

ALASKA REGION SUMMARY SETTLEMENT & FIX-IT SCHEDULE

<i>VIOLATION</i>	<i>VIOLATION HISTORY – PENALTY AMOUNT</i>		
	<i>FIRST</i>	<i>SECOND</i>	<i>THIRD</i>
PERMIT VIOLATIONS			
1. Federal Fisheries (FFP) and Federal Processor Permits (FPP)			
A. Fishing or processing without a valid FFP or FPP (including failure to have a permit authorizing operations category) if permit or endorsement is renewable	\$750, plus forfeiture of unlawful catch payment of value thereof	\$1,000, plus forfeiture of unlawful catch payment of value thereof	NA
B. Failure to present FFP, FPP, License Limitation, scallop or other limited entry permit on board vessel or at shoreside facility; Failure to present legible permit	Fix-it Notice	\$500	\$1,000
2. License Limitation (LLP), scallop, crab or any other limited entry permit (other than halibut or sablefish)			
A. Fishing, processing or receiving fish without a valid LLP, scallop or crab permit	\$1,250, plus forfeiture of unlawful fish or fish product, or payment of value thereof	NA	NA
B. Fishing, processing or receiving IFQ species without legible permit available for inspection	Written Warning	\$500	\$1,000
3. Fail to update or submit notice of substantive change in permit information			
▪ FFP and FPP	Fix-it Notice	\$300	NA
▪ All other permits	\$700	\$900	NA

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4. IFQ/CVC or CPC permit holder not on vessel	\$2,000, plus forfeiture of unlawful catch or payment of FMV	\$3,000, plus forfeiture of unlawful catch or payment of FMV	\$4,000, plus forfeiture of unlawful catch or payment of FMV
5. Hired master not on named vessel	\$500	\$800	\$1,000
6. Permit holder not at landing site	\$1,000	\$1,500	\$2,000
7. U.S. national fishing in Russian Zone without valid permit	\$1,000	NA	NA
8. U.S. national failing to carry Russian permit on board or to present for inspection	Fix-it Notice: 30 days to apply for permit, present permit or submit reports	\$250	\$500
9. U.S. national failing to submit complete and timely activity reports	\$250	\$500	NA
RECORDKEEPING AND REPORTING VIOLATIONS			
1. Logbooks (Daily Cumulative Production Log; Daily Fishing Log; IPHC or Halibut Logbook; IFQ/Rationalization logs; Any other logbooks not specifically provided for below)			
A. Fail to log substantive required information (e.g. information that is needed for real-time management of fishery) in a timely manner (1 count is equal to violation(s) occurring within 1 day – up to 6 days):			
<ul style="list-style-type: none"> ▪ Less than 24 hours late ▪ 24 or more hours late 	Written Warning \$1,000/day	\$750/day \$1,250/day	\$1,000/day \$1,500/day
B. Clerical error; non-substantive omission(s); failure to log information in a legible manner (1 count is equal to violations occurring within 1 day up to 15 days)	Fix-it Notice	\$100/day	\$300/day

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C. Fail to provide information to a processor or registered buyer (up to 6 counts)			
▪ Non-substantive (e.g. discard information from harvesters)	Written Warning	\$500	NA
▪ Substantive	\$600	\$800	
D. Fail to submit logbooks in timely manner or when requested:			
▪ Less than 2 weeks late	Written Warning	Written Warning	\$1,000
▪ More than 2 weeks late	\$3,000	\$3,250	\$3,500
▪ Missing pages (up to 5 pages)	\$500/page	\$600/page	\$700/page
2. Product Transfer Reports (PTRs), C/P Offload Report, Daily Production Reports, Check-In/Check-out, Vessel Activity Reports, vessel clearance, VMS confirmation number			
▪ Fail to accurately complete a report, timely submit a report, to obtain a required clearance/confirmation	\$750/report up to 6 instances	\$1,000/report up to 6 reports	\$1,500/report up to 6 reports
3. Registered Buyer Reports, Shipment Report, Processor Reports			
▪ Fail to accurately complete or significantly late submission of a report	\$3,000/report up to 6 instances	\$3,250/report up to 6 instances	\$3,500/report up to 6 instances
4. Fail to retain records for required period			
A. vessels up to 60' LOA	\$500	\$750	NA
B. vessels greater than 60' LOA	\$1,125	\$1,500	\$2,000
5. Fail to submit Economic Data Report (EDR)	Fix-it Notice (60 days to submit EDR)	Written Warning	\$750

