

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

In the matter of
PAYMENT OF FIXED SUM IN LIEU OF
APPEARANCE UNDER D.Ak. LCrR 58.2
[BUREAU OF LAND MANAGEMENT]

MISCELLANEOUS
GENERAL ORDER
NO. 13-03

IT IS HEREBY ORDERED THAT:

In accordance with D.Ak. LCrR. 58.2, the attached Bail/Forfeiture Schedule for violations of the laws and regulations enforced by the Bureau of Land Management, Department of the Interior, is hereby adopted by the court.

IT IS FURTHER ORDERED THAT the Bail/Forfeiture Schedule adopted hereby becomes effective immediately.

IT IS FURTHER ORDERED THAT Miscellaneous General Order 751 is hereby superceded.

DATED at Anchorage, Alaska this 15th day of April, 2013.

s/ Ralph R. Beistline
RALPH R. BEISTLINE, Chief Judge
United States District Court

s/ Timothy M Burgess
TIMOTHY M. BURGESS, Judge
United States District Court

s/ Sharon L. Gleason
SHARON L. GLEASON, Judge
United States District Court

Distribution:

District Judges	Magistrate Judges (Full Time)
Senior District Judges	Magistrate Judges (Part Time)
Clerk of the Court	Court Librarian
Court Rules Attorney	U.S. Attorney
U.S. Department of Interior	

BAIL FORFEITURE TABLE
BUREAU OF LAND MANAGEMENT, DEPARTMENT OF THE INTERIOR

16 U.S.C. § 470 - ARCHAEOLOGICAL RESOURCES PROTECTION ACT

SECTION	VIOLATION	AMOUNT
470ee(a)	Unauthorized excavation, removal, damage, alteration, or defacement of archaeological resources	1,000
470ee(b)	Trafficking in archaeological resources, the excavation or removal of which was wrongful under Federal Law	1,000
470ee(c)	Trafficking in interstate or foreign commerce in archaeological resources the excavation, removal, sale, purchase, exchange, transportation, or receipt of which was wrongful under State or local law	1,000

16 U.S.C. § 670 - SIKES ACT

670j(a)(2)	Violation of regulations or enforcement provisions	500
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16 U.S.C. § 668(a) - EAGLE ACT

668a	Knowingly, or with wanton disregard for consequences take, possess, sell, purchase, barter, offer to sell, transport, export, or import Bald or Golden Eagle live or dead, parts thereof, egg or nest	1,000
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16 U.S.C. § 703 - MIGRATORY BIRD TREATY ACT

50 CFR PART 20 MIGRATORY BIRD HUNTING

20.21(a)	Take migratory game birds with illegal device or substance	200+25/bird
20.21(b)	Take a shotgun capable of holding more than three (3) shells	200
20.21(c)	Take by means, aid or by use of a sinkbox	250+25/bird
20.21(d)	Take from, by means, aid or use of a motor driven land conveyance, motor vehicle or aircraft	250+25/bird
20.21(e)	Take from, or by means of a motorboat or other craft while under power or sail	350+25/bird
20.21(f)	Take with aid of live birds as decoys	250+25/bird
20.21(g)	Take by use or aid or recorded or electronically amplified bird calls	250+25/bird
20.21(h)	Take by means or aid of any motor driven conveyance used for driving or rallying	350+25/bird
20.21(i)	Take by the aid of baiting on or over any baited area	500+25/bird
20.21(j)	Take waterfowl while in possession of shot shells containing lead shot in a steel shot zone	250+5/shell

