|  |  |  |  |
| --- | --- | --- | --- |
| **VIOLATION** | **VIOLATION HISTORY – PENALTY AMOUNT** | | |
| **FIRST** | **SECOND** | **THIRD** |
| **MAGNUSON-STEVENS ACT, ATLANTIC COASTAL FISHERIES COOPERATIVE MANAGEMENT ACT, AND ATLANTIC STRIPED BASS CONSERVATION ACT** | | | |
| **Permit Violations** | | | |
| Operate without a required permit, if eligible for the permit | $500 | $500 | $500 |
| Operate without a required permit, if ineligible for the permit | $3,000 | NOVA | NOVA |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Exceed Commercial Possession or Landing Limit**  **If a violation described in this section involves a fish stock that is overfished or subject to overfishing, add $500 to the total fine.** | | | | | |
| Overage exceeds the possession or landing limit by 25% or less AND has a fair market value of $2000 or less | Fair market value of overage + Voluntarily abandon overage | | Fair market value of overage + Voluntarily abandon overage | | Fair market value of overage + Voluntarily abandon overage |
| **Observer Program Violations** | | | | | |
| Fail to provide required pre-trip notification via PTNS | $100 per missed notification up to $2,500 | | $100 per missed notification up to $2,500 | | $100 per missed notification up to $2,500 |
| Fish without an observer when required | $2,500 | | NOVA | | NOVA |
| **reporting violations** | | | | | |
| Fail to provide required pre-landing notification | $100 per missed notification up to $2,500 | | $100 per missed notification up to $2,500 | | $100 per missed notification up to $2,500 |
| **American Lobster Violations** | | | | | |
| Unlawfully possess up to 10 v-notched lobsters | $250 per lobster | | $250 per lobster | | $250 per lobster |
| Unlawfully possess, or unlawfully ship, transport, offer for sale, sell, or purchase, in interstate or foreign commerce up to 10 berried lobsters | $250 per lobster | | $250 per lobster | | $250 per lobster |
| Unlawfully possess, or unlawfully ship, transport, offer for sale, sell, or purchase, in interstate or foreign commerce up to 20 undersized or oversized lobsters | $50 per lobster | | $50 per lobster | | $50 per lobster |
| Possess up to 10 lobsters over the legal limit | $50 per lobster | | $50 per lobster | | $50 per lobster |
| **Recreational, Charter, Party Boat Violations \***  **If a violation described in this section involves a fish stock that is overfished or subject to overfishing, add $500 to the total fine.** | | | | | |
| Possess up to 10 undersize fin fish | $100 per fish | | $100 per fish | | $100 per fish |
| Possess up to 10 fin fish in excess of the catch limit | $150 per fish | | $150 per fish | | $150 per fish |
| Fish for or possess up to 10 fin fish in or from a closed area | $250 per fish | | $250 per fish | | $250 per fish |
| Fish for or possess up to 10 fin fish during a closed season | $250 per fish | | $250 per fish | | $250 per fish |
| Possess or fish for Atlantic striped bass in or from the EEZ (up to 10 fish) (recreational only) | $250 per fish | | $250 per fish | | $250 per fish |
| **LACEY ACT** | | | | | |
| Import, export, transport, sell, receive, acquire, or purchase in interstate or foreign commerce up to 10 v-notch lobsters taken, possessed, transported, or sold in violation of any law or regulation of any State or in violation of any foreign law | $250 per lobster | $250 per lobster | | $250 per lobster | |

\*HMS violations are listed on the National Summary Settlement Schedule