

## NATIONAL SUMMARY SETTLEMENT SCHEDULE

<i>VIOLATION</i>	VIOLATION HISTORY – PENALTY AMOUNT		
	FIRST	SECOND	THIRD
<b>MAGNUSON-STEVENSON ACT</b>			
Improperly Marked Gear	\$50/per trap or net, etc. up to 10 traps, nets, etc.		
Failure to affix and maintain vessel markings (void of all vessel markings)	\$100	\$250	
Failure to monitor channel 16	\$50	\$250	
Failure to provide a safe boarding ladder	\$50	\$250	
Failure to maintain operating VMS unit (Dockside only)	\$400	\$400/day, up to a maximum of 7 days (\$2,800)	
Failure to declare the proper fishing code in the vessel's VMS unit	\$250	\$750	
Failure to submit any of the following reports, when required to do so by regulation: declaration report, VMS activation report, or VMS exemption report	\$400	\$500	
Interfere with the observers ability to perform his/her duties such as cutting lines before observers can identify the species caught, fail to assist in safely releasing protected species, etc.	\$1000		

Effective Date: July 1, 2013

Fail to show proof of passing USCG Commercial Fishing Vessel Safety examination or the alternate NMFS safety equipment examination	\$500		
Fail to maintain safe conditions for the protection of observers including compliance with all U.S. Coast Guard and other applicable rules, regulations, and statutes	\$1000		
Fail to provide appropriate accommodations for observer	\$1000		
VMS unit not reporting while vessel in use – Single Trip	\$2,000		
Vessel fishing without VMS installed – Single Trip	\$4,000		
Non-fishing prohibited activity in a closed area, including, for example, non-continuous transit (drifting) or incursion incidental to gear malfunction.	\$500	\$750	\$1,000
Fail to collect or submit fees under a buyback program – delinquent for less than 3 months.	Fix-it Ticket, Increase to \$500		
Failure to provide a current valid NOAA Operator's Permit (issued and current, but not on board)	\$250	\$500	

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Failure to submit or complete required dealer or fishing vessel log book reports (if no related violation)	\$250	\$500	
Failure to land sharks with their fins naturally attached	\$1,000/fish (up to a maximum of five fish)		
Possession, landing or transfer of a shark fin that is not naturally attached to the corresponding carcass	\$500/fin (up to a maximum of ten fins)		
Fail to electronically submit an Atlantic HMS dealer report through the HMS electronic dealer reporting system to report BAYS tunas, swordfish, and sharks to NMFS in accordance with § 635.5, if issued, or required to be issued, a Federal Atlantic HMS dealer permit pursuant to § 635.4.	\$1,000	\$2,000	\$3,000
Purchasing Atlantic HMS when electronic dealer reports have not been submitted as required	\$3,000	\$4,000	
Failure to report taking of Atlantic tuna tagged under a tag and release program	\$1,000		
Fishing with some, but not all, of the required sea turtle safe handling and release equipment	\$1,500		

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Failure to maintain Atlantic HMS in specified form (other than shark finning).	\$750/fish (up to a maximum of five fish)	\$1,000/fish (up to five fish)	
Fish for, catch, retain, or possess undersized Atlantic HMS	\$750/fish (up to a maximum of five fish)	\$1,000/fish (up to five fish)	
Recreationally fish for, catch, possess, retain, or land Atlantic HMS without a valid permit	\$2,000		
Exceed recreational catch limit for HMS	\$100/fish over the limit, up to 5 fish, plus abandon/seize overage	\$200/fish over the limit, up to 5 fish, plus abandon/seize overage	
Failure to register an HMS tournament	\$2000		
Failure to report recreationally caught Atlantic Bluefin tuna, swordfish or billfish (nontournament)	\$500	NA	NA
Importing, exporting or re-exporting bluefin tuna, southern bluefin tuna, frozen bigeye tuna, swordfish or shark fins without an international trade permit	\$4,000		
Importing, exporting or re-exporting bluefin tuna, southern bluefin tuna, frozen bigeye tuna or swordfish without the required documentation	\$2,000		

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Failure to timely submit required reports of imports, exports and re-exports of bluefin tuna, southern bluefin tuna, frozen bigeye tuna or swordfish	\$1,000	\$1,500	
Possession of live baitfish, maintenance of live baitfish in a well or tank, or attachment of an aeration or water circulation device to any such tank or well onboard a pelagic longline vessel in the Gulf of Mexico	\$3,000		
Failure to release Atlantic HMS in the manner specified	\$500	\$600	\$750
Commercial seafood dealer/seafood processor - possess HMS without required documentation	\$1,000	\$1,500	
Retain a billfish by a vessel with a pelagic longline aboard or harvested by gear other than rod and reel	\$1,000	\$1,500	
<b>ANTARCTIC MARINE LIVING RESOURCES PROTECTION ACT</b>			
Submission of application for preapproval to import frozen <i>Dissostichus</i> spp. later than required, but prior to import	\$2,000	\$3,000	

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<b>MARINE MAMMAL PROTECTION ACT</b>			
Failure to report the taking of a marine mammal (all vessels on List of Fisheries)	\$750		
Failure to register for annual Authorization Certificate (MMPA Category I and II fisheries only)	\$750		
Fail to use gear required by ALWTRP	\$500		
<b>INTERNATIONAL DOLPHIN CONSERVATION PROGRAM ACT (MMPA TITLE III)</b>			
Recordkeeping, reporting, or Fishery Certificate of Origin requirement violations: Minor Violations (e.g., fail to submit report)	\$500	\$500	
<b>LACEY ACT</b>			
<b>Commercial violations</b> (involving contraband fish or wildlife valued less than \$10,000)			
To import, export, transport, sell, receive, acquire, or purchase in interstate or foreign commerce – (A) 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.	\$2,000		

Within the special maritime and territorial jurisdiction of the United States -- (A) to 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.	\$2,000		
To attempt to commit any act described in paragraphs (2) and (3) of §3372(a)	\$2,000		
<b>Recreational violations</b>			
To import, export, transport, sell, receive, acquire, or purchase in interstate or foreign commerce – (A) 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.	\$500		
Within the special maritime and territorial jurisdiction of the United States -- (A) to 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.	\$500		

<b>ENDANGERED SPECIES ACT</b>			
Approach right whales or fail to take required right whale avoidance measures	\$500 (Recreational)	\$500 (Recreational)	\$500 (Recreational)
	\$1000 (Commercial)	\$1000 (Commercial)	\$1000 (Commercial)
<b>HIGH SEAS FISHING COMPLIANCE ACT OF 1995</b>			
Fish on the high seas without a valid high seas permit	\$1000		