SECTION	VIOLATION	AMOUNT
20.22	Take birds during a closed season	500+25/bird
20.23	Take migratory birds before or after legal shooting hours 1-15 minutes 16-30 minutes 31-45 minutes 46+ minutes	200+25/bird 300+25/bird 350+25/bird 400+25/bird
20.24	Take birds in excess of daily bag limit Attempt to take birds in excess of daily bag limit	350+50/bird 200
20.25	Wanton waste/Failure to retain custody in field	500+50/bird
20.31	Possess birds taken in violation of 20.20 - 20.24	200+25/bird
20.32	Possess any freshly-killed birds during closed season	350+25/bird
20.33	Exceed possession limit of birds taken in U.S.	500+25/bird
20.34	Exceed the possession limit on opening day	500+50/bird
20.35	Possess or transport birds in excess of field possession limit	500+50/bird
20.36	Violation of tagging regulations	150+50/bird
20.37	Custody of untagged birds of another	150+25/bird
20.38	Possession of live, wounded bird	150+25/bird
20.40	Give of untagged birds	150+25/bird
20.41	Transport of birds taken in violation of §§ 20.20 - 20.24	200+25/bird
20.42	Transportation of untagged birds of another person	150+25/bird
20.43	Transportation of birds with species identification removed	200+25/bird
20.44	Mis/unmarked container transported by Postal Service or common carrier	100+25/bird
20.51	Export birds taken in violation of 20.20 - 20.24	200+25/bird
20.52	Export birds with species identification removed	150+25/bird
20.53	Export birds in mis/unmarked container	100+25/bird
20.61(a)	Import doves in excess of importation limits	200+25/bird
20.61(b)	Import waterfowl in excess of importation limits	200+25/bird
20.62	Import birds of another	150+25/bird

SECTION	VIOLATION	AMOUNT
20.63	Import birds with species identification removed	150+25/bird
20.64	Import, possess or transport birds without required export permit	150+25/bird
20.65	Import birds not drawn or dressed as required	150+25/bird
20.66	Import birds in mis/unmarked container	100+25/bird
20.71	Take, possess, transport, ship or export migratory birds or their parts, eggs, or nest in violation of other Federal laws or regulations	150+25/bird
20.72	Take, possess, transport, ship or export migratory birds of their parts, eggs, or nest in violation of other State laws or regulations	150+25/bird
	Take without State duck stamp	75
20.73	Take, possess, transport, ship or export migratory birds or their parts, eggs or nests if taken, purchased, sold, transported, shipped, possessed or exported contrary to the law or regulation of the foreign country, state or province thereof	150+25/bird
20.81	Preservation facility with birds untagged as required by 20.36	100+25/bird
20.82	Violation of record keeping requirements	100+25/bird
20.83	Failure to permit premise inspection	500
20.91(a)	Purchase, sell, barter or offer to purchase, sell or barter of millinery or ornamental use, feathers of migratory game birds	500
20.91(b)	Purchase, sell, barter or offer to purchase, sell or barter mounted migratory game birds	500
20.133	Violation of crow hunting regulations	100+25/bird
16 U.S.C. § 1538 - ENDANGERED SPECIES ACT		
1538(a)(2)(A)	Import or export any endangered species of plant into or out of the United States	1,000+250/ specimen
1538(a)(2)(B)	Remove and reduce the possession any endangered species of plant from areas of Federal jurisdiction	1,000+250/ specimen
1538(a)(2)(C)	Deliver, receive, carry, transport, or ship in interstate or foreign commerce and the course of a commercial activity any endangered species of plant	1,000+250/ specimen
1538(a)(2)(D)	Sell or offer for sale in interstate or foreign commerce any endangered species of plant	1,000+250/ specimen
1538(a)(2)(E)	Violate any regulations for endangered species of plants	500+50/ specimen

