-40	25	25

	CFR & Alabama Code	Offense Code	Fine	Bail
36 CFR				
<u>PART 3</u>				
BOATING AND WATER USE ACTIVITIES				
3.1 Applicable Federal and State Laws cite CFR, Title 36,3.1 plus appropriate law(s)				
		13-01-10		
<u>NUMBER(registration)* VIOLATIONS 13-01-10</u>				
Vessel not numbered (registered)	33CFR 173.15 (a) (1)	13-01-10	50	50
No numbers displayed (vessel registered)	33CFR 173.15 (a) (1)	13-01-10	50	50
Expired registration* and decals	33CFR 173.21 (a) (1)	13-01-10	50	50
Expired temporary registration*	33CFR 173.21 (a) (1)	13-01-10	50	50
Improper number display (size, color, etc.)	33CFR 173.15 (a) (2)	13-01-10	50	50
No registration* on board	33CFR 173.21 (a) (1)	13-01-10	50	50
No other numbers allowed (on forward ½)	33CFR 173.19	13-01-10	50	50
Not numbered in state of principal use	33CFR 173.15 (a) (1)	13-01-10	50	50
Registration* must be presented on demand	33CFR 173.23	13-01-10	50	50
Location of Certificate of Numbers	33CFR 173.25	13-01-10	50	50
Fail to remove invalid numbers	33CFR 173.33	13-01-10	50	50
Improper display of numbers (dealer)	33CFR 173.15 (a) (2)	13-01-10	50	50
Decals other than current one displayed or located in improper location	COA 33-5-31R3 (4)	13-01-10	50	50

	CFR Alabama & U.S. Code	Offense Code	Fine	Bail
Failure to surrender Certificate of Numbers	33CFR 173.77	13-01-10	50	50
Failure to notify issuing authority	33CFR 173.29	13-01-10	50	50
*Registration as used here means "Certificate of Number."				
<u>DOCUMENTED VESSEL WITH INVALID DOCUMENT 13-01-11</u>				
Vessel not numbered (registered*)	33CFR 17.15(a)(1)	13-01-11	50	50
<u>OPERATOR LICENSES 13-01-12</u>				
Motorboat or Operator's License required when carrying for hire	46CFR 26.25-1(a)	13.01-12	50	50
<u>OPERATIONS VIOLATION 13-01-30</u>				
Failure to Stop Vessel on Command	36CFR 2.32(a)(1)	13-01-30	MA	300
Refusal to Allow Vessel Inspection	36CFR 2.32(a)(1)	13-01-30	MA	300
Removing, Defacing, Destroying a Navigation Aid	33CFR 70.05-1	13-01-30	MA	300
<u>RULES OF THE ROAD 13-01-20</u>				
Failure to Maintain Proper Lookout	33 USC 2005	13-01-20	50	50
Failure to Maintain Safe Speed	33 USC 2006	13-01-20	50	50
Failure to Take Action to Avoid Collision	33 USC 2009	13-01-20	50	50
Failure to Keep to Right	33 USC 2010	13-01-20	50	50
Failure to Yield, Sailing Vessel	33 USC 2012	13-01-20	50	50
Failure to Yield, Overtaking	33 USC 2013	13-01-20	50	50
Failure to Yield, Head On	33 USC 2014	13-01-20	50	50
Failure to Yield, Crossing	33 USC 2015	13-01-20	50	50

	CFR Alabama & U.S. Code	Offense Code	Fine	Bail
Failure to Maintain Course and Speed	33 USC 2017	13-01-20	50	50
Power Vessel Must Yield to Sailing Vessel	33 USC 2018	13-01-20	50	50
Failure to Sound Whistle Signal	33 USC 2030	13-01-20	50	50
<u>EQUIPMENT VIOLATIONS 13-01-40</u>				
Insufficient Number of PFD's				
Adult	33 CFR 175.15	13-01-40	50	50
a. Less than 16'				
b. 16' or more (wearable)				
c. 16' or more (type)				
Insufficient Number of PFD's Child	33 CFR 175.15	13-01-40	50	50
Type I,II or III not Readily Accessible	33 CFR 175.19(a)	13-01-40	50	50
Type IV not Immediately Available	33 CFR 175.19(b)	13-01-40	50	50
Unserviceable PFD's	33 CFR 175.21(a)	13-01-40	50	50
Non-approved PFD's	33 CFR 175.21(b)	13-01-40	50	50
PFD's of Improper Size	33 CFR 175.21(c)	13-01-40	50	50
No Fire Extinguisher	46CFR25.30-20(a)(1)	13-01-40	50	50
Insufficient Number of Fire Extinguishers	46CFR25.52-20(a)(1)	13-01-40	50	50
Unserviceable Extinguisher	46CFR25.30-20(a)(1)	13-01-40	50	50
Non-approved Fire Extinguisher	46 CFR 25.30-5(b)	13-01-40	50	50
Fire Extinguisher not Labeled	46 CFR 25.30-10(d)	13-01-40	50	50
No Backfire Flame Control	46 CFR 25.35-1(a)	13-01-40	50	50

	CFR & Alabama Code	Offense Code	Fine	Bail
Flame Control Unserviceable or Improperly Installed on Non-approved	46 CFR 25.35-1(a)	13-01-40	50	50
Inadequate Ventilation on a Pre-August 1, 1980 Boat	46 CFR 25.40-1	13-01-40	50	50
Inadequate Ventilation on a Post-July 31, 1980 Boat	33 CFR 175.201	13-01-40	50	50
No Sound Producing Device	COA 33-5-31R8(1)	13-01-40	50	50
No Pollution Placard	33 CFR 155.450(a)	13-01-40	50	50
No Means to Remove Oily Bilge Slops	33 CFR 155.330(a)	13-01-40	50	50
Draining Oil into the Bilge	33 CFR 155.770	13-01-40	50	50
No Copy of NAVRULS	33 CFR 88.05	13-01-40	50	50
<u>IMPROPER (OR NO) NAVIGATION LIGHTS 13-01-40</u>				
Power-driven Vessels	COA 33-5-31R9(1)(2)	13-01-40	50	50
Sailing Vessels	COA 33-5-31R9(1)(6)	13-01-40	50	50
Vessel Under Oars	COA 33-5-31R9(1)(1)	13-01-40	50	50
Anchor Lights	COA 33-5-31R9(2)	13-01-40	50	50

	Offense Code	Fine	Bail
3.2 National Park Service Distinctive Identification:			
(b), NPS vessel markings	13-02-00	100	100
3.3 Permits	13-03-00	100	100
3.4 Accidents:	13-04-00		
(b), Failure to report	13-04-01	50	50
3.5 Inspection:	13-05-00		
(c), Violation of directions	13-05-01	50	50
3.6 Prohibited Operations:	13-06-00		
(a), Reckless, negligent	13-06-01	250	250
(a), (1), Ski flag required	13-06-11	50	50
(b), Operator under influence	13-06-02	MA	300
(c), Regulatory marker	13-06-03	25	25
(d), (1), Wakeless speed area, 5 mph	13-06-04	25	25
(d), (2), Wakeless speed, 100' restr.	13-06-14	25	25
(e), Operated in swim beach	13-06-05	100	100
(f), Bow riding	13-06-06	50	50
(g), Interfere with buoy, etc	13-06-07	25	25
(h), Launch with trailer	13-06-08	50	50
(i), Launch motorboat	13-06-09	25	25
(k), Airboats	13-06-10	25	25
(l), Length restrictions	13-06-12	25	25
3.7 Noise Abatement	13-07-00	50	50

	Offense Code	Fine	Bail
3.20 Water Skiing:	13-20-00		
(a), Tow skier, prohibited area	13-20-10	50	50
(b), (1), Tow skier, after sunset	13-20-20	50	50
(b), (2), Tow skier, no observer	13-20-22	50	50
(b), (3), Tow skier, no flotation device	13-20-21	50	50
(b), (4), 500' and 100' restrictions	13-20-23	100	100
3.21 Swimming and Bathing:	13-21-00		
(a), (1), Swimming/bathing closed area	13-21-01	25	25
(a), (2), Designated restrictions	13-21-02	25	25
(a), (3), Swimming from vessel underway	13-21-03	25	25
(b), Swim beach rules	13-21-04	25	25
3.23 SCUBA and Snorkeling:	13-23-00		
(a), In swim, dock or mooring areas	13-23-01	25	25
(b), Diving without divers flag	13-23-02	25	25