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MAXIMUM RETAINABLE AMOUNT (MRA) / RETENTION / TIME VIOLATIONS			
1. Retention/delivery of unprocessed groundfish in excess of MRA standard(s) in a single calendar year up to <ul style="list-style-type: none"> ▪ 100% of the allowable bycatch limit, ▪ 1,000 pounds landed weight of rockfish or sablefish, and ▪ 5,000 pounds landed weight for other species. 	Forfeiture of overage or payment of FMV	Forfeiture of overage or payment of FMV	\$1,000, plus forfeiture of overage or payment of FMV
2. Retention/delivery of unprocessed groundfish in excess of MRA standards in a single calendar year			
i) Between 100% and 200%	\$1,000, plus forfeiture of overage or payment of FMV	\$1,500, plus forfeiture of overage or payment of FMV	\$2,000, plus forfeiture of overage or payment of FMV
ii) Between 200% and 400%	\$5,000, plus forfeiture of overage or payment of FMV	\$6,000, plus forfeiture of overage or payment of FMV	\$7,000, plus forfeiture of overage or payment of FMV
3. Other MRA Overages			
A. 5-20 metric ton overage in a single calendar year of processed groundfish on board a processor vessel	\$5,000, plus forfeiture of overage payment or payment of FMV	\$6,000, plus overage payment of FMV	\$7,000, plus overage payment of FMV
B. 1-5 metric ton overage in a single calendar year of processed groundfish on board a processor vessel.	Forfeiture of overage payment of FMV	Forfeiture of overage payment of FMV	Forfeiture of overage payment of FMV
4. Fishing within 1 to 6 hours before the opening or after the closing of a fishery (with IFQ remaining if an IFQ fishery)			
A. Vessels up to 40' LOA	\$4,000	\$5,000	\$8,000
B. Vessels more than 40' LOA	\$8,000	\$10,000	\$13,000

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5. Fishing within 24 hours after the closure of a fishery when value of catch is under \$5,000 (with IFQ remaining if an IFQ fishery)			
A. vessels up to 40' LOA	\$2,000, plus forfeiture of unlawful catch or payment of FMV	\$2,500, plus forfeiture of unlawful catch or payment of FMV	\$3,000, plus forfeiture of unlawful catch or payment of FMV
B. vessels more than 40' LOA	\$3,000, plus forfeiture of unlawful catch or payment of FMV	\$4,000, plus forfeiture of unlawful catch or payment of FMV	\$6,000, plus forfeiture of unlawful catch or payment of FMV
6. Pollock Trip limit overage occurring within a calendar year			
▪ less than or equal to 10%	Forfeit overage or payment of FMV	Forfeit overage or payment of FMV	Forfeit overage or payment of FMV
▪ Greater than 10% up to 25%	\$2,000, plus forfeiture of overage or payment of value thereof	\$2,500, plus forfeiture of overage or payment of value thereof	\$3,000, plus forfeiture of overage or payment of value thereof
7. IR/IU – Discard any IR/IU species harvested during a directed fishery			
· Up to 10 metric tons (estimated weight)	\$1,500	\$2,000	\$2,500
· More than 10 metric tons (estimated weight)	\$3,500	\$4,000	\$4,500

