

**NATIONAL MARINE SANCTUARIES
SUMMARY SETTLEMENT & FIX-IT SCHEDULE**

This schedule applies only to violations of the prohibitions listed below that cause no more than a de minimis impact to sanctuary resources. Whether a given violation causes only de minimis impact to the resource may vary for each National Marine Sanctuary. This schedule should not be used in any case that has aggravating factors. It should also not be used if the issuing officer or agent has knowledge of repeat or prior violations by the same offender(s) or when discovered in conjunction with other violations. In situations where this schedule does not apply, the Policy for the Assessment of Civil Administrative Penalties and Permit Sanctions shall apply.

***** Summary Settlements are to be issued only to the extent those activities are prohibited in the specific National Marine Sanctuary.**

VIOLATION	VIOLATION HISTORY – PENALTY AMOUNT
Alteration of, destruction of, or construction on the seabed that causes no more than a de minimis impact to the sanctuary.	\$500
in a special marine protected area ¹ of any type	\$1,000
Use of sanctuary moorings in a prohibited manner that causes no more than a de minimis impact to the sanctuary.	\$250
in a special marine protected area of any type	\$500

¹ All violations have an elevated penalty amount when they occur in a special marine protected area of any type. For the purposes of this Schedule, special marine protected areas include, but are not limited to: Ecological Reserves, Wildlife Management Areas, Marine Reserves, Marine Conservation Areas, Special Use Areas and Sanctuary Preservation or Existing Management Areas.

<p>Possessing minor amounts of explosives, electrical charges, poisons, or similar destructive devices that causes no more than a de minimis impact to the sanctuary.</p> <p>in a special marine protected area of any type</p>	<p>\$300</p> <p>\$600</p>
<p>Operating a vessel, motorized personal watercraft, airboat, or aircraft in prohibited areas or in a prohibited manner that causes no more than a de minimis impact to the sanctuary.</p> <p>in a special marine protected area of any type</p>	<p>\$350</p> <p>\$700</p>
<p>In idle speed / no wake zone, operating a vessel at a speed greater than idle speed only / no wake that causes no impact to the sanctuary.</p> <p>In “no motor” zone, using internal combustion motors or engines for any purpose that causes no impact to the sanctuary.</p> <p>In “no-access buffer” zone, entering the area by vessel that causes no impact to the sanctuary.</p> <p>In those marine portions of any area designated as closed, entering or using the area that causes no impact to the sanctuary.</p>	<p>Fix-It Notice (Exit area immediately or reduce speed, as applicable)</p>

Injuring, moving, removing, taking, possessing, harvesting, landing, damaging, disturbing, or possessing (or attempting the same) living marine organisms or specimens (birds, live rock, tropical fish, invertebrates, algae, marine plants, etc.), bottom formations, or shells that causes no more than a de minimis impact to the sanctuary.	\$400
in a special marine protected area of any type	\$800
Marking, defacing, damaging or tampering with any official signage, boundary markers, stakes, posts, mooring buoys, boundary buoys, trap buoys, scientific equipment, navigation aids, monuments, notices or placards	\$400
in a special marine protected area of any type	\$800
Displacing or removing any official signage, boundary markers, stakes, posts, mooring buoys, boundary buoys, trap buoys, scientific equipment, navigation aids, monuments, notices or placards	\$750
in a special marine protected area of any type	\$1500
Possessing prohibited fishing gear (with no fish onboard) or failing to have gear not available for immediate use / failing to stow when required	\$100
in a special marine protected area of any type	\$200

Fishing, or possessing up to ten fish, in a prohibited area, or while using prohibited gear or while using gear in a prohibited manner	\$300
in a special marine protected area of any type	\$600
Diving, snorkeling or conducting diving operations from a vessel in a prohibited manner or prohibited area, including failure to display a dive flag	\$150
in a special marine protected area of any type	\$300
Discharge or deposit of any non-exempt material or matter (e.g., fuel, oil, oily bilge waste, unprocessed non-hazardous trash or raw material or entangling material) that results in no more than a de minimis impact to the sanctuary.	\$800
in a special marine protected area of any type	\$1,600
Unsecured Marine Sanitation Device on board a vessel	\$400
in a special marine protected area of any type	\$800
Discharge of raw or primary treated sewage from a vessel that results in no more than a de minimis impact to the sanctuary.	\$800
in a special marine protected area of any type	\$1,600

Unauthorized discharge from any vessel (< 1,000 gallons) that results in no more than a de minimis impact to the sanctuary.	\$1,500
in a special marine protected area of any type	\$3,000
in or adjacent to sensitive marine habitats, including coral reefs, eel grass beds, surf grass beds, and rocky shores (< 50 gallons)	\$1,500
Unauthorized dredge operations that results in no more than a de minimis impact to the sanctuary.	\$1,500
in a special marine protected area of any type	\$3,000
Conducting permitted activities without a Sanctuary permit on site/issued	\$100
in a special marine protected area of any type	\$200
Attracting or approaching any white shark (<i>Carcharodon carcharias</i>) in a prohibited area of the sanctuary	\$500
Operating a vessel in such a manner that causes damage to seagrass attached to the seabed.	Seagrass and hardbottom under 1 square yard damage = \$100; in addition, \$75 for each additional square yard up to 10 square yards
Anchoring instead of using a mooring buoy/designated anchoring area when available	\$1,500
Anchoring when mooring buoy must be used	\$2,000

Touching living or dead coral, including but not limited to, standing on a living or dead coral formation	\$100
in a special marine protected area of any type	\$200
Collecting jade	\$300
in a special marine protected area of any type	\$600
Approaching, or causing a vessel 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
Non-Commercial operator	\$350