	Alabama Code	Offense Code	Fine	Bail
<u>PART 4</u>				
VEHICLE AND TRAFFIC SAFETY		14-00-00		
4.2 Applicable State Laws Cite 36 CFR 4.2(b) plus Alabama Code (COA).		14-02-00		
<u>REGISTRATION</u>				
Vehicle Registration (expired)	T32-6-65	14-02-20	50	50
Rear Tag Required	T32-6-51	14-02-20	50	50
Tag, Improper Classification	T32-6-52	14-02-20	50	50
Switched Tag	T40-12-260	14-02-20	50	50
<u>DRIVERS LICENSE</u>				
No Drivers License	T32-6-9	14-02-05	50	50
Violation License Restriction	T32-6-12	14-02-05	50	50
Driving on Revoked/Suspended License	T32-5A-195	14-02-05	250	250
Allowing Another to Use License	PR-3	14-02-05	50	250
Altering or Defacing License	PR-4	14-02-05	50	50
Allowing Minor to Operate Vehicle	T32-5-65	14-02-05	50	50
<u>DRIVING VIOLATIONS</u>				
Attempting to Elude Police	T32-5A-193	14-02-18	250	250
Backing Improperly	T32-5A-51	14-02-14	50	50
Crossing Fire Hose	T32-5A-59	14-02-25	50	50
Dimming Headlights	T32-5-242	14-02-25	50	50
Divided Highways: Improper Use	T32-5A-90	14-02-18	50	50
Drivers View Obstructed	T32-5A-53	14-02-25	50	50
Following too Close	T32-5A-89	14-02-18	50	50
<u>LANE USAGE</u>				
Slower traffic use Right Lane	T32-5A-80	14-02-18	50	50
Improper Lane Change	T32-5A-88	14-02-18	50	50

	Alabama Code	Offense Code	Fine	Bail
<u>PASSING, IMPROPER</u>				
Curve or Hill	T32-5A-85	14-02-18	50	50
Intersection or RR Crossing	T32-5A-85	14-02-18	50	50
Markings	T32-5A-86	14-02-18	50	50
On Right	T32-5A-83	14-02-18	50	50
When Meeting a Vehicle	T32-5A-84	14-02-18	50	50
<u>RECKLESS DRIVING</u>				
Racing on Highway	T32-5A-178	14-02-50	250	250
Reckless Driving	T32-5A-190	14-02-50	250	250
Wrong Side of the Road	T32-5A-80	14-02-50	50	50
Wrong Way on One Way Street	T32-5A-87	14-02-50	50	50
<u>RIGHT-OF-WAY</u>				
Emergency Vehicle	T32-5A-115	14-02-16	50	50
Passing Vehicle	T32-5A-82	14-02-16	50	50
Pedestrian in Crosswalk	T32-5A-211	14-02-16	50	50
Stop or Yield Sign	T32-5A-112	14-02-16	50	50
Vehicle Turning Left	T32-5A-111	14-02-16	50	50
Vehicle Entering From Private Road	T32-5A-114	14-02-16	50	50
<u>STOPPING, TURNING, SIGNAL AND TOWING</u>				
Stop Signs	T32-5A-112	14-02-18	50	50
School or Church Bus	T32-5A-154	14-02-18	50	50
Towing Vehicle Improperly	T32-5A-130	14-02-18	50	50
Turns-Improper Right or Left	T32-5A-130	14-02-23	50	50
Signal Required	T32-5A-134	14-02-23	50	50
U Turn at Hill or Curve	T32-5A-131	14-02-23	50	50

	Alabama Code	Offense Code	Fine	Bail
<u>EQUIPMENT OF VEHICLES</u>				
Brakes Required	T32-5-212	14-02-24	50	50
Flares Required	T32-5-220 (a)	14-02-24	50	50
Flares Required @ Disabled Vehicles	T32-5-221	14-02-24	50	50
Horn Required	T32-5-213	14-02-24	50	50
Lights Required	T32-5-240	14-02-24	50	50
Head Lights 24" to 54"	T32-5-240 (b)	14-02-24	50	50
Tail Lights	T32-5-240 (c)	14-02-24	50	50
Clearance Lights	T32-5-240 (d)	14-02-24	50	50
Reflectors	T32-5-240 (g)	14-02-24	50	50
Fog Lights (permissible between 12"-30")	T32-5-241	14-02-24	50	50
Mirror Required	T32-5-214	14-02-24	50	50
Muffler Required	T32-5-216	14-02-24	50	50
<u>LOADS</u>				
Not secured by Chains or Cables	T32-5-75	14-02-29	50	50
Sifting or Spilling	T32-5-76	14-02-29	50	50
Flag or Light at end of load	T32-5-211	14-02-29	50	50
Over height, 13 ½	T32-9-20	14-02-29	150	150
Over length, Truck & Trailer, 60' Livestock Truck & Trailer, 65' Other Vehicles, 40'	T32-9-20	14-02-29	150	150
Over width, 8' Except Forest Products & Culvert Pipe, 102"	T32-9-20	14-02-29	150	150
Permit Required if Oversize Load	T32-9-20	14-02-29	150	150
Refusal to Allow Measuring, Weighing, etc.	T32-9-31	14-02-29	150	150

	Alabama Code	Offense Code	Fine	Bail
<u>MOTORCYCLES</u>				
Helmet & Shoes Required	T32-5A-245	14-02-30	50	50
Motorcycle License Required	T32-6-9	14-02-05	50	50

	Offense Code	Fine	Bail
4.1 Applicability and Scope	14-01-00		
4.2 Applicable State Laws Cite 36 CFR, 4.2 plus Appropriate state code	14-02-00	50	50
4.3 Authorized Emergency Vehicles	14-03-00		
4.4 Report of Motor Vehicle Accident:	14-04-00		
(c), Failure to comply with reporting requirements	14-04-00	250	250
4.10 Travel on Park Roads and Designated Routes:	14-10-00		
(a), Outside established road/parking areas	14-10-10	75	75
(c), (1), Pneumatic tires required	14-10-01	35	35
(c), (2), Vehicle operation damaging roads	14-10-02	250	250
(c), (3), Lights required	14-10-03	35	35
4.11 Load, Weight and Size Limit:	14-11-00		
(b), (1), Violation of load limits	14-11-01	150	150
(b), (2), Failure to obtain permit	14-11-03	50	50
(b), (3), Violation of terms/conditions permit	14-11-03	250	250
4.12 Traffic Control Devices	14-12-00	25	25

	Offense Code	Fine	Bail
4.13 Obstructing Traffic:	14-13-00		
(a), Obstruction traffic	14-13-01	35	35
(b), Interference with flow of traffic	14-13-02	35	35
4.14 Open Container of Alcoholic Beverage:	02-14-00		
(b), Carrying/storing open container	02-14-30	50	50
4.20 Right-of-way	14-20-00	50	50
4.21 Speed Limits:	14-21-00		
(c), Exceeding posted limit	14-21-01	\$4/ml	200
4.22 Unsafe Operation:	14-22-00		
(b), (1), Without due care	14-22-01	250	250
(b), (2), Excessive acceleration	14-22-02	100	100
(b), (3), Fail to maintain control of vehicle	14-22-03	250	250
(b), (4), (i), Unlawful riding on towed vehicle	14-22-04	100	100
(b), (4), (ii), Unlawful riding on exterior of vehicle	14-22-40	100	100
4.23 Operating Under the Influence of Alcohol or Drugs:	02-13-00		
(a), (1), Under the Influence Alcohol/Drugs	02-13-10	MA	300
(a), (2), Alcohol concentration of 0.10 or higher	02-13-20	MA	300

	Offense Code	Fine	Bail
4.30 Bicycles:	14-30-00		
(a), Designed routes	14-30-01	25	25
(d), (1), Possessing in wilderness area	14-30-10	25	25
(2), Lights required	14-30-02	25	25
(3), Riding abreast	14-30-03	25	25
(4), Operating consuming/carrying alcoholic beverage	02-14-60	100	100
4.31 Hitchhiking:	14-31-00	35	35

PART 5

COMMERCIAL AND PRIVATE OPERATIONS	15-00-00		
5.1 Advertisements	15-01-00	150	150
5.2 Sale of Alcoholic Beverages; Sale of Intoxicants	15-02-00	150	150
5.3 Business Operations	15-03-00	200	200
5.4 Commercial Passenger Carrying Motor Vehicles	15-04-00	50	50
5.5 Commercial Photography:	15-05-00		
(a), Motion Pictures	15-05-10	500	300
(b), Still Photos	15-05-20	500	300
5.6 Commercial Vehicles:	15-06-00		
(b), Prohibited	15-06-00	100	100
5.7 Construction of Buildings or Other Facilities	15-07-00	MA	300
5.8 Discrimination in Employment Practices	15-08-00	MA	300

	Offense Code	Fine	Bail
5.9 Discrimination in Furnishing Public Accommodations and Transportation Services	15-09-00	MA	300
5.10 Eating, Drinking or Lodging Establishments:			
(b), Operating in accordance of state/ local regulations	15-10-10	100	100
5.13 Nuisances	15-13-00	100	100
5.14 Prospecting, Mining and Mineral Leasing	15-14-00	200	200

II. SCHEDULE OF OFFENSES ON ALL NATIONAL FOREST LANDS UNDER CONTROL
OF THE UNITED STATE FOREST SERVICE

CFR 261.3

INTERFERING WITH FOREST OFFICERS

CFR 261.3(a)

Threatening, resisting, intimidating or interfering with any forest officer engaged in his official duties in the protection, improvement or administration of the National Forest System is prohibited.

MANDATORY

CFR 261.3(b)

Giving any false, fictitious or fraudulent report or other information to any Forest Officer engaged in or on account of the performance of his official duties knowing that such report or other information contains false, fictitious or fraudulent state or entry.