16 U.S.C. § 3372 - LACEY ACT		
SECTION	VIOLATION	AMOUNT
3372(a)(1)	Import/export, transport, sell, receive, acquire or purchase fish or wildlife or plant taken or possessed in violation of any law, treaty, or regulations of the United States or Indian Tribal Law	1,000
3372(a)(2)(A)	Import/export, transport, sell, receive, acquire, or purchase in interstate commerce any fish or wildlife taken, possessed, transported, or sold in violation of any foreign or state law or regulation	500
3372(a)(2)(B)	Import/export, transport, sell, receive, acquire, or purchase in interstate commerce any plant taken, possessed, transport, or sold in violation of any foreign or state law or regulation	500
16 U.S.C. § 4306 - FEDERAL CAVE RESOURCES ACT		
4306(a)(1)	Knowingly destroying, disturbing, defacing, marring, altering, removing, or harming any significant cave or altering the free movement of any animal or plant life into or out of a significant cave	250
4306(a)(2)	Possessing, consuming, selling, bartering, exchanging, or offering for sale, barter, or exchange, any cave resource from a significant cave	250
4306(a)(3)	Concealing, procuring, soliciting, or employing any person to violate the provisions of the Federal Cave Resources Act of 1988	250
CODE OF FEDERAL REGULATIONS - 43 CFR		
43 CFR PART 7 PROTECTION OF ARCHAEOLOGICAL RESOURCES		
7.4(a)	Excavate, remove, damage, or otherwise alter or deface, or attempt to excavate, remove, damage, or otherwise alter or deface any archaeological resource located on public lands	250
7.4(b)	Sell, purchase, exchange, transport, or receive any archaeological resource	250
43 CFR PART 2920 LEASES, PERMITS AND EASEMENTS [UNAUTHORIZED USE]		
2920.1-2(a)	Use, occupancy, or development of public lands without authorization	500
43 CFR PART 2930 PERMITS FOR RECREATION ON PUBLIC LANDS		
[SPECIAL RECREATION USE PERMITS]		
2932.57(a)(1)	Failure to obtain a Special Recreation Permit and pay fees	250
2932.57(a)(1)	Failure to pay any fee required by a Special Recreation Permit.	500
2932.57(a)(2)	Violating the stipulations or conditions of a permit	250

SECTION	VIOLATION	AMOUNT
2932.57(a)(3)	Knowingly participating in an event of activity subject to a permit, if the BLM has not issued a permit	250
2932.57(a)(4)	Failing to post a copy of any commercial or competitive event where all participants may read	100
2932.57(a)(5)	Failing to show a copy of a special recreation permit upon request	100
2932.57(a)(6)	Obstructing or impeding pedestrians or vehicles, or harassing visitors or other persons with physical contact while engaged in activities covered under a permit or other authorization	250
2932.57(a)(7)	Refusing to leave or disperse when directed to do so by a BLM Law Enforcement Officer or State or local law enforcement officer, whether under permit or not.	250
[RECREATION USE PERMITS FOR FEE AREAS]		
2933.33(a)(1)	Failure to obtain a use permit or pay any fees required	100
2933.33(a)(2)	Violate the stipulations or conditions of a permit	100
2933.33(a)(3)	Fail to pay any fees within the time specified	100
2933.33(a)(4)	Fail to display any required proof of payment of fees	100
2933.33(a)(5)	Willfully and knowingly possess, use, publish as true, or sell and forged counterfeited, or altered document or instrument used as proof of or exemption from fee payment	100
2933.33(a)(6)	Willfully and knowingly use any document or instrument used as proof of or exemption from fee payment, that the BLM issued or intended to issue another to use	100
43 CFR PART 3622 FREE USE OF PETRIFIED WOOD		
3622.4(a)(1)	Removal of petrified wood in excess of 25 pounds plus one piece; not to exceed 250 pounds in one calendar year	150
3622.4(a)(2)	Use of explosives or power equipment for excavation or removal of petrified wood	500
3622.4(a)(3)	Selling or bartering petrified wood to dealers	200
3622.4(a)(4)	Collection of petrified wood shall not create hazards to public health or safety and shall minimize environmental damage	250
43 CFR PART 3710 USE AND OCCUPANCY UNDER THE MINING LAWS		
3715.6(a)(1)	Placing, constructing, maintaining, or using residences or structures not meeting the conditions of occupancy	250