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8. IFQ, CDQ and RATIONALIZATION PROGRAMS			
A. Retain IFQ halibut smaller than the minimum size limit	\$200/fish up to 20, plus forfeiture of unlawful halibut	\$300/fish, plus forfeiture of unlawful halibut	\$400/fish, plus forfeiture of unlawful fish
B. Mutilation/Chunking	\$200 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut	\$500 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut	\$750 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut
C. Discard any species required to be retained	Written Warning	\$2,000	\$3,500
D. Retain IFQ species without a valid IFQ permit			
i. 300 pounds or less of halibut	\$2,000, plus forfeiture of halibut payment of value thereof	\$3,000, plus forfeiture of halibut payment of value thereof	NA
ii. 100 pounds or less of sablefish	\$2,000, plus forfeiture of sablefish payment of value thereof	\$3,000, plus forfeiture of sablefish payment of value thereof	NA
PROHIBITED AND PROTECTED SPECIES VIOLATIONS			
1. Fail to carefully release prohibited species (not more than 6 per trip)	Written Warning	\$1,250	\$1,500

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2. Operating in Walrus, Steller Sea Lion protection, habitat conservation area, or other protection area (limited to one day or fishing trip)			
i) Fish in the area	\$2,500, plus forfeiture of unlawful catch of payment of value thereof	\$4,000, plus forfeiture of unlawful catch payment of value thereof	\$6,000, plus forfeiture of unlawful catch payment of value thereof
ii) Operate or enter in the area	\$1,000	\$1,500	\$2,000
4. Approaching or causing a vessel to or other object to approach, by any means, within 100 yards of any humpback whale except as authorized under the MMPA or ESA			
Commercial operator	\$750	\$1,000	NA
Non-Commercial operator	\$350	\$500	NA
5. Retention of salmon that is processed, frozen, landed or intentionally segregated from other catch	\$225/salmon up to 35, plus forfeiture of salmon	\$350/salmon up to 35, plus forfeiture of salmon	NA
6. Retention of halibut that is processed, frozen, landed or intentionally segregated from other catch (300 pounds or less)	\$1,000, plus forfeiture of halibut	\$1,500, plus forfeiture of halibut	\$2,000, plus forfeiture of halibut
7. Retention of Pacific cod and/or rockfish that are processed, frozen, landed or intentionally segregated from other catch (up to 5,000 pounds - round weight)	\$1/pound, plus forfeiture of prohibited species	\$1.5/pound, plus forfeiture of prohibited species	\$2/pound, plus forfeiture of prohibited species

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8. Retention of prohibited species other than halibut, salmon, Pacific cod or rockfish that are processed, frozen, landed or intentionally segregated from other catch (up to 2,000 pounds – round weight)	\$3.75/pound, plus forfeiture of prohibited species	\$4.50/pound, plus forfeiture of prohibited species	\$5.25/pound, plus forfeiture of prohibited species
OBSERVER VIOLATIONS			
1. Fail to notify observer, observer provider or NMFS prior to bringing fish on board, offloading, receipt or transfer of fish, or of planned operations (e.g. register a fishing trip, salmon count/sampling crew entering fish tank/bin, fish removals or additions to bin, etc.); discarding samples; tampering with observer gear	\$1,000/instance up to 3 instances	\$1,500/instance up to 3 instances	\$2,000/instance up to 3 instances
2. Fail to meet required observer coverage, if vessel is subject to partial coverage requirement	\$1,000/day up to 10 days	\$1,500/day up to 10 days	\$2,000/day up to 10 days
3. Presort or discard any catch prior to giving observer opportunity to sample or prior to completing sampling;	\$2,500 per documented fish or incident up to 6 incidents	\$3,000 per documented fish or incident up to 6 incidents	\$4,000 per documented incident up to 6 incidents
4. Begin sorting catch before the observer has completed counting and collecting samples/data from previous haul	\$2,500 per documented incident up to 2	\$3,000 per documented incident up to 2	\$4,000 per documented incident up to 2
5. Require observer to perform duties normally performed by crew members (up to two violations)	\$1,000/violation	\$1,250/violation	\$1,500/violation