\$75

CFR 261.3(c)

Threatening, intimidating, or intentionally interfering with any Forest Officer, volunteer, or human resource program enrollee while engaged in or on account of the performance of duties for the protection improvement, or administration of the National Forest System or other duties assigned by the Forest Service.

MANDATORY

CFR 261.4

DISORDERLY CONDUCT

CFR 261.4(a)

Engaging in fighting

\$150

CFR 261.4(b)

Addressing any offensive, derisive or annoying communication to any other person who is lawfully present when such communication has a direct tendency to cause acts of violence by the person to whom, individually, the remark is addressed.

\$100

CFR 261.4(c)

Make statements or other actions directed toward inciting or producing imminent lawless action and likely to incite or produce such action.

\$100

CFR 261.4(d)

Causing public inconvenience, annoyance or alarm by making unreasonably loud noise.

\$50

CFR 261.5

Fire

CFR 261.5(a)

Carelessly or negligently throwing or placing any ignited substance or other substance that may cause a fire.

\$100

CFR 261.5(b)

Firing any tracer bullet or incendiary ammunition

\$100

CFR 261.5(c)

Causing timber, trees, slash brush, or grass to burn except as authorized by permit.

\$100

CFR 261.5(d)

Leaving a fire without completely extinguishing it.

\$100

CFR 261.5(e)

Allowing a fire to escape from control.

\$100

CFR 261.5(f)

Building, attending, maintaining, or using a campfire without removing all flammable material from around the campfire adequate to prevent its escape.

\$50

CFR 261.6

TIMBER AND OTHER FOREST PRODUCTS

CFR 261.6(a)

Cutting or otherwise damaging any timber, tree or other forest product, except as authorized by permit, timber sale contract, Federal law or regulation.

\$150

CFR 261.6(b)

Cutting any standing tree, under permit or timber sale contract, before a Forest Officer has marked it or has otherwise designated it for cutting.

\$150

CFR 261.6(c)

Removing any timber or other forest product cut under permit or timber sale contract, except to a place designated for scaling, or removing it from that before it is scaled, measured, counted, or otherwise accounted for by a Forest Officer.

\$150

CFR 261.6(d)

Stamping, marking with paint, or otherwise identifying any tree or other forest product in a manner similar to that employed by forest officers to mark or designate a tree or any other forest product for cutting or removal.

MANDATORY

CFR 261.6(e)

Loading, removing or hauling timber or other forest product acquired under any permit or timber sale contract unless such product is identified as required in such permit or contract.

\$150

CFR 261.6(f)

Selling or exchanging any timber or other forest product obtained under free use pursuant to 223.5 through 223.11.

\$150

CFR 261.6(g)

Violating any timber export or substitution restriction in 223.160 through 223.164.

\$150

CFR 261.6(h)

Removing any timber, tree or other forest product, except as authorized by permit, timber sale contract, Federal law or regulation.

\$150

CFR 261.7

LIVESTOCK

CFR 261.7(a)

Placing or allowing unauthorized livestock to enter or be in the National Forest System or other lands under Forest Service control.

\$50

CFR 261.7(b)

Not removing unauthorized livestock from National Forest System or other lands under Forest Service control when requested by a forest officer.

\$100

CFR 261.7(c)

Failing to reclose any gate or other entry.

\$50

CFR 261.7(d)

Molesting, injuring, removing, or releasing any livestock impounded under 262.10 while in the custody of the Forest Service or its authorized agents.

MANDATORY

CFR 261.8

FISH AND WILDLIFE

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

CFR 261.8(a)

Hunting, trapping, fishing, catching, molesting, killing or having in possession any kind of wild animal, bird, or fish or taking the eggs of any such bird.

\$150

CFR 261.8(b)

Possessing a firearm or other implement designed to discharge a missile capable of destroying animal life.

\$100

CFR 261.8(c)

Possessing equipment which could be used for hunting, fishing, or trapping.

\$100

Possessing a dog not on a leash or otherwise confined.

\$100

CFR 261.8(d)

Curtail the free movement of any animal or plant life into or out of a cave, except as authorized to protect a cave resource.

\$100

CFR 261.9

PROPERTY

CFR 261.9(a)

Damaging any natural feature or other property of the United States.

\$150

CFR 261.9(b)

Removing any natural feature or other property of the United States.

\$150

CFR 261.9(c)

Damaging any plant that is classified as a threatened, endangered, sensitive, rare, or unique species.

\$250

CFR 261.9(d)

Removing any plant that is classified as a threatened, endangered, sensitive, rare, or unique species.

\$250

CFR 261.9(e)

Entering any building, structure or enclosed area owned or controlled by the United States when such building, structure or enclosed area is not open to the public.

MANDATORY

CFR 261.9(f)

Using any herbicide, pesticide or fungicide except for personal use for medical purposes or as an insect repellent or with permission for other minor uses.

\$150

CFR 261.9(g)

Digging in, excavating, disturbing, injuring, destroying or in any way damaging any paleontological, prehistoric, historic or archaeological resource, structure, site, artifact of property.

\$250

CFR 261.9(h)

Removing any paleontological, prehistoric, historic or archaeological resource, structure, site, artifact of property.

\$250

CFR 261.9(i)

Excavating, damaging, or removing any vertebrate fossil or removing any paleontological resource for commercial purposes without a special-use authorization.

\$150

CFR 261.9(j)

Excavating, damaging, or removing any cave resource from a cave without a special-use authorization, or removing any cave resource for commercial purposes.

\$250

CFR 261.10

OCCUPANCY AND USE

CFR 261.10(a)

Constructing, placing or maintaining any kind of road, trail, structure, fence, enclosure, communication equipment or other improvement without a permit.

\$150

CFR 261.10(b)

Taking possession of, occupying, or otherwise using National Forest System lands for residential purposes without a permit or as otherwise authorized by Federal law or regulation.

\$100

CFR 261.10(c)

Selling or offering for sale any merchandise, conducting any kind of work activity or service unless authorized by Federal law, regulation or permit.

\$100

CFR 261.10(d)

Discharging a firearm or any other implement capable of taking human life, causing injury or damaging property: 1) In or within 150 yards of a residence, building, campsite, developed recreation site or occupied are, or 2) Across or on a Forest Development road or a body of water adjacent thereto, or in any manner or place whereby any person or property is exposed to injury or damage as a result of such discharge.

MA

CFR 261.10(e)

Abandoning any personal property.

\$100

CFR 261.10(f)

Placing a vehicle or other object in such a manner that it is an impediment of hazard to the safety or convenience of any person.

\$50

CFR 261.10(g)

Disseminating, posting, placing, or erecting any paper, notice, advertising material, sign, handbill, petition, or similar written and/or graphic matter without a special-use authorization.

\$50

CFR 261.10(h)

Operating or using in or near a campsite, developed recreation site, or over an adjacent body of water without a permit, any device which produces noise, such as a radio, television, musical instrument, motor or engine in such a manner and at such a time so as to unreasonably disturb any person.

\$50

CFR 261.10(i)

Operating or using a public address system, whether fixed portable, or vehicle mounted, in or near a campsite, developed recreation site, or over an adjacent body of water without a special-use authorization.

\$50

CFR 261.10(j)

Conducting, demonstrating, or participating in a public meeting, assembly or special event, except as authorized by permit.

\$100

CFR 261.10(k)

Violating any term or condition of a special-use authorization contract or approved operating plan.

\$100

CFR 261.10(l)

Failing to stop a vehicle when directed to do so by a Forest Officer.

\$150

CFR 261.10(m)

Failing to pay any special-use fee or other charges as required.

\$100

CFR 261.10(n)

Discharging or igniting a firecracker, rocket or other firework, or explosive into or within any cave.

\$150

CFR 261.11

SANITATION

CFR 261.11(a)

Depositing in any toilet, toilet vault, or plumbing fixture any substance which could damage or interfere with the operation or maintenance of the fixture.

\$100

CFR 261.11(b)

Possessing or leaving refuse, debris, or litter in an exposed or unsanitary condition.

\$150

CFR 261.11(c)

Placing in or near a stream, lake or other water any substance which does or may pollute a stream, lake or other water.

\$250

CFR 261.11(d)

Failing to dispose of all garbage, including any paper, can bottle, sewage, waste water or material, or rubbish either by removal from the site or area, or by depositing it into receptacles or at places provided for such purposes.

\$100

CFR 261.11(e)

Dumping of any refuse, debris, trash or litter brought as such from private property or from land occupied under permit, except, where a container, dump or similar facility has been provided and is identified as such, to receive trash generated from private lands or lands occupied under permit.

\$150

CFR 261.12

FOREST DEVELOPMENT ROADS AND TRAILS

CFR 261.12(a)

Violating the load, weight, height, length or width limitations prescribed by State law, except by permit, written agreement, or where greater or lesser limits have been established pursuant to 261.54.

\$150

CFR 261.12(b)

Failing to have a vehicle weighted at a Forest Service weighing station, if required by a sign.

\$150

CFR 261.12(c)

Damaging and leaving in a damaged condition any such road, trail or segment thereof.

\$150

CFR 261.12(d)

Blocking, restricting or otherwise interfering with the use of a road, trail or gate.

