

NATIONAL MARINE SANCTUARIES ACT

OLYMPIC COAST NATIONAL MARINE SANCTUARY

VIOLATION	VIOLATION HISTORY -- PENALTY AMOUNT		
	FIRST	SECOND	THIRD
Destroy, cause the loss of, or injure any Sanctuary resource managed under law or regulations for the Sanctuary	Penalties to fit facts and circumstances of particular cases.		
Possess, sell, deliver, carry, transport, or ship by any means any Sanctuary resource taken in violation of the Act	Penalties to fit facts and circumstances of particular cases.		
Violate any permit issued under the Act	Penalties to fit facts and circumstances of particular cases.		
Exploring for, developing or producing oil, gas or minerals within the Sanctuary	\$10,000 - Statutory Max.	\$20,000 - Statutory Max.	\$50,000 - Statutory Max.
Discharging or depositing, from within the boundary of the Sanctuary, any material or other matter			
Hydrocarbons or hazardous substances	\$10,000 - Statutory Max.	\$40,000 - Statutory Max.	\$70,000 - Statutory Max.
Fuel, oil, etc., from recreational vessels	\$200 - \$10,000	\$2,000 - \$20,000	\$10,000 - \$40,000
Entangling material	\$5,000 - \$30,000	\$10,000 - \$60,000	\$20,000 - Statutory Max.
Trash	\$200 - \$15,000	\$2,000 - \$60,000	\$10,000 - Statutory Max.

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Raw material (unprocessed and not hazardous)	\$200 - \$10,000	\$1,500 - \$30,000	\$3,000 - Statutory Max.
Deposit of wrecks or vessel cargo	Penalties to fit facts and circumstances of particular cases.		
Discharging or depositing, from beyond the boundary of the Sanctuary, any material or other matter that subsequently enters the Sanctuary and injures a Sanctuary resource or quality			
Hydrocarbons or hazardous substances	\$10,000 - Statutory Max.	\$40,000 - Statutory Max.	\$70,000 - Statutory Max.
Fuel, oil, etc., from recreational vessels	\$200 - \$10,000	\$2,000 - \$20,000	\$10,000 - \$40,000
Entangling material	\$5,000 - \$30,000	\$10,000 - \$60,000	\$20,000 - Statutory Max.
Trash	\$200 - \$15,000	\$2,000 - \$60,000	\$10,000 - Statutory Max.
Raw material (unprocessed and not hazardous)	\$200 - \$10,000	\$1,500 - \$30,000	\$3,000 - Statutory Max.
Deposit of wrecks or vessel cargo	Penalties to fit facts and circumstances of particular cases.		

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	FIRST	SECOND	THIRD
Moving, removing or injuring, or attempting to move, remove or injure, a Sanctuary historical resource (except incidental to traditional fishing operations)			
Non-commercial context	\$1,000 - \$10,000	\$4,000 - \$25,000	\$10,000 - \$50,000
Commercial context	\$2,000 - \$20,000	\$20,000 - \$40,000	\$40,000 - Statutory Max.
Alteration of or construction on Sanctuary seabed			
Drilling	\$20,000 - Statutory Max.	\$40,000 - Statutory Max.	\$60,000 - Statutory Max.
Dredging	\$10,000 - \$50,000	\$20,000 - Statutory Max.	\$40,000 - Statutory Max.
Altering	\$400 - \$20,000	\$1,000 - \$30,000	\$2,000 - Statutory Max.
Construction	\$10,000 - \$50,000	\$20,000 - Statutory Max.	\$40,000 - Statutory Max.
Placing or abandoning any structure	\$10,000 - \$20,000	\$20,000 - \$30,000	\$40,000 - Statutory Max.

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VIOLATION	VIOLATION HISTORY -- PENALTY AMOUNT		
	FIRST	SECOND	THIRD
Taking any marine mammal, sea turtle or seabird in or above the Sanctuary, except as authorized by the MMPA, ESA or MBTA	Penalties will be determined to fit the facts and circumstances of particular cases, with reference, as appropriate, to the established NOAA penalty schedules for violations under the Marine Mammal Protection Act, as amended, (MMPA), 16 U.S.C. § 1361 <u>et seq</u> and the Endangered Species Act, as amended (ESA), 16 U.S.C. § 1531 <u>et seq.</u> , and the magistrate's bail schedule for the Western District of Washington for violations of the Migratory Bird Treaty Act, as amended, (MBTA), 16 U.S.C. 703 <u>et seq.</u>		
Flying motorized aircraft at less than 2,000 feet in prohibited areas	\$400 - \$4,000	\$1,000 - \$10,000	\$10,000 - \$20,000
Possessing within the Sanctuary (regardless of where taken, moved or removed from) any historical resource, or any marine mammal, sea turtle, or seabird taken in violation of the MMPA, ESA or MBTA			
Historical resource	\$500 - \$1,500	\$1,000 - \$4,500	\$6,000 - \$25,000

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Marine mammal, sea turtle, or seabird taken in violation of the MMPA, ESA or MBTA	With respect to any marine mammal, sea turtle or seabird, penalties will be determined to fit the facts and circumstances of particular cases, with reference, as appropriate, to the established NOAA penalty schedules for violations under the Marine Mammal Protection Act, as amended, (MMPA), 16 U.S.C. § 1361 <u>et seq</u> and the Endangered Species Act, as amended (ESA), 16 U.S.C. § 1531 <u>et seq.</u> , and the magistrate's bail schedule for the Western District of Washington for violations of the Migratory Bird Treaty Act, as amended, (MBTA), 16 U.S.C. § 703 <u>et seq.</u>		
Interfering with, obstructing, delaying or preventing an investigation, search, seizure or disposition of seized property in connection with enforcement of the Act or any regulation or permit issued under the Act	\$1,000 - \$2,500	\$2,500 - \$5,000	\$5,000 - \$15,000