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6. Fail to allow observer access to area, catch, equipment or records, or to provide required records (up to two instances)	\$2,000/instance	\$2,500/instance	\$3,000/instance
7. Deploy an observer for more than 90 days (up to 5 days in each calendar year)	\$1,500/day	\$2,000/day	\$2,500/day
8. Transfer an observer before the observer has completed sampling/transmission duties (up to two instances)	\$500/instance	\$800/instance	\$1,000/instance
9. When crew enters the tank/bin, fail to stop flow of fish between the tank/bin and the observer sampling location	\$1,000/instance up to 3 instances	\$1,500/instance up to 3 instances	\$2,000/instance up to 3 instances
10. Within a single deployment, deploy an Observer on more than 4 vessels	\$2,000 per vessel over 4	\$2,500 per vessel over 4	\$3,000 per vessel over 4
11. Fail to provide reasonable assistance	\$500/incident, up to 5 incidents	\$750/incident, up to 5 incidents	\$1,000/incident, up to 5 incidents
American Fisheries Act (AFA) FMP Amendment 91 (see also Observer Violations)			
1. Catcher/Processors and Motherships			
A. Allow salmon to pass beyond the observer sample collection point; Fail to stop sorting when salmon storage container is filled; Sort before observer completes data collection for previous haul;	\$1,000	\$2,000	\$3,000
B. Discard or remove salmon prior to collection or sampling for/by observer	\$2,500/fish	\$3,000/fish	\$5,000/fish

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C. No sorter/observer present while fish are running	\$500	\$1,000	\$1,500
D. Fail to record or maintain salmon electronic monitoring video; Fail to retain video	\$1,000	\$2,500	\$5,000
E. Fail to store salmon promptly in approved storage container; Resume sorting before removing all previously counted/sampled salmon	Written Warning	\$500	\$1,000
2. AFA Inshore Catcher Vessels			
A. Discard salmon prior to delivery to a shoreside processor or stationary floating processor	\$2,500/fish	\$3,000/fish	\$5,000/fish
3. AFA Shoreside Processors and Stationary Floating Processors			
A. Fail to sort and/or store salmon in approved storage container; Allow any salmon to pass last point where sorting occurs as defined by CMCP; Begin or resume sorting a delivery (i) after approved storage container is full, or ii) before allowing observer to complete all data collection;	\$1,000	\$2,000	\$3,000

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B. Fail to comply with salmon handling and offload procedures defined in CMCP	\$1,000	\$2,500	\$5,000
C. Fail to conduct pre-offload meeting	Written Warning	\$1,000	\$2,500
D. Begin or resume sorting a delivery before removing previously counted and sampled salmon in the presence of an observer	Written Warning	\$500	\$1,000
E. Discard or presort salmon prior to sampling by an observer	\$2,500/fish	\$3,000/fish	\$5,000/fish

COMMERCIAL EQUIPMENT and GEAR VIOLATIONS (e.g., vessel monitoring system, seabird avoidance, fishing gear configuration, gear marking)			
1. Fail to accurately conduct daily flow scale test	\$2,000/day (up to 3 days)	\$2,500/day (up to 3 days)	\$3,000/day (up to 3 days)
2. Improper or no buoy or other gear markings	Fix It within 15 days	\$375 for each buoy up to 5 buoys	\$500 for each buoy up to 5 buoys
3. Use of non-compliant pot or trawl gear:	\$375 for each pot, roller, or bobbin – up to 5	\$375 for each pot, roller, or bobbin – up to 5	\$375 for each pot, roller, or bobbin – up to 5
4. Seabird Avoidance Gear			
A. Fail to set second streamer line; Fail to set seabird avoidance gear (for vessels with gear on board); Fail to set complaint seabird avoidance gear; Fail to deploy line at proper distance;	Written Warning	\$375 for each set up to 5 sets	\$500 for each set up to 5 sets