\$50

CFR 261.12(e)

Using motorized vehicles in excess of 40 inches in width on a trail.

\$50

CFR 261.13

USE OF VEHICLES OFF ROADS

It is prohibited to operate any vehicle off Forest Development, State or County roads:

CFR 261.13(a)

Without a valid license as required by State law.

\$100

CFR 261.13(b)

Without an operable braking system.

\$50

CFR 261.13(c)

From one-half hour after sunset to one-half hour before sunrise unless equipped with working head and tail lights.

\$50

CFR 261.13(d)

In violation of any applicable noise emission standard established by any Federal or State agency.

\$100

CFR 261.13(e)

While under the influence of alcohol or other drug.

MA

CFR 261.13(f)

Creating excessive or unusual smoke.

\$50

CFR 261.13(g)

Carelessly, recklessly or without regard for the safety of any person, or in a manner that endangers, or is likely to endanger, any person or property.

\$150

CFR 261.13(h)

In a manner which damages or unreasonably disturbs the land, wildlife, or vegetative resources.

\$100

CFR 261.13(i)

In violation of State law established for vehicles used off roads.

\$50

CFR 261.14

DEVELOPED RECREATION SITES

CFR 261.14(a)

Occupying any portion of the site for other than recreation purposes.

\$50

CFR 261.14(b)

Building, attending, maintaining or using a fire outside of a fire ring provided by the Forest Service for such purpose or outside of a stove, grill or fireplace.

\$50

CFR 261.14(c)

Cleaning or washing any personal property, fish, animal or food, or bathing or washing at a hydrant or water faucet not provided for that purpose.

\$50

CFR 261.14(d)

Discharging or igniting a firecracker, rocket or other firework, or explosive.

\$50

CFR 261.14(e)

Occupying between 10pm and 6am a place designated for day use only.

\$50

CFR 261.14 (f)

Failing to remove all camping equipment or personal property when vacating the area or site.

\$50

CFR 261.14 (g)

Placing, maintaining or using camping equipment except in a place specifically designated or provided for such equipment.

\$50

CFR 261.14 (h)

Without permission, failing to have at least one person occupy a camping area during the first night after camping equipment has been set up.

\$50

CFR 261.14 (i)

Leaving camping equipment unattended for more than 24 hours without permission.

\$50

CFR 261.14 (j)

Bringing in or possessing an animal other than a seeing eye dog, unless it is crated, caged or upon a leash not longer than six feet, or otherwise under physical restrictive control.

\$50

CFR 261.14 (k)

Bringing in or possessing in a swimming area an animal, other than a seeing eye dog.

\$50

CFR 261.14 (l)

Bringing in or possessing a saddle, pack or draft animal except as authorized by posted instructions.

\$50

CFR 261.14 (m)

Operating or parking a motor vehicle or trailer except in places developed or designated for this purpose.

\$50

CFR 261.14 (n)

Operating a bicycle, motorbike, or motorcycle on a trail unless designated for this use.

\$50

CFR 261.14 (o)

Operating a motorbike, motorcycle or other motor vehicle for any purpose other than entering or leaving the site.

\$50

CFR 261.14 (p)

Distributing any handbill, circular, paper or notice without a permit.

\$50

CFR 261.14 (q)

Depositing any body waste except into receptacles provided for that purpose.

\$100

CFR 261.15

ADMISSION, RECREATION USE AND SPECIAL RECREATION PERMIT FEES.

Failing to pay any fee established for admission or entrance to or use of a site, facility, equipment or service furnished by the United States is prohibited. The maximum fine shall not exceed \$100.

\$50

CFR 261.16

NATIONAL FOREST WILDERNESS

CFR 261.16 (a)

Possessing or using a motor vehicle, motorboat or motorized equipment except as authorized by Federal law or regulation.

\$150

CFR 261.16 (b)

Possessing or using a hang glider or bicycle.

\$50

CFR 261.16(c)

Landing of aircraft, or dropping or picking up of any material supplies or person by means of aircraft, including a helicopter.

\$100

CFR 261.52

FIRE

OFFENSES PROHIBITED IN AREAS DESIGNATED BY ORDER

- (a) Building, maintaining, attending or using a fire, campfire, or stove fire. **\$50**
- (b) Using an explosive **\$50**
- (c) Smoking **\$50**
- (d) Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material. **\$50**
- (e) Going into or being upon an area that is closed. **\$50**
- (f) Possessing, discharging or using any kind of firework or other pyrotechnic device. **\$50**
- (g) Entering an area without any firefighting tool prescribed by the order. **\$50**
- (h) Operating an internal combustion engine. **\$50**
- (i) Welding, or operating an acetylene or other torch with open flame. **\$50**
- (j)* Operating or using any internal or external combustion engine on National Forest Lands, without a spark arresting device properly installed, maintained and in effective working order meeting either: 1) Department of Agriculture, Forest Service Standard 5100-ia; or 2) appropriate Society of Automotive Engineers (SAE) recommended practice J335(b) and J350(a). **\$50**

- k) Violating any State law specified in the order concerning burning, fires or which is for the purpose of preventing, or restricting the spread of fires.

\$50

CFR 261.53

SPECIAL CLOSURES: FOR PROTECTION OF:

- (a) Threatened, endangered, rare, unique, or vanishing species of plants, animals, birds or fish.

\$100

- (b) Special biological communities.

\$100

- (c) Objects of areas of historical, archeological, geological, or paleontological interest.

\$150

- (d) Scientific experiments or investigations.

\$100

- (e) Public health or safety. Use of Armor-Piercing or Trace Ammunition. Discharging weapons when other persons are down range. Shooting or pointing weapons other than within the limits of the range. Keeping action safe to and from the firing line or at other times when not actually firing.

\$100

* In violation of Posted Safety Requirements. **\$100**

* Use of Armor-Piercing or Trace Ammunition. **\$100**

* Discharging weapons when other persons are down range. **\$100**

* Shooting or pointing weapons other than within the limits of the range. **\$100**

* Keeping action safe to and from the firing line or at other times when not actually firing. **\$100**

- (f) Property. Use of Armor-Piercing or Trace Ammunition. **\$100**

* Use of Armor-Piercing or Trace Ammunition. **\$100**

* Shooting at any type target except plastic or paper. **\$100**

CFR 261.54

FOREST DEVELOPMENT ROADS: PROHIBITED BY ORDER:

- (a)* Operating or using a motor vehicle that emits a noise in excess of : eighty-six (86) decibels at fifty (50) feet at a speed of thirty five (35) miles per hour or less; (99) decibels at twenty inches from the exhaust at a (45) degree angle as outlined in the Off-Highway Motorcycle and All-Terrain Vehicle Stationary Sound Test Manual.

\$100

Using any type of vehicle prohibited by the order.

\$100

- (b) Use by any type of traffic prohibited by the order.

\$100

- (c) Using a road for commercial hauling without a permit or written authorization.

\$150

- (d)* Operating a motor vehicle on a Forest Development Road without proper safety equipment or which is not in compliance with applicable State Laws and Regulations for use on public roads and highways.

\$150

- * Operating a motor vehicle on a Forest Development Road without a valid drivers license and valid vehicle license tag.

\$150

Operating a vehicle in violation of the speed, load, weight, height, length, width, or other limitations specified by the order.

\$150

- (e)* Operating a motorized vehicle on a road and trail that is blocked by a gate, sign or other physical barrier erected to restrict motorized vehicular travel.

\$100

- * Being on a closed road with any type of motor driven vehicle during the and for the reasons specified in the attached Forest or District Road Management Plan. (District Road Management Plans are lists of roads closed, and dates when they are to be closed and opened and are available upon request).

\$100

Being on a closed road.

\$100

- f) Operating a vehicle carelessly, recklessly, or without regard for the rights or safety of other persons or in a manner or at a speed that would endanger or be likely to endanger any person or property.

\$150

- * Operating a motor vehicle on a Forest Development road carelessly, recklessly, or without regard for the rights of safety of other persons, or in a manner or at speeds that would endanger or be likely to endanger any person or property.

\$150

CFR 261.55

FOREST DEVELOPMENT TRAILS: PROHIBITED BY ORDER:

- (a) Being on a closed trail. **\$50**
- (b) Using a bicycle or motorized vehicle.
 - Bicycle: **\$50**
 - Motorized: **\$50**
- (c) Possessing or using a saddle, pack, or draft animal.
\$50
- (d) Shortcutting a switchback.
\$50

CFR 261.56

USE OF VEHICLES OFF FOREST DEVELOPMENT ROADS

When provided by an order, it is prohibited to possess or use a vehicle off forest development roads.

\$100

- * To possess or use a motorized vehicle off Forest Development roads.