SECTION	VIOLATION	AMOUNT
3715.6(a)(2)	Placing, constructing, maintaining, or using residences or structures not meeting the standards of occupancy	250
3715.6(b)	Beginning occupancy before approval of a plan of operations	250
3715.6(c)	Beginning occupancy before consultation with the BLM	250
3715.6(d)	Beginning occupancy without a determination of concurrence	250
3715.6(e)	Not complying with any order issued	250
3715.6(f)	Preventing or obstructing passage or transit by force, threats, or intimidation	250
3715.6(g)	Placing, constructing, or maintaining enclosures, gates, fences, or signs	250
3715.6(h)	Causing a fire or safety hazard, or creating a public nuisance	250
3715.6(i)	Not complying with a notification to an existing occupancy	250
3715.6(j)	Conducting activities not reasonably incident to mining	250
43 CFR PART 3800 MINING CLAIMS UNDER THE GENERAL MINING LAWS		
3809.605(a)	Causing unnecessary or undue degradation	250
3809.605(b)	Beginning any operation before a filed notice of approved plan of operation	250
3809.605(c)	Conducting any operations outside the scope of notice or plan of operations	250
3809.605(d)	Beginning operations prior to providing a bond	250
3809.605(f)	Failing to comply with any performance standards	250
3809.605(g)	Failing to comply with any enforcement actions	250
3809.605(h)	Abandoning any operation prior to reclamation	250
43 CFR 5460 PART SALES ADMINISTRATION [FOREST/VEGETATIVE PRODUCTS]		
5462.2(b)(1)	Cutting, removing, or otherwise damaging timber, tree, or other vegetative resource	150
5462.2(b)(2)	Cutting any standing tree before marked	500
5462.2(b)(3)	Removing any timber or vegetative resource without authorization	250
5462.2(b)(4)	Stamping, marking, or tagging any tree or vegetative resource in a manner similar to the BLM	500
5462.2(b)(5)	Transporting timber or a vegetative resource without a proper haul ticket	250
5462.2(b)(6)	Failing to possess a permit or contract	250
5462.2(b)(7)	Violating any state or local laws relating to permits, tagging, or transportation of timber, trees, or vegetative resources	250

5462.2(b)(8)	Violating provisions of export and substitution	500
5462.2(b)(9)	Obtaining any contract or permit under false, fictitious, or fraudulent statement	500
5462.2(b)(10)	Destruction or injury to any timber or vegetative resource under permit	150
43 CFR PART 5510 FREE USE OF TIMBER		
5511.4(b)(1)	Obtaining any free use permits through any false, fictitious, or fraudulent statements	250
5511.4(b)(3)	Violating terms or conditions of a permit	100
5511.4(b)(4)	Exporting timber from the State in which it was cut	100
5511.4(b)(5)	Cutting timber for sale, barter, or use without permit	250
43 CFR PART 8200 PROCEDURES [RESEARCH NATURAL AREAS]		
8223.1(a)	Using, occupying, constructing, or maintaining facilities except as permitted by law or regulation	100
8223.1(b)	Using, occupying, constructing, or maintaining facilities in a manner inconsistent with the purpose of the research natural area	100
43 CFR PART 8340 OFF-ROAD VEHICLES		
8341.1(b)	Failure to conform to terms and conditions of a designation order	See Table
8341.1(c)	Operating an off-road vehicle in those areas and trails closed to off-road vehicle use	See Table
8341.1(d)	Operating an off-road vehicle in violation of State laws and regulations relating to the use, standards, registration, operation, and inspection	See Table
8341.1(e)	Operating an off-road vehicle without a valid State operator's license where required by the State	100
8341.1(f)(1)	Operating an off-road vehicle in a reckless, careless, or negligent manner	See Table
8341.1(f)(2)	Operation of an off-road vehicle in excess of established speed limits	See Table
8341.1(f)(3)	Operate an off-road vehicle under the influence of alcohol or drugs	See Table
8341.1(f)(4)	Operating an off-road vehicle in a manner causing, or likely to cause, significant, undue damage to soil, wildlife, wildlife habitat, improvements, cultural, or vegetative resources, or other uses	See Table