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5. Fish Bins			
A. Fail to obtain valid bin certification	\$5,000	NA	NA
B. Fail to submit copy of bin certification	\$2,500	\$3,000	NA
C. Fail to accurately or permanently mark bins or to provide adequate lighting for the viewing marks	\$750	\$1,000	\$1,250
6. Failure to Provide Safe Boarding Ladder	\$1,500	NA	NA
7. Failure to monitor channel 16	\$1,500	\$2,500	NA
COMMERCIAL LANDING AND PROCESSING VIOLATIONS			
1. Halibut			
A. Possess 300 pounds or less of halibut taken with unlawful gear	\$375, plus forfeiture of halibut	\$1,000, plus forfeiture of halibut	\$1,500, plus forfeiture of halibut
B. Possess halibut while carrying onboard any trawl nets or fishing pots capable of catching halibut	Written Warning	\$750	\$1,000
2. Fail to offload all fish or fish product <ul style="list-style-type: none"> ▪ from a catcher vessel before using as a tender ▪ in an IFQ landing 	Written Warning \$1,000	\$750 \$1,500	\$1,000 \$2,000
3. Fail to report tagged halibut to IPHC personnel at time of landing	\$500	\$1,000	\$1,500

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4. Halibut and Sablefish IFQ or CDQ overages in a single calendar year; Possession or sale of IFQ or CDQ species with no remaining IFQ or CDQ for vessel or area			
A. 10.1-33% and exceeding 1000 pounds, and for overages up to 1000 pounds regardless of percentage	Forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the beginning of the trip	Forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the beginning of the trip	Forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the beginning of the trip
B. 33.1-66% and exceeding 1000 pounds	\$1/pound of overage, plus forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the beginning of the trip	\$1.5/pound of overage, plus forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the start of the trip	\$2/pound of overage, plus forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the start of the trip
C. 66.1-100% and exceeding 1000 pounds	\$1.5/pound of overage, plus forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the beginning of the trip	\$2/pound of overage, plus forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the beginning of the trip	\$2.25/pound of overage, plus forfeiture of proceeds or return of proceeds of all IFQ exceeding 100% of IFQ available at the beginning of the trip

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5. Crab IFQ Overages in a single calendar year; Possession or sale of IFQ species by quota share holder with no remaining IFQ or CDQ for vessel or area			
A. Exceed remaining balance of IFQ up to 5%	Forfeiture of overage payment of value thereof	Forfeiture of overage payment of value thereof	Forfeiture of overage payment of value thereof
B. Exceed remaining balance of IFQ by more than 5% but no more than 50%	\$2,000, plus forfeiture of overage payment of value thereof	\$2,250, plus forfeiture of overage payment of value thereof	\$2,250, plus forfeiture of overage payment of value thereof
6. Exceed remaining balance of IPQ by \leq 30% in a single calendar year	\$2,000, plus forfeiture of excess production payment of value thereof (product value)	\$2,500, plus forfeiture of excess production payment of product value	\$3,000, plus forfeiture of excess production payment of product value
7. IFQ Prior Notice of Landing and Landing Reports			
A. Make an IFQ landing without prior notice of landing	\$1,000	\$1,500	\$2,000
B. Fail to make an IFQ landing within required time after prior notice of landing	\$1,000	\$1,500	\$2,000
C. Fail to submit IFQ landing report in timely manner (less than 12 hours late)	\$2,000	\$3,000	\$4,000

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D. Fail to submit accurate information in a prior notice of landing or shipment report	\$1,000	\$1,500	\$2,000
8. Fail to record required information in e-Landings	\$750	\$1,000	\$1,500
9. Unreported IFQ species \leq 50 pounds (deadloss, homepacks, crew meals, etc.)	\$500, plus forfeiture of fish	\$800, plus forfeiture of fish	\$1,500, plus forfeiture of fish
10. Exceed vessel cap or sideboard \leq 5%	Forfeiture of excess catch or payment of value thereof	\$1/pound of overage, plus forfeiture of catch payment of value thereof	NA

HALIBUT SPORT, CHARTER AND SUBSISTENCE VIOLATIONS

1. Fail to report tagged halibut to IPHC personnel at time of landing	Written Warning	\$500	\$800
SPORT FISHING			
1. Sport fishing during closed season	\$200 per fish, plus forfeiture of halibut	\$500, plus forfeiture of halibut	\$1,000, plus forfeiture of halibut
2. Use of unlawful gear	Written Warning, plus forfeiture of halibut	\$500, plus forfeiture of halibut	\$1,000, plus forfeiture of halibut