\$100

CFR 261.57

NATIONAL FOREST WILDERNESS: PROHIBITED BY ORDER:

- (a) Entering or being in the area.
\$50
- (b) Possessing camping or pack-out-fitting equipment, as specified in the order.
\$50
- (c) Possessing a firearm or firework.
\$50
- (d) Possessing any non-burnable food or beverage containers, including deposit bottles, except for non-burnable containers designed and intended for repeated use.
\$50
- (e) Grazing.
\$50
- (f) Storing equipment, personal property or supplies.
\$50
- (g) Depositing of debris, garbage, or other waste.
\$100
- (h) Possessing or using a wagon, cart, or other vehicle.
\$50

CFR 261.58

OCCUPANCY AND USE: PROHIBITED BY ORDER:

- (a) Camping for a period longer than allowed by the order.
\$50
- * Camping in the general forest (excluding developed recreation areas) shall not exceed twenty-one days without leaving the forest for ten consecutive days.
\$50

- (b) Entering or using a developed recreation site or portion thereof that is closed.

\$50

Using a bicycle in violation of Posted Instructions.

\$50

Entering or using a developed recreation site or portion thereof when designated closed.

\$50

- (c) Entering or remaining in a campground during night periods prescribed in the order except for persons who are occupying such campgrounds. After 10pm.

\$50

- (d) Occupying a developed recreation site with prohibited camping equipment prescribed by the order.

\$50

- (e) Camping.

\$50

- (f) Using a campsite or other area described in the order by more than the number of users allowed by the order.

\$50

- (g) Parking or leaving a vehicle in violation of posted instructions.

\$50

- (h) Parking or leaving a vehicle outside a parking space assigned to one's own camp unit.

\$50

- (i) Possessing, parking or leaving more than two vehicles, except motorcycles or bicycles, per camp unit.

\$50

- (j) Being publicly nude.

\$75

(k) Entering or being in a body of water.

\$50

* Swimming in violation of Posted Instructions.

\$50

(l) Being in the area after sundown or before sunrise.

\$25

Being in the area of shooting ranges before sunrise and after sunset.

(m) Discharging a firearm, air rifle, or gas gun.

\$50

(n) Possessing or operating a motorboat.

\$50

(o) Water skiing.

\$50

(p) Storing or leaving a boat or raft.

\$50

(q) Operating any watercraft in excess of a posted speed limit.

\$50

(r) Launching a boat except at a designated launching ramp.

\$50

(s) Possessing, storing, or transporting any bird, fish or other animal or parts thereof, as specified in the order.

\$50

(t) Possessing, storing, or transporting any part of a tree or other plant, as specified in the order.

MA

* Possessing, storing or transporting cannabis plant(s) or any substance derived from the manufacture of cannabis plants.

MA

(u) Being in the area between 10pm and 6am except a person who is camping or who is visiting a person in that area.

\$50

- (v) Hunting and fishing. **\$100**
- (w) Possessing or transporting any motor or mechanical device capable of propelling a watercraft through water by any means. **\$50**
- (x) Using any wheel, roller, or other mechanical device for the overland transportation of any watercraft. **\$50**
- (y) Landing or aircraft, or dropping or picking up any material, supplies, or person by means of an aircraft, including a helicopter. **\$50**
- (z) Entering or being on lands or waters within the boundaries of a component of the National Wild and Scenic System. **\$50**
- (aa) Riding, hitching, tethering or hobbling a horse or other saddle or pack animal in violation of posted instructions. **\$50**
- (bb) Possessing a beverage which is defined an alcoholic beverage by State law. **\$100**
- * Possession of a beverage which is defined as an alcoholic beverage by State Law where Posted Instructions indicate such. **\$100**
- * Possession or use of alcoholic beverages by any person under 21 years of age as prescribed by State Law. **\$100**
- (cc) Possessing or storing any food or refuse, as specified in the order. **\$50**
- (dd) Depositing any body waste in caves except into receptacles provided for that purpose. **\$100**

III. SCHEDULE OF OFFENSES ON ALL LANDS UNDER THE CONTROL OF THE U.S.
ARMY CORPS OF ENGINEERS (INCLUDING OUTGRANTED LANDS)

** DENOTES MANDATORY APPEARANCE

A. OFFENSES GENERALLY PROHIBITED	COLLATERAL
<u>36 CFR 327.1, Discriminatory Practices/Prohibited</u>	
d. Discriminatory practices	40.00
<u>36 CFR 327.2, Motor Vehicles</u>	
b. Parking in restricted area.	50-100.00
c. Operation and/or parking vehicle off roadway.	50-300.00
d. Failure to operate vehicle in accordance with posted regulations	50-100.00
e. Operation of vehicle in careless, negligent manner	50-150.00
e-1 Operation of vehicle in a reckless manner	150-300.00
f. Operation of vehicle for other than ingress or egress	50.00
g. Operation of vehicle without effective muffler.	50.00
<u>36 CFR 327.3 Vessels</u>	
b. Operation of vessel for fee or profit	50.00
c. Operation of vessel in prohibited area or without current or proper registration.	50-150.00
d. Operation of vessel in careless, negligent manner.	50-150.00
d-1 Operation of vessel in a reckless manner	150-300.00
e. Operation of vessel without required safety equipment.	50-100.00
f. Use of vessel for habitation or residence.	50.00
g. Operation of water skis in a careless, negligent or reckless manner.	50-150.00
h. Unauthorized mooring of vessel	50.00
i. Vessel not constructed or maintained IAW Pub. L-92-7585 Stat 213	50.00

COLLATERAL

j. Operation of vessel without proper muffler	50.00
<u>36 CFR 327.4, Aircraft</u>	
b. Operation of aircraft in restricted areas.	150.00
c. Operation of aircraft in careless, negligent or reckless manner.	200.00
f(3) Operation of aircraft in violations of "Rules of Road"	50-100.00
f(4) Unauthorized mooring of seaplanes	50.00
f(5) Commercial operation of seaplanes without authorization.	100.00
f(6) Operation of seaplanes between sunset and sunrise without approval.	100.00
<u>36 CFR 327.5, Swimming</u>	
a. Swimming, diving, snorkeling, or scuba diving in a restricted area.	50-100.00
b. Diving without diving flag displayed.	50.00
<u>36 CFR 327.6, Picnicking</u>	
Picnicking in prohibited areas.	50.00
<u>36 CFR 327.7, Camping</u>	
a. Camping in prohibited area	50.00
b. Camping in area for a period in excess of 14 days without permission.	50.00
c. Placement of camping equipment for purpose of reserving camp site.	50.00
d. Digging of ground or construction of any structure without permission.	50-300.00
<u>36 CFR 327.8, Hunting, Fishing and Trapping</u>	
Hunting, fishing or trapping in prohibited area.	50-300.00

36 CFR 327.9, Sanitation

- | | |
|--|-----------|
| a. Dumping or disposal of garbage, litter, etc. in nondesignated area. | 50-100.00 |
| b. Bringing garbage onto reservation/project. | 50-150.00 |
| c. Spilling, dumping or discharge of pollutants or waste. | 50-100.00 |
| d. Failure to clean camp and/or picnic site. | 50-100.00 |
| e. Discharge or placing of pollutants in project waters. | 50-200.00 |

36 CFR 327.10, Fires

- | | |
|---|-----------|
| a. Storage of fuels without permission. | 50-100.00 |
| b. Failure to confine fire. | 50-500.00 |
| c. Improper disposal of burning material. | 50-100.00 |

36 CFR 327.11, Control of Horses, Dogs, Cats and Pets

- | | |
|--|--------------------------------------|
| a. Failure to control dogs, cats, or other pets. | 50.00 |
| a-1 Allowing animals to restrict project lands or waters | 50-200 |
| a-2 Unauthorized animals or pets on beaches or in sanitary facilities. | 50-100.00 |
| b. Failing to remove animal waste. | 50.00 |
| c. Horses, cattle, or livestock in prohibited area. | 50-200.00 |
| d. Ranging, grazing, watering of livestock without permission. | 50-200.00 |
| f. Failing to pay impoundment fee. | 50.00 plus
cost of
impoundment |

36 CFR 327.12, Restrictions

- | | |
|---|-----------|
| a. Violation of visiting hours, closures, or restrictions. | 50-300.00 |
| b. Violation of quiet hours. | 50-100.00 |
| c-1 Interfering, impeding or disrupting the use of the project. | 50-200.00 |

	COLLATERAL
c-2 Failing to leave project after a lawful request.	50-200.00
d. Unreasonable or dangerous operation of audio devices.	50-100.00
<u>36 CFR 327.13, Explosives, Firearms, Other Weapons and Fireworks</u>	
Unauthorized possession of loaded firearms.	50-200.00
Unauthorized possession of ammunition.	50.00
Unauthorized discharge or use of fireworks.	50-150.00
Unauthorized possession or use of explosives or explosive devices.	50-100.00
<u>36 CFR 327.14, Public Property</u>	
a. Destruction of public property.	50-300.00
b. Cutting or removing wood without permission.	50-100.00
<u>36 CFR 327.15, Abandonment of Personal Property</u>	
Abandonment of personal property.	50-100.00 +impoundment cost
<u>36 CFR 327.17, Advertisement</u>	
Unauthorized advertisement.	50-100.00
<u>36 CFR 327.18, Commercial Activities</u>	
Unauthorized commercial activities.	50-150.00
<u>36 CFR 327.19, Permits</u>	
a. Failure to comply with terms or pay proper permit fee.	50-300.00
b or c. Failure to obtain permit to discharge dredge or fill material.	50-200.00
<u>36 CFR 327.20, Unauthorized Structures</u>	
Unauthorized construction or placement of structures.	50-300.00
<u>36 CFR 327.21, Special Events</u>	