SECTION	VIOLATION	AMOUNT
8341.1(f)(5)	Operating an off-road vehicle during night hours from a half-hour after sunset to a half-hour before sunrise, without lighted headlights and tailgates	See Table
8341.1(g)	Operating an off-road vehicle and failing to yield to pedestrians, saddle horses, pack trains, or animal-drawn vehicles	See Table
8341.2(a)	Special Rules - Violation of Emergency Closure	100
8343.1(a)	Operating an off-road vehicle unless equipped with brakes in good working condition	See Table
8343.1(b)	Operating an off-road vehicle equipped with a muffler cutout or bypass, or producing, or producing excessive noise	See Table
8343.1(c)	Operating an off-road vehicle without a properly installed spark arrester	See Table
8343.1(d)(1)	Operating an off-road vehicle during night hours from a half-hour after sunset to a half-hour before sunrise, without headlights	See Table
8343.1(d)(2)	Operating an off-road vehicle during night hours from a half-hour after sunset to a half-hour before sunrise, without red taillights	100
43 CFR PART 8350 MANAGEMENT AREAS [NATIONAL SCENIC TRAILS AND RIVERS]		
8351.1-1(a)	Operating a motorized vehicle along a national scenic trail	See Table
8351.2-1(c)	Violating terms of conditions of a written permission	100
8351.2-1(e)(1)	Going onto or being upon land or water surface where prohibited	100
8351.2-1(e)(2)	Camping where prohibited	100
8351.2-1(e)(3)	Hiking where prohibited	50
8351.2-1(e)(4)	Building, maintaining, attending, or using fire where prohibited	100
8351.2-1(e)(5)	Improper disposal of garbage, trash, or human waste	100
8351.2-1(e)(6)	Disorderly conduct	250
8351.2-1(e)(7)	Other acts the authorized officer determines are detrimental	200
8351.2-1(f)	Violation of Special Rules - Wild and Scenic Rivers Act	150
43 CFR PART 8360 VISITOR SERVICES [CLOSURES AND RESTRICTIONS]		
8364.1(d)	Failure to comply with a closure or restriction order	See Table

43 CFR PART 8360 VISITOR SERVICES [RULES OF CONDUCT]		
SECTION	VIOLATION	AMOUNT
8365.1-1(b)(1)	Disposing of any cans, bottles, or other nonflammable trash or garbage	100
8365.1-1(b)(2)	Disposing of flammable trash or garbage except by burning in authorized fires or in a designated place or receptacle	150
8365.1-1(b)(3)	Draining sewage or petroleum products or dumping refuse or waste other than water from a trailer or other vehicle	150
8365.1-1(b)(4)	Disposal of any household refuse or waste brought from private property	250
8365.1-1(b)(4)	Disposing of any commercial or industrial refuse or waste brought from private or municipal property	500
8365.1-1(b)(5)	Polluting or contaminating water supplies or water used for human consumption	250
8365.1-1(b)(6)	Using a refuse container or disposal facility for any purpose other than that for which it is supplied	100
8365.1-2(a)	Camping longer than the period of time permitted by the authorized officer	100
8365.1-2(b)	Leaving personal property unattended longer than 12 months, unless otherwise authorized	500
8365.1-3(a)	While operating a vehicle, exceeding the posted speed limit	100+\$1 per mile over limit
8365.1-3(a)	While operating a vehicle, willfully endangering persons or property, or acting in a reckless, careless, or negligent manner	250
8365.1-3(b)(1)	Operating a vehicle unless operator and front set passenger restrained	50
8365.1-4(a)(1)	Making unreasonable noise	100
8365.1-4(a)(2)	Create a hazard or nuisance	250
8365.1-4(a)(3)	Refusing to disperse when directed to do so by an authorized officer	250
8365.1-4(a)(4)	Resisting arrest or issuance of a citation by an authorized officer, or interfering with any BLM employee or volunteer	500
8365.1-4(a)(6)	Knowingly giving any false or fraudulent report of an emergency situation or crime to any BLM employee or volunteer	250
8365.1-4(b)(1)	Cultivating, manufacturing, delivering, distributing, or trafficking in a controlled substance	1,000
8365.1-4(b)(2)	Possessing a controlled substance (simple possession)	300