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3. Over daily bag or possession limit	\$200/fish over limit, plus forfeiture of halibut over limit	\$500/fish over limit, plus forfeiture of halibut over limit	\$1,000/fish over limit, plus forfeiture of halibut over limit
4. Mutilation/Chunking	\$200 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut	\$500 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut	\$750 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut
5. Possession of sport catch on vessel with commercial or subsistence catch on board	\$200/halibut up to 33 halibut, plus forfeiture of sport-caught halibut	\$500/halibut up to 33 halibut, plus forfeiture of sport-caught halibut	NA

SUBSISTENCE FISHING			
1. Fishing for halibut without a SHRC, but would qualify for SHRC	Verbal Warning	Written Warning	\$500
2. Fail to present SHRC	Verbal Warning	Written Warning	\$100
3. Fishing for halibut without a SHRC, and would not qualify for SHRC	Written Warning, plus forfeiture of halibut	\$500, plus forfeiture of halibut	\$1,000, plus forfeiture of halibut
4. Exceeding daily bag or possession limit	\$200/fish, plus forfeiture of halibut exceeding daily bag or possession limit	\$500/fish, plus forfeiture of halibut exceeding daily personal limit	\$1,000/fish, plus forfeiture of halibut exceeding daily personal limit
5. Mutilation of Halibut	\$200 for each 25 pounds, plus forfeiture of all mutilated halibut	\$500 for each 25 pounds, plus forfeiture of mutilated halibut	\$1,000 for each 25 pounds, plus forfeiture of mutilated halibut
6. Using more hooks than allowed on subsistence gear			
▪ up to 200% in excess of allowable hooks	Written Warning	\$500	\$1,000
▪ More than 200% of allowable hooks	Written Warning	\$800	\$1,500

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7. Improper or no buoy or other gear markings	Fix It within 15 days	\$50 for each buoy up to 5 buoys	\$75 for each buoy up to 5 buoys
8. Fishing in an unauthorized area; vessel with halibut on board within unauthorized area	Written Warning	\$250, plus forfeiture of all halibut	\$500, plus forfeiture of all halibut
9 Non-qualified person applied for SHRC	Written Warning plus revocation of SHRC	\$300, plus revocation of SHRC	N/A
HALIBUT CHARTER VIOLATIONS			
1. Fail to submit ADF&G Saltwater Sport Fishing Charter Trip logbook in timely manner (up to 30 days late in a calendar year)	\$500	\$800	\$1,000
2. Charter vessel crew or guide catching and retaining halibut	\$500	\$1,000	\$1,750
3. Fail to sign or enter accurate logbook data sheet (angler); fail to enter accurate information or ensure angler signs logbook data sheet (guide)	\$500/angler	\$1,000/angler	\$1,500/angler
4. Exceed line limit	Written Warning	\$500/line	\$1,000/line
5. Exceed sport bag limit; (joint & several for angler and guide)	\$200/fish, plus forfeiture of halibut exceeding limit	\$500/fish, plus forfeiture of halibut exceeding limit	\$1,000/fish, plus forfeiture of halibut exceeding limit
6. Chunking or mutilation of halibut (joint & several for angler and guide)	\$200 for each 25 pounds of mutilated halibut, plus forfeiture of all mutilated halibut	\$500 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut	\$750 for each 25 pounds of mutilated halibut, plus forfeiture of mutilated halibut
7. Retain halibut in violation of size limitations	Written Warning, plus forfeiture of halibut exceeding limit	\$300/fish, plus forfeiture of halibut exceeding limit	\$500/fish, plus forfeiture of halibut exceeding limit

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8. Fishing during closed season (guide)	\$225/angler up to 22 anglers, plus forfeiture of all halibut (by both anglers and guide)	NA	NA
9. Fail to retain halibut carcass if required	Written Warning	\$300 per halibut	NA
10. Exceeding CHP angler endorsement	\$300 per angler	\$600 per angler	NA
11. Fail to begin or end charter halibut fishing trip in CQE community for which permit is valid	Written Warning	\$300 per angler	NA
12. Charter halibut fishing in Area 2C and 3A on same fishing trip	\$200/angler	NA	NA

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