COLLATERAL

a. Unauthorized special events. 50.00

b. Unauthorized charging of fees. 50.00

36 CFR 327.22, Unauthorized Occupation of Lands

a. Unauthorized occupation of lands, buildings, vessels, or other facilities. 50-100.00

b. Unauthorized use of land or waters for agricultural purposes. 50-100.00

36 CFR 327.23, Recreation Use Fees Fine may not exceed \$100.00

c. Failure to pay fee. 50-100.00

d. Unauthorized use of Golden Age or Golden Access Passport. 50-100.00

36 CFR 327.24, Interference with Government Employees

a. Interference with Government employees. 100-300.00

b. Failure to comply with lawful order. 50.00-200.00

IV. SCHEDULE OF OFFENSES ON PROPERTY UNDER THE CONTROL OF THE
VETERANS ADMINISTRATION

<u>38 CFR 1.218(b)</u>	COLLATERAL
(1) Improper disposal of rubbish on property.	200.00
(3) Throwing of articles from a building or the unauthorized climbing upon any part of a building.	50.00
(4) Willful destruction, damage or removal of government property without authorization.	500.00
(6) Failure to comply with signs of a directive and restrictive nature posted for safety purposes.	50.00
(7) Tampering with, removal, marring, or destruction of posted signs.	150.00
(8) Entry into areas posted as closed to the public or others (trespass).	50.00
(11) Disorderly conduct which creates, loud, boisterous and unusual noise, or which obstructs the normal use of entrances, exits, foyers, offices, corridors, elevators, and stairways, or which tends to impede or prevent the normal operation of a service or operation of the facility.	250.00
(12) Failure to depart premises by unauthorized persons.	50.00
(13) Unauthorized loitering, sleeping or assembly on property	50.00
(14) Gambling-participating in games of chance for monetary gain or personal property; the operation of gambling devices, a pool or lottery; or the taking or giving of bets.	200.00
(15) Operation of vehicle under the influence of alcoholic beverages or nonprescribed narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines.	500.00
(16) Entering premises under the influence of alcoholic beverages or narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines.	200.00
(17) Unauthorized use on property of alcoholic beverages or narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines.	300.00

COLLATERAL

(18) Unauthorized introduction on VA controlled property of alcoholic beverages or narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines or the unauthorized giving of same to a patient or beneficiary.	500.00
(19) Unauthorized solicitation of alms and contributions on premises.	50.00
(20) Commercial soliciting or vending, or the collection of private debts on property.	50.00
(21) Distribution of pamphlets, handbills and flyers.	25.00
(22) Display of placards or posting of material on property.	25.00
(23) Unauthorized photography on premises.	50.00
(24) Failure to comply with traffic directions of hospital police.	25.00
(25) Parking in spaces posted as reserved for physically disabled persons.	50.00
(26) Parking in no parking areas, lanes or crosswalks so posted or marked by yellow borders or yellow strips.	25.00
(27) Parking in emergency vehicle spaces, areas and lanes bordered in red or posted as EMERGENCY VEHICLES ONLY or FIRE LANE, or parking within 15 feet of a fire hydrant.	50.00
(28) Parking within an intersection or blocking a posted vehicle entrance or posted exit lane.	25.00
(29) Parking in spaces posted as reserved or in excess of a posted time limit.	15.00
(30) Failing to come to a complete stop at a STOP sign.	25.00
(31) Failing to yield to a pedestrian in a marked and posted crosswalk.	25.00
(32) Driving in the wrong direction on a posted one-way street.	25.00
(33) Operation of a vehicle in reckless or unsafe manner (too fast for conditions), drag racing, overriding curb, or leaving the roadway.	100.00

COLLATERAL

(34) Exceeding posted speed limits: (see below)	
(I) By up to 10 m.p.h.	25.00
(II) By up to 20 m.p.h.	50.00
(III) By over 20 m.p.h.	100.00
(35) Creating excessive noise in a hospital or cemetery zone by muffler cut out, excessive use of a horn, or other means.	50.00
(36) Failure to yield right of way to other vehicles.	50.00
(37) Possession of firearms, carried either openly concealed, whether loaded or unloaded (except Federal or State law enforcement officers on official business).	500.00
(38) Introduction or possession of explosives, or explosive devices which fire a projectile, ammunition or combustibles.	500.00
(39) Possession of knives which exceed a blade length of three inches; switchblade knives; any of the variety of hatchets, clubs and hand held weapons; or brass knuckles.	300.00
(40) The unauthorized possession of any of the variety of incapacitating liquid or gas emitting weapons.	200.00
(41) Unauthorized possession, manufacture, or use of keys or barrier card-type keys to rooms or areas on the property	200.00
(42) The surreptitious opening, or attempted opening of locks or card-operated barrier mechanisms on property.	500.00
(43) Soliciting for, or the act of, prostitution.	250.00
(44) Any unlawful sexual activity.	250.00

V. SCHEDULE OF OFFENSES ON PROPERTY UNDER THE CONTROL OF THE GENERAL SERVICES ADMINISTRATION

** DENOTES MANDATORY APPEARANCE COLLATERAL

41 C.F.R. 101-20.3, Conduct on Federal Property

§20.301	Entering property during a period when closed to the public without signing register displaying identification.	25.00
§20.302	Improper disposal of rubbish on property.	35.00
§20.302	Willful destruction of, or damage to, property.	**
§20.302	Theft of property.	**
§20.302	Creating a hazard on property to persons or things.	**
§20.302	Climbing upon the roof or any part of a building.	25.00
§20.303	Failure to comply with the directions of a Federal Protective Officer or other authorized individual.	**
§20.303	Failure to comply with signs of a prohibitory, regulatory or director nature.	10.00
§20.304	Committing an act constituting disorderly conduct.	15.00
§20.304	Creating a loud or unusual noise.	15.00
§20.304	Obstructing the usual use of an entrance, foyer, lobby, corridor, elevator, stairway, or parking lot	25.00
§20.304	Impeding or disrupting the performance of official duties by a government employee.	**
§20.304	Preventing the general public from obtaining administrative services.	25.00
§20.305	Participating in games for money or other personal property.	**
§20.305	Operating a gambling device.	**
§20.305	Conducting a lottery or pool.	**
§20.305	Selling or purchasing a numbers ticket.	**

COLLATERAL

§20.306	Operating a vehicle while on the property by a person under the influence of alcoholic beverages, narcotic drugs, hallucinogens, marijuana, barbiturate, or amphetamines.	**
§20.306	Entering upon property, or while on property, under the influence of alcoholic beverages, narcotic drugs, hallucinogens, marijuana, barbiturate, or amphetamines.	**
§20.306	Entering upon property, or being on property, under the influence of alcohol, or the possession or use of alcohol on the property (except as prescribed by a physician, or except as authorized by the Administrator of General Services Administration).	**
§20.307	Soliciting of alms and contributions, except as authorized.	15.00
§20.307	Soliciting for commercial purposes, except as authorized.	20.00
§20.307	Vending, except as authorized.	20.00
§20.307	Displaying or distributing commercial advertising, except as authorized.	20.00
§20.307	Collecting a private debt, except as authorized.	25.00
§20.308	Distributing material such as pamphlets, handbills, and/or flyers, except as authorized.	20.00
§20.308	Displaying a placard or posting material on a bulletin board or elsewhere on the property, except as authorized.	20.00
§20.309	Taking photographs for news media in occupied space without the consent of the occupying agency.	25.00
§20.309	Taking photographs in occupied space for advertising or commercial purposes without consent of the occupying agency.	50.00
§20.309	Taking photographs where prohibited by court order or rule.	**
§20.310	Bringing a dog or other animal in or upon property, except seeing eye dogs.	20.00

COLLATERAL

§20.311	Failure to comply with the directions of any signal or posted traffic sign.	See Schedule VIII
§20.311	Failure to obey the lawful order, signal or direction of a Federal Protective Officer directing traffic.	See Schedule VIII
§20.311	Operating a vehicle in excess of the posted speed limit.	See Schedule VII
§20.311	Blocking of entrances, driveways, walks, loading platforms, or fire hydrants on property.	25.00
§20.311	Driving a vehicle the wrong way on a one way street or parking lot.	See Schedule VIII
§20.311	Using parking lot as a thoroughfare.	25.00
§20.311	Parking a vehicle in a restricted area.	See Schedule VII
§20.312	Carrying a firearm or other dangerous or deadly weapon, or explosive, either openly or concealed, except as otherwise authorized.	**
§20.313	Discrimination of segregation or otherwise against any person or persons because of race, creed, sex or color, or national origin.	**

