| VIOLATION | VIOLATION HISTORY - PENALTY AMOUNT | | |
| --- | --- | --- | --- |
| FIRST | SECOND | THIRD |
| **WEST COAST SALMON FISHERIES**  **50 C.F.R. PART 660, SUBPART H** | | | |
| Engage in recreational fishing while aboard a vessel engaged in commercial fishing | $300 | $450 | $600 |
| Take and retain or land salmon caught with a net in the fishery management area | $300 | $450 | $600 |
| Fish for, or take and retain, any species of salmon during closed seasons or in closed areas -- Recreational, non-charter only | $150 | NA | NA |
| Fish for, or take and retain, any species of salmon while possessing on board any species not allowed to be taken in the area at the time  Commercial  Recreational | $300  $150 | $450  $300 | $600  $450 |
| Fish for, or take and retain, any species of salmon by means of gear or methods other than recreational fishing gear or troll fishing gear, or gear authorized for treaty Indian fishing  Meat lines  Fish for, or take and retain, any species of salmon once any catch limit is attained. Includes fish possessed or landed in violation of a ratio requirement (commercial or recreational) or in excess of daily bag limits (recreational)  Commercial  Recreational | $225  $300  $150 | $450  $450  $300 | NA  $600  $450 |
| Fish for, or take and retain, any species of salmon in violation of any notice issued under this part, or in violation of any applicable area, season, species, zone, gear, daily bag limit, or length restriction  Barbed hooks and other routine gear requirements  Commercial  Recreational  Use of more than one rod and line  Recreational | $300 plus $15/hook  $150 plus $15/hook  $150/extra rod or line | NA  NA  NA | NA  NA  NA |
| Take and retain or possess aboard a fishing vessel any species of salmon that is less than the applicable minimum total length | $150 | $300 | $450 |
| Possess aboard a fishing vessel salmon for which a minimum total length is extended or cannot be determined | $150 | $300 | $450 |
| Fail to return to the water immediately and with the least possible injury any salmon the retention of which is prohibited | $150 | $300 | $450 |
| Remove the head of any salmon caught in the fishery management area, or possess a salmon with the head removed, if that salmon has been marked by removal of the adipose fin | $150 | $300 | $450 |
| Take and retain, possess, or land any steelhead (Salmo gairdneri) taken in the course of commercial fishing within the fishery management area, unless such take and retention qualifies as treaty Indian fishing as that term is defined in the regulations | $150 | $300 | $450 |
| Sell, barter, offer to sell, offer to barter, or purchase any salmon taken in the course of recreational salmon fishing | $300 | $450 | $600 |
| Fish for salmon in an area when salmon of less than the legal minimum length for that area are on board the fishing vessel  Commercial  Recreational | $300  $150 | $450  $300 | $600  $450 |
| Take and retain Pacific halibut except in accordance with the regulations | $300 | $450 | $600 |
| **WEST COAST GROUNDFISH FISHERY**  **50 C.F.R. PART 660** | | | |
| Retain any prohibited species unless authorized. | $300/fish, plus abandonment of the fish | $450/fish, plus abandonment of the fish | $600/fish, plus abandonment of the fish |
| Violations regarding overages.  Overages exceeding the trip limit by up to 25%, or up to 500lbs, whichever is greater: | 2xFMV, or if the violation is self- reported then FMV | 2xFMV, or if the violation is self- reported then FMV | 2xFMV, or if the violation is self- reported then FMV |
| Fail to make and/or file, retain throughout the cumulative limit period, or make available any and all reports of groundfish landings as required by applicable State law.  Failure to make/file or make available: | $450 | $600 | $750 |
| Fail to sort, prior to the first weighing after offloading, those groundfish species or species groups for which there is a trip limit, size limit, quota, or harvest guideline. | $750 | NA | NA |
| Possess, deploy, haul, or carry on board a fishing vessel a set net, trap or pot, longline, or commercial vertical hook and line that is not in compliance with the gear restrictions. | $300 | $450 | $600 |
| Fail to retain on board a vessel, or provide to an authorized officer upon request, copies of any and all reports of groundfish landings as required state law. | $300 | $600 | $750 |
| Possess, have custody or control of, ship or transport, offer for sale, sell, purchase, land, import, or export any fish or parts thereof taken or retained in violation of the Magnuson Act or any regulation or permit issued under the Magnuson Act.  Minor violations (e.g., overages exceeding the trip limit by up to 25%, or up to 500lbs, whichever is greater): | 2xFMV,  or if self-reported FMV | 2xFMV,  or if self-reported FMV | 2xFMV,  or if self-reported FMV |
| Fish in the Shorebased IFQ Program with a vessel that does not have a valid vessel account or that has a vessel account with a deficit (negative balance) for any species/species group | $500 | $1,000 | $1,500 |
| Use quota pounds by vessel not registered to a limited entry trawl permit | $500 | NA | NA |
| Use quota pounds in an area or for species/species groups other than that for which it is designated | $500 | NA | NA |
| Fish in more than one IFQ management area on the same trip | $500 | $1,000 | $1,500 |
| **ENDANGERED SPECIES ACT** | | | |
| Unauthorized, non-knowing taking of a salmon or steelhead listed as threatened or endangered by noncommercial fishing, e.g., by use of hook-and-line recreational fishing gear | $450/fish | NA | NA |
| Unauthorized, non-knowing taking of endangered Puget Sound/Georgia Basin DPS bocaccio, white abalone (California only), or black abalone (California only), by non-commerical fishing, e.g., by use of recreational fishing gear. | $450 per fish | NA | NA |
| **MARINE MAMMAL PROTECTION ACT** | | | |
| Protective regulations for killer whales in Washington state; cause vessel to approach within 200 yards of any killer whale:  Commercial Vessels  Recreational Vessels | $500  $300 | NA  NA | NA  NA |
| Protective regulations for killer whales in Washington state; position vessel in path of any killer whale within 400 yards of the whale:  Commercial Vessels  Recreational Vessels | $500  $300 | NA  NA | NA  NA |
| **Pacific Offshore Cetacean Take Reduction Plan Prohibited or Otherwise Regulated Activities** | | | |
| Failure to use the correct number of pingers during a fishing set (less than 25% non-compliance only) | Fix-It: Use the correct number of pingers\*\*\* | NA | NA |
| Failure to have the correct number of pingers on board while at sea (less than 25% non-compliance only) | Fix-It: Carry the correct number of pingers\*\*\* | NA | NA |
| Failure to deploy pingers within the maximum allowable length from the floatline or leadline (less than 25% non-compliance only) | Fix-It: Deploy pingers within the maximum allowable length from the float/leadline\*\*\* | NA | NA |
| Failure to deploy pingers on the floatline or leadline (less than 25% non-compliance only) | Fix-It: Place pingers as required by the regulation on the float/leadline \*\*\* | NA | NA |
| Use of non-compliant pingers, including incorrect frequency, pulse duration, and decibel level (less than 25% non-compliance only) | Fix-It: Use compliant pingers\*\*\* | NA | NA |
| Use of non-functioning pingers (dead battery or broken unit) (less than 25% non-compliance only) | Fix-It: Use functioning pingers\*\*\* | NA | NA |

