

GREATER ATLANTIC REGION SUMMARY SETTLEMENT & FIX-IT SCHEDULE

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 vessel or operator permit, if eligible for the permit	\$500	\$500	\$500
Operate without a required vessel permit, if ineligible for the permit	\$3000	NOVA	NOVA
Operating without a required dealer permit	\$1000	NOVA	NOVA
COMMERCIAL POSSESSION 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.			
Overage exceeds the possession or landing limit by 25% or less AND has a fair market value of \$5,000 or less	Fair market value of overage + Voluntarily abandon overage OR Twice the fair market value of the overage	Fair market value of overage + Voluntarily abandon overage OR Twice the fair market value of the overage	Fair market value of overage + Voluntarily abandon overage OR Twice the fair market value of the overage
Possession of undersized fish	Weight of undersized fish multiplied by \$10 (up to \$2,500) + Voluntarily abandon undersized fish	Weight of undersized fish multiplied by \$10 (up to \$2,500) + Voluntarily abandon undersized fish	Weight of undersized fish multiplied by \$10 (up to \$2,500) + Voluntarily abandon undersized fish

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VIOLATION	VIOLATION HISTORY – PENALTY AMOUNT		
	FIRST	SECOND	THIRD
Exceeding the incidental scallop possession limit by up to 50%.	Fair market value of overage + Voluntarily abandon overage OR Twice the fair market value of the overage	Fair market value of overage + Voluntarily abandon overage OR Twice the fair market value of the overage	Fair market value of overage + Voluntarily abandon overage OR Twice the fair market value of the overage
Possession of one undersized Atlantic halibut	\$250 + Fair market value of fish or voluntary abandonment of fish	NOVA	NOVA
Exceeding the possession limit for Atlantic halibut by one fish	\$350 + Fair market value of fish or voluntary abandonment of fish	NOVA	NOVA
OBSERVER PROGRAM VIOLATIONS			
Fail to provide required pre-trip notification via PTNS of a NE multispecies trip that last less than 48 hours or a LAGC scallop trip.	\$100 per missed notification up to \$2,500	NOVA	NOVA
Fish without an observer when required	\$2,500	NOVA	NOVA
ELECTRONIC MONITORING VIOLATIONS: VESSELS			
Fail to timely submit EM data to provider	\$500	\$750	\$1,000
Fail to have a Vessel Monitoring Plan onboard or make available for inspection (EM boats only)	\$500	\$1,000	\$2,000

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	FIRST	SECOND	THIRD
Fail to record portion of fishing activity (for violations with no indication of reckless or intentional conduct; and with no economic gain from the violation) (EM boats only)	\$750	\$1,250	\$2,500
Discard catch outside of camera view (for violations with no indication of reckless or intentional conduct; and with no economic gain from the violation) (EM vessels only)	\$750	\$1,250	\$2,500
Fail to notify or secure a dockside monitor prior to offload, unless issued a waiver (MREM vessels only)	\$1,500	\$2,500	NA
ELECTRONIC MONITORING VIOLATIONS: DEALERS			
Purchase, possess, import, export, or receive as a dealer regulated species or ocean pout from a vessel participating in the maximized retention electronic monitoring program (MREM) unless the catch was observed by a dockside monitor or issued a waiver from dockside monitoring	\$1,500	\$2,500	NA
Fail to facilitate dockside monitoring, including providing safe sampling stations; access to the fish hold; access to scales; access to restrooms and washing equipment (NE multispecies dealers only)	\$750	\$1,500	NA
Fail to offload, sort, and make available sublegal catch, as required (NE multispecies dealers only)	\$500	\$1,000	\$1,500
Fail to label containers with sublegal catch (NE multispecies dealers only)	\$500	\$750	\$1,000
Fail to report all sublegal and/or unmarketable fish as required (for violations with no indication of reckless or intentional conduct; and with no economic gain from the violation) (NE multispecies dealers only)	\$500	\$750	\$1,000

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COMMERCIAL GEAR VIOLATIONS			
Fishing with trawl nets with meshes at least 5 inches that are less than 1/2 inch undersized	Fix-It, if exercising due diligence to promote compliance.	Fix-It, if exercising due diligence to promote compliance.	Fix-It, if exercising due diligence to promote compliance.
Fishing with trawl nets with meshes at least 5 inches that are more than 1/2 inch undersized	\$500	NOVA	NOVA
Violating pot or trap gear construction requirements adopted under the Magnuson-Stevens Act or Atlantic Coastal Fisheries Cooperative Management Act on up to 10 traps	\$500	NOVA	NOVA
REPORTING VIOLATIONS			
Fail to provide accurate pre-landing notification when required	\$100 per missed notification up to \$2,500	NOVA	NOVA
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	\$100 per lobster	\$100 per lobster	\$100 per lobster
Possess up to 10 lobsters over the legal limit	\$50 per lobster	\$50 per lobster	\$50 per lobster

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<p>RECREATIONAL, CHARTER, PARTY BOAT VIOLATIONS <i>Note:</i> HMS violations are listed on the National Summary Settlement Schedule If a violation described in this section involves a fish stock that is overfished or subject to overfishing, add \$500 to the total fine.</p>			
Possess up to 10 undersized, mutilated, or improperly skinned fish	\$250 + \$25 per fish	\$250 + \$25 per fish	\$250 + \$25 per fish
Possess up to 10 fish in excess of the catch limit	\$250 + \$25 per fish	\$250 + \$25 per fish	\$250 + \$25 per fish
Fish for or possess up to 10 fish in or from a closed area	\$250 + \$25 per fish	\$250 + \$25 per fish	\$250 + \$25 per fish
Fish for or possess up to 10 fish during a closed season	\$250 + \$25 per fish	\$250 + \$25 per fish	\$250 + \$25 per fish
Possess or fish for Atlantic striped bass in or from the EEZ (up to 5 fish) (recreational only)	\$250 per fish	\$500 per fish	\$750 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
MARINE MAMMAL PROTECTION ACT			
Failing to comply with HPTRP pinger requirements (less than 25% noncompliance per string of nets)	Fix-It	NOVA	NOVA

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Failing to comply with HPTRP pinger requirements (more than 25% noncompliance per string of nets)	\$500	NOVA	NOVA