VI. SCHEDULE OF OFFENSES ON NATIONAL WILDLIFE REFUGES - U.S. FISH AND WILDLIFE SERVICE

** DENOTES MANDATORY APPEARANCE

16 USC § 668dd

	COLLATERAL
<u>50 C.F.R. 26</u>	
Trespass	100-300.00
Entry and Use	100-300.00
Animal Trespass	100-300.00
Hunting	500.00
Fishing	25.00
Trapping	200.00
<u>50 C.F.R. 27</u>	
Molesting Plant/Animal Life	25.00
Introduction Plant/Animal Life	50.00
Destruction or Removal of Property	100.00
Artificial Lights	50.00
Firearms or Explosives	50.00 <u>or</u> *
Weapons Other than Firearms	50.00
Unauthorized Use of Vehicles or Boats.	50.00
Operation of Vehicles or Boat under Influence of Intoxicating Beverages or Controlled Substance	**
Other Vehicle or Boat Offenses	50.00 or as provided by Sch. VIII
Field Trials	200.00
Fires	200.00
Private Structures	200.00
Disposal of Waste	100.00

COLLATERAL

Littering	50.00
Disorderly Conduct	200.00
Influence of Alcoholic Beverages	200.00
Possession of Controlled Substance	200.00
Interference with Authorized Activities	**
Abandonment of Property	50.00
Advertising	50.00
Private Operations	200.00
Gambling	**
Begging	50.00
Motion or Sound Pictures	25.00
Search and Removal of Antiquity or Other Valued Objects	50.00 <u>or</u> **
Prospecting or Mining	50.00 <u>or</u> **
Audio Equipment	50.00 <u>or</u> **
Tampering with Equipment	50.00 <u>or</u> **
Operating of Aircraft	100.00 <u>or</u> **
<u>50 C.F.R 31</u>	
Trapping Permit Regulation	100.00
<u>50 C.F.R. 32</u>	
Hunting Permit Regulation	50.00
<u>50 C.F.R. 33</u>	
Fishing Permit Regulation	25.00

By payment of designated collateral amount defendant also forfeits to the United States Government any seized wildlife or wildlife parts.

VII. SCHEDULE OF OFFENSES IN VIOLATION OF FEDERAL WILDLIFE ACTS - U.S.
FISH AND WILDLIFE SERVICE

** DENOTES MANDATORY APPEARANCE

16 U.S.C. 668dd & 16 U.S.C. 460K

	COLLATERAL
<u>50 C.F.R. 26</u>	
Trespass	100-300.00
Entry and Use	100-300.00
Animal Trespass	100-300.00
Hunting	500.00
Fishing	100.00
Trapping	500.00
<u>50 C.F.R. 27</u>	
Molesting Plant/Animal Life	200.00
Introduction Plant/Animal Life	200.00
Destruction or Removal of Property	500.00 or **
Artificial Lights	200.00
Firearms or Explosives	200-500.00
Weapons Other than Firearms	200-500.00
Unauthorized Use of Vehicles or Boats	200-500.00
Operation of Vehicle or Boat under Influence of Intoxicating Beverages or Controlled Substance	100.00-500.00 or **
Other Vehicle or Boat Offenses	200.00
Field Trials	500.00
Fires	500.00
Private Structures	500.00
Disposal of Waste (littering) on NWR	300.00 + cost of removal
Disorderly Conduct	500.00

COLLATERAL

Influence of Alcoholic Beverages	500.00 or **
Possession of Controlled Substance	500.00 or **
Interference with Authorized Activities	**
Abandonment of Property	300.00 + cost of removal
Private Operations	500.00
Gambling	500.00
Begging/Soliciting/Advertising	50.00-200.00
Search and Removal of Archeological Resources or Other Valued Objects	200.00 or **
Prospecting or Mining	**
Audio Equipment	100-300.00
Tampering with Equipment	500.00 or **
Operating of Aircraft	500.00 or **
<u>50 C.F.R. 31</u>	
Trapping Permit Regulation	100-500.00
<u>50 C.F.R. 32</u>	
Hunting Permit Regulation	100-500.00
<u>50 C.F.R. 33</u>	
Fishing Permit Regulation	100-500.00

By payment of designated collateral amount, defendant also forfeits to the United States Government any seized wildlife or wildlife parts.

16 U.S.C. 70350 C.F.R. 20

Take Game Birds During Closed Season	300.00 +25.00 ea bird
Excess Bag/Possession Limit	300.00 +25.00 ea bird over
Take by Aid of Bait	100.00-500.00 or **
Live Decoys	200.00-500.00
Take Before/After Hours	200.00
Take More Than 30 Minutes Before/After Hours	300.00
Improperly Plugged Gun	150.00
Sale/Purchase Bird	100-500.00
Use of Boat, Land Vehicle, Aircraft	250-500.00
Unlawful Transport	100.00-250.00
Possess Live Birds	100.00 +25.00 ea bird
Import or Export	100.00-250.00
Trap Birds	200.00-500.00
Take with Rifle	250-500.00
Electronic Calls	500.00
Other Illegal Weapons	200-500.00
Possession of Lead Shot in Closed Area	150.00 + 5.00 per shell after 1st
Possess Wounded Live Game Bird	100.00
Tagging and/or Record Keeping	100-300.00
Wanton Waste	200.00-500.00
Use Sinkbox	500.00

COLLATERAL

Species Identification Requirement	100-500.00
Violation of Other Federal Law	100-500.00
Violation of State Law	100-500.00
Preservation Facility Violation	100.00-500.00

50 C.F.R. 21 - BIRDS

Sell, Purchase, Barter Parts without Permit	500.00
Take, Possess, Transport, Import, or Export Parts without Permit	200.00 +25.00 ea bird
Unlawful Marking of Captive Reared Birds	100.00 +25.00 ea bird
Practice Taxidermy, Falconry, Sale without Permit	100.00-500.00
Violation of Other Permit Regulation	100.00-250.00

16 U.S.C 718a

Hunt Waterfowl without Stamp	200.00
Loan or Borrow Stamp	200.00
Hunt Waterfowl with Unsigned/Unattached Stamp	100.00

16 U.S.C. 668

Kill/Possess Eagle	**
Other Eagle Violations	250.00

18 U.S.C. 2

Aiding, Abetting, Causing Violation of Regulations Printed Herein	500.00 or same as violation
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50 C.F.R. 17.21 - Endangered Wildlife

Knowingly attempt to violate endangered wildlife prohibitions	200.00-500.00
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COLLATERAL

Knowingly import or export endangered species	200.00-500.00 +50.00 ea animal
Knowingly take an endangered species	200.00-500.00 +50.00 ea animal
Knowingly transport an endangered species in interstate commerce for a commercial activity	200.00-500.00 +50.00 ea animal
Knowingly sell or offer for sale an endangered species in interstate or foreign commerce	200.00-500.00 +50.00 ea animal
Knowingly violate captive-bred endangered species regulations	100.00-250.00 +50.00 ea animal
 <u>50 C.F.R. 1.31 - THREATENED WILDLIFE</u>	
Knowingly violate threatened wildlife prohibitions	100.00-250.00 +50.00 ea animal
Knowingly violate special regulations for threatened mammals, birds, reptiles, amphibians, fishes, crustaceans, insects	100.00-250.00 +50.00 ea animal
 <u>50 C.F.R. 17.61 - ENDANGERED PLANTS</u>	
Knowingly violate endangered plant regulations	250.00-500.00 +25.00 ea plant

50 C.F.R. 17.71 - THREATENED PLANTS

Knowingly violate threatened plant regulations 100.00-250.00
+25.00 ea
plant

16 U.S.C. 3372 - Lacey Act Amendments of 198116 U.S.C. 3372(a)(1)

Knowingly import, export, transport, sell, receive, acquire or purchase any fish or wildlife or plant taken or possessed in violation of any law, treaty, or regulation of the U.S. or in violation of any Indian Tribal Law.

<u>SPECIES</u>	<u>COLLATERAL</u>
Fish	100.00 + 10.00 ea fish
Big Game	350.00 + 100.00 ea animal
Small Game	100.00 + 25.00 ea animal
Furbearer	100.00 + 25.00 ea animal
Bird	100.00 + 25.00 ea bird
Plant	100.00 + 25.00 ea plant
Other	100.00 + 25.00 ea specimen

16 U.S.C. 3372(a)(2)

Knowingly import, export, transport, sell, receive, acquire, or purchase in interstate or foreign commerce:

- (A) Any fish or wildlife take, possessed, transported or sold in violation of any law or regulation of any state or in violation of any foreign law or
- (B) Any plant taken, possessed, transported or sold in violation of any law or regulation of any state.

<u>SPECIES</u>	<u>COLLATERAL</u>
Fish	100.00 + 10.00 ea fish
Big Game	350.00 + 100.00 ea animal
Small Game	100.00 + 25.00 ea animal
Furbearer	100.00 + 25.00 ea animal
Bird	100.00 + 25.00 ea bird
Plant	100.00 + 25.00 ea plant
Other	100.00 + 25.00 ea specimen

16 U.S.C. 3372(a)(3)

COLLATERAL

Within the special maritime and territorial jurisdiction of the U.S.
(As defined in Section 7 of Title 18):

- (A) To knowingly possess any fish or wildlife taken, possessed, transported or sold in violation of any law or regulation of any state or in violation of any foreign law or Indian Tribal Law.
- (B) To knowingly possess any plant taken, possessed transported or sold in violation of any law or regulation of any state.