SECTION	VIOLATION	AMOUNT
8365.1-5(a)(1)	Willfully defacing, disturbing, removing or destroying any personal property or structures, or any scientific, cultural, archaeological or historic resource, natural object or area	250+value
8365.1-5(a)(2)	Willfully defacing, removing, or destroying plants or their parts, soil, rocks or minerals, or cave resources	250+value
8365.1-5(a)(3)	Using explosives or motorized devices to aid in collection of specimens	500
8365.1-5(c)	Collection of renewable or nonrenewable resources without authorization for commercial purposes	250
8365.1-6	Violating supplementary rules established by the State Director necessary to provide for the protection of persons, property, and the public land and resources	100
[DEVELOPED RECREATION SITES AND AREAS]		
8365.2-1(a)	Cleaning fish, game, other food, clothing, or household articles at any outdoor hydrant, pump, faucet or fountain, or restroom water faucet	75
8365.2-1(b)	Depositing any human waste except in toilet or sewage facility	150
8365.2-1(c)	Bring an animal, unless the animal is on a leash (6 feet or less), or under the control of a person, or otherwise restrained at all times	25
8365.2-2(a)	Operating or using any audio device or other noise producing or motorized equipment that makes unreasonable noise that disturbs other visitors	100
8365.2-2(b)	Operating or using a public address system	100
8365.2-2(c)	Constructing, erecting, or using an antenna other than on a vehicle	75
8365.2-3(a)	Pitching any tent, parking any trailer, or placing any camping equipment other than in the place designated for it within a designated campsite	75
8365.2-3(b)	Leaving personal property unattended for more than 24 hours in a day use, or 72 hours in other areas	75
8365.2-3(c)	Building any fire except in a stove, grill, fireplace, or ring provided	150
8365.2-3(d)	Entering or remaining in campgrounds closed during established night periods; except as occupant or visiting a person camping (10:00p.m. through 6:00a.m.)	75
8365.2-3(f)	Moving any table, stove, barrier, litter receptacle, or other campground equipment	75
8365.2-4	Operating a motor vehicle except on roads or places provided for this purpose	See Table
8365.2-5(a)	Discharging or using, firearms, other weapons, or fireworks	250

SECTION	VIOLATION	AMOUNT
8365.2-5(b)	Bringing an animal, except a seeing eye or hearing animal, to a swimming pool	75
43 CFR PART 9210 TECHNICAL SERVICES [FIRE MANAGEMENT]		
9212.1(a)	Causing a fire, other than a campfire or industrial flaring of gas, to be ignited by any source	250
9212.1(b)	Firing a tracer or incendiary device	250
9212.1(c)	Burning timber, tree, slash, brush, tundra, or grass except in campfires without authorization	250
9212.1(d)	Leaving a fire without extinguishing it	200
9212.1(e)	Building, attending, maintaining, or using a campfire without removing all flammable material from around the campfire	150
9212.1(f)	Resisting or interfering with the efforts of firefighter(s) to extinguish a fire	500
9212.1(g)	Entering an area which is closed by a fire prevention order	200
9212.1(h)	Performing any act restricted by a fire prevention order	200

TABLE: OFF-ROAD VEHICLE VIOLATIONS			
CFR	1 st Offense	2 nd Offense	3 rd Offense
8341.1(b)	125	250	500
8341.1(c)	250	500	MA
8341.1(d)	125	250	500
8341.1(f)(1)	250	500	MA*
8341.1(f)(2)	250	500	MA*
8341.1(f)(3)	MA*	MA*	MA*
8341.1(f)(4)	500	MA*	MA*
8341.1(f)(5)	125	250	500
8341.1(g)	125	250	500
8343.1(a)	125	250	500
8343.1(b)	125	250	500
8343.1(c)	125	250	500
8343.1(d)(1)	125	250	500

8351.1-1(a)	250	500	MA*
8364.1(d)	250	500	MA*
8365.2-4	250	500	MA*

NOTE: * MA Denotes Mandatory Appearance