\*\*\* Prior to next fishing set

|  |  |  |  |
| --- | --- | --- | --- |
| VIOLATION | VIOLATION HISTORY – PENALTY AMOUNT | | |
| FIRST | SECOND | THIRD |
| **NORTH PACIFIC HALIBUT ACT** | | | |
| **Commercial Fishing Violations** | | | |
| Fishing within one hour before an opening or after a closure. | $1,125 | NA | NA |
| Exceeding fishing period limit by 10% or less. | Forfeiture of overage or its value | NA | NA |
| Exceeding fishing period limit by 10%-25%. | $10 per pound of overage, plus forfeiture of overage or its value. | NA | NA |

|  |  |  |  |
| --- | --- | --- | --- |
| Take or possess halibut less than 32 inches with head on, or less than 24 inches with head off, or cutting/disfiguring halibut in any manner that prevents determination of minimum size (summary settlement for cutting/disfiguring halibut applies to filleted fish only). | $150 per undersized or disfigured fish up to 10 fish, plus forfeiture of illegal halibut or its value. | NA | NA |
| Possess halibut taken with other than hook and line gear (300 pounds or less). | $375, plus forfeiture of illegal halibut or its value. | NA | NA |
| Possessing halibut taken with hook and line gear aboard a vessel containing other than hook and line gear (e.g., trawl nets, traps or pots). | $750 | NA | NA |
| **Sport Fishing Violations** | | | |
| Sport fishing for halibut out of season:   * If vessel is a charter boat.      * If vessel is not a charter boat. | $300 per passenger, up to 6, charged to the owner and operator, plus forfeiture of halibut.  $150 per person, plus forfeiture of halibut. | NA | NA |
| Exceeding the daily bag limit or possession limit; catching undersized halibut. | $150 per over limit or undersized fish, up to 33 halibut, plus forfeiture of illegal halibut. | NA | NA |
| Disfigurement of halibut that prevents the determination of its minimum size or prevents catch limit determination. | $200 for each 50 pounds of disfigured fish, up to 1,650 pounds, plus forfeiture of halibut. | NA | NA |
| Possession of sport-caught halibut aboard a vessel when other fish aboard that vessel are destined for commercial use:   * Up to 5 halibut. * More than 5 halibut. | $250 per fish, plus forfeiture of halibut.  NA | NA  NA | NA  NA |
| **WEST COAST HIGHLY MIGRATORY SPECIES FISHERY** | | | |
| Fail to timely complete, or timely submit, a logbook as required by regulation   * Fishing trips of 1-5 days * Fishing trips of 6 days or more | $500  $100/day | NA  NA | NA  NA |
| Fish for HMS in the US EEZ off the Pacific Coast without a permit issued under §660.707 for the use of authorized gear. | $500 | NA | NA |
| Land HMS at Pacific Coast ports without a permit issued under §660.707 for the use of authorized gear. | $500 | NA | NA |
| **U.S. – CANADA ALBACORE TUNA TREATY** | | | |
| Operator failed to file hail-in report at least 24 hours prior to fishing in Canadian waters | $1,000 | NA | NA |
| Fail to submit logbook records | $500 | NA | NA |
| Vessel has not been on the authorized vessel list for at least 7 days prior to fishing in Canadian waters | $1,000 | NA | NA |
| Operator failed to file hail-out report within 24 hours of departing from Canadian waters after fishing | $1,000 | NA | NA |
| **WEST COAST COASTAL PELAGICS FISHERY**  **50 C.F.R. PART 660, SUBPART I** | | | |
| Sell CPS without a State license | $500 | NA | NA |
| Fail to return prohibited species | $150 | NA | NA |
| Fail to file landing reports as required by State | $500 | NA | NA |
| Unlawful fishing related activity during closure of a directed fishery | $1,000 | NA | NA |