<u>SPECIES</u>	<u>COLLATERAL</u>
Fish	100.00 + 10.00 ea fish
Big Game	350.00 + 100.00 ea animal
Small Game	100.00 + 25.00 ea animal
Furbearer	100.00 + 25.00 ea animal
Bird	100.00 + 25.00 ea bird
Plant	100.00 + 25.00 ea plant
Other	100.00 + 25.00 ea specimen

16 U.S.C. 3372(a) (4)

Knowingly having imported, exported, transported, sold, purchased, or received any fish or wildlife or plant imported, from any foreign commerce, to make or submit any false record, account, label or identification thereof 250.00

16 U.S.C. 3372(a) (5)

Attempt to commit any act described in 3372(a) paragraphs (1) through (4) 100.00

18 U.S.C. 42(C)

Transportation of wildlife under inhumane or unhealthy conditions. 250.00-500.00
+ 25.00 ea
animal, etc.

By payment of designated collateral amount, defendant also forfeits to the United States Government any seized wildlife or wildlife parts.

VIII. SCHEDULE OF MISCELLANEOUS OFFENSES ON LANDS UNDER
CONTROL OF THE UNITED STATES GOVERNMENT

** DENOTES MANDATORY APPEARANCE

MOVING VIOLATIONS

Attempting to Elude Police	250.00
Driving Wrong Way on One Way Street, Parking Lot or on Wrong Side of Street	50.00
Driving Under the Influence of Alcohol/Drugs	**
Failure to Obey Officer Directing Traffic	50.00
Failure to Obey Traffic Control Device/Signal	25.00
Failure to Yield to an Emergency Vehicle	50.00
Failure to Yield Right-of-Way	25.00
Failure to Maintain Vehicle on Roadway Laned for Traffic	25.00
Improper Passing	25.00
Improper Signal	25.00
Improper Turn	25.00
Obstructing Traffic	25.00
Passing Stopped Bus (School or Church)	20.00
Reckless Driving	250.00
Careless Backing	25.00
Failure to Report an Accident or Leaving the Scene of an Accident	**
Following Too Close	25.00
Racing, Speed Competition, Exhibition of Speed or Acceleration	250.00
Running Red Light	30.00
Running Stop Sign	30.00

SPEED LAWS

COLLATERAL

1-10 MPH Over Posted Limit	50.00
11-20 MPH Over Posted Limit	100.00
21-25 MPH Over Posted Limit	150.00
26-30 MPH Over Posted Limit	200.00
31 MPH or More Over Posted Limit	250.00

PARKING VIOLATIONS

Improper Parking (Defined as Parking in Areas Marked "No Parking", Parking on Grass, Double Parking, Parking Against the Flow of Traffic)	5.00
Parked Adjacent to Fire Hazard	25.00
Parked in Restricted Area (Defined as Parking in Reserved Slot, Handicap Slot, Loading Zone, Etc.)	50.00

SAFETY VIOLATIONS

Driving or Riding a Motorcycle without Protective Equipment	25.00
Defective Equipment	25.00
Failure to Dim Lights	25.00
Failure to Provide or use Child Passenger Restraint System	50.00

LICENSE VIOLATIONS

Driving with Expired License	25.00
Driving with No License	25.00
Driving with Suspended License	125.00
Driving with Revoked License	150.00

COLLATERAL

LICENSE PLATE VIOLATIONS

Driving with Expired License Plates	50.00
Driving with No License Plates	25.00
Improper Display of License Plates	25.00
Using License Plates of Improper Classification	25.00

MISCELLANEOUS

Littering	50.00
Other Alabama Traffic Laws	30.00

IX. OFFENSES FOR WHICH BOND MAY NOT BE FORFEITED, AND FOR WHICH APPEARANCE IS MANDATORY

A person who is charged or ticketed with a petty offense listed below must appear before a United States Magistrate:

Driving while under suspension or revocation of driver's license.

Driving without being licensed to drive.

Exceeding the speed limit by more than 60 miles per hour

Leaving the scene of an accident.

Operation of a motor vehicle or vessel while under the influence of intoxicating liquor or a narcotic or habit-producing drug, or permitting another person, who is under the influence of intoxicating liquor or a narcotic or habit-producing drug, to operate a motor vehicle or vessel owned by the person charged or in his control or custody.

Prohibited possession of alcohol by minor.

Offenses resulting in an accident.

Reckless driving or operating of a motor vehicle or vessel.

Second moving traffic offense within a 12-month period, as evidenced by information recorded on operator's license, or by other evidence.

Injury, damage, or removal of any Federal property except under authority of law (unless said injury, damage or removal is within the posted amounts listed hereinabove).

Gambling

Unauthorized possession of firearms.

Unauthorized discharging of firearms.

Operation of aircraft in a prohibited area.

Air delivery on a prohibited area.

Interference with a government employee in the performance of official duties.

Any other offense not included in the foregoing schedules of offenses.

**X. SCHEDULE OF OFFENSES CONCERNING MATTERS WITHIN THE
JURISDICTION OF THE BUREAU OF LAND MANAGEMENT**

VIOLATIONS OF UNITED STATES CODE:

<u>TITLE/SECTION</u>		<u>Collateral fine</u>
16/433	American Antiquities	\$ 200.00
18/1361	Vandalism	\$ 200.00
18/1852	Timber removed or Transported	\$ 250.00
18/1853	Trees cut or injured	\$ 250.00
18/1856	Fires left unattended	\$ 100.00
18/1857	Fences destroyed; livestock entering	\$ 100.00
18/1858	Survey marks destroyed or removed	Mandatory Appearance
43/1061	Unlawful enclosure	\$ 250.00
43/1063	Obstruction of transit over Public Lands	\$ 100.00

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

4140.1(b)(1)(i)	Allowing livestock on Public Land without permit or lease	\$ 100.00
4140.1(b)(2)	Disturbing or installing range improvements	\$ 100.00
4140.1(b)(3)	Cutting, burning, spraying, destroying or removing vegetation	\$ 100.00
4140.1(b)(4)	Damaging or removing U.S. Property	Mandatory Appearance

<u>TITLE/SECTION</u>		<u>Collateral fine</u>
4140.1(b) (5)	Molesting livestock	\$ 100.00
4140.1(b) (6)	Littering	\$ 100.00
4140.1(b) (7)	Interfering with lawful uses or users	\$ 100.00
4140.1(b) (8)	False statements	\$ 200.00
4770.1(a)	Maliciously or negligently injuring or harassing a wild Horse or Burro	\$ 150.00
4770.1(c)	Destroying wild Horse or Burro w/o authorization except as act of mercy	\$ 150.00
4770.1(d)	Selling Wild Horse or Burro	\$ 300.00
4770.1(e)	Uses Wild Horse or Burro for Commercial exploitation	\$ 250.00
4770.1(f)	Inhumane treatment of Wild Horse or Burro	\$ 300.00
4770.1(g)	Violating term or condition of private maintenance and care agreement	\$ 150.00
4770.1(h)	Branding a Wild Horse or Burro	\$ 200.00
4770.1(i)	Removal or alteration of official mark	Mandatory Appearance
4770.1(j)	Violating an order, term, or condition established by the Authorized Officer under this part	\$ 200.00
8365.1-4(a) (2)	Creating a hazard or nuisance	\$ 100.00
8365.1-4(a) (3)	Refusing to disperse	\$ 100.00

<u>TITLE/SECTION</u>		<u>Collateral fine</u>
8365.1-4 (a) (4)	Resisting arrest, citation; interfering with officer	\$ 500.00
8365.1-4 (a) (5)	Assault or battery on BLM Employee	Mandatory Appearance
8365.1-4 (a) (6)	False emergency or crime report	\$ 250.00
9262.1	Unauthorized use, occupancy, or development of public lands	\$ 250.00
9264.7 (a) (2)	Converts Wild Horse or Burro to private use	\$ 200.00
9264.7 (a) (3)	Causing death or harassment of Wild Horse or Burro	\$ 250.00
9264.7 (a) (4)	Processes Wild Horse or Burro into Commercial products	\$ 150.00
9264.7 (a) (8)	Use of Wild Horse or Burro for Bucking stock	\$ 150.00
9264.7 (a) (9)	Fails to produce Wild Horse or Burro for inspection	\$ 100.00
9264.7 (a) (10)	Failure to notify of death of Wild Horse or Burro	\$ 100.00
9264.7 (a) (12)	Abandoning Wild Horse or Burro	\$ 200.00
9264.7 (a) (13)	Failure to attempt to capture Wild Horse or Burro	\$ 100.00
9264.7 (a) (14)	Accepting Wild Horse or Burro for slaughter or destruction	Mandatory Appearance
9264.7 (a) (15)	Failure to retain Wild Horse or Burro certification	\$ 100.00

Nothing in the above schedules of violations is meant to preclude a Federal Officer or official within his authority from filing a complaint against a violator and having him appear before an appropriate Magistrate. If a person charged with an offense in the attached sections of the Schedules of this Rule fails to post and forfeit collateral, any punishment, including fine, imprisonment, or probation, may be imposed within the limits established by law upon conviction by plea or after trial.

This order shall constitute the Court's policies with regard to collateral forfeiture in petty offense matters.