

MAR 09 2021

for the Northern Mariana Islands
By _____
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

IN RE:

SCHEDULE OF FINES AND COLLATERAL
FORFEITURE FOR THE NATIONAL PARK
SERVICE IN THE DISTRICT OF THE
NORTHERN MARIANA ISLANDS

GENERAL ORDER
No. 21-00003


The Court granted the United States' Amended Motion and Order for Schedule of Fines and Collateral Forfeiture subject to the Court's changes set forth in the redlined version of the proposed Uniform Bond Schedule. *See In Re: Schedule of Fines and Collateral Forfeiture for the National Park Service in the District of the Northern Mariana Islands*, 21-mc-00009 (D. N. Mar. I. March 9, 2021).

This General Order adopts the following Uniform Bond Schedule establishing a Schedule of Fines and Collateral Forfeiture for the National Park Service in this district. This Schedule will take effect on April 1, 2021. The Clerk of Court is ordered to file cases upon the presentation of a citation by any Federal Officer or designated agent. All cases will be docketed as noted on the citation.

Unless this Schedule or the charging document makes a court appearance mandatory (MA), persons charged may waive a court appearance, post collateral in the amount indicated for the offense and consent to forfeiture of the collateral.

All previous Orders setting a Schedule of Fines and Collateral Forfeiture are revoked.

IT IS SO ORDERED this 9th day of March, 2021.


RAMONA V. MANGLONA
Chief Judge

Uniform Bond Schedule
District of the Northern Mariana Islands

Statute	Violation	Bond ¹
PART 1: General Provisions		
Closure and Public Use Limits		
36 CFR 1.5 (f)	Violating a closure, designation, use or activity restriction or condition, schedule of visiting hours, or public use limit.	\$100
Permits		
36 CFR 1.6 (g)(1)	Engaging in an activity subject to a permit requirement imposed pursuant to this section without obtaining a permit.	\$250
36 CFR 1.6 (g)(2)	Violating a term or conditions of a permit.	\$250
PART 2: Resource, Protection, Public Use and Recreation		
Preservation of Natural, Cultural and Archeological Resources		
36 CFR 2.1 (a)(1)(i)	Possession, destroying, injuring, defacing, removing, digging or disturbing from its natural state: Living or dead wildlife or fish, or the parts or products thereof, such as antlers or nests.	\$100
36 CFR 2.1 (a)(1)(ii)	Possession, destroying, injuring, defacing, removing, digging or disturbing from its natural state: Plants or parts of plants or products thereof.	\$100
36 CFR 2.1 (a)(1)(iii)	Possession, destroying, injuring, defacing, removing, digging or disturbing from its natural state: Non-fossilized and fossilized paleontological cultural resources, archeological resources or parts thereof.	\$100
36 CFR 2.1 (a)(1)(iv)	Possession, destroying, injuring, defacing, removing, digging or disturbing from its natural state: Mineral resources, cave formations or the parts thereof.	\$100
36 CFR 2.1 (a)(2)	Introducing wildlife, fish or plants into a park area ecosystem.	MA
36 CFR 2.1 (a)(3)	Tossing, throwing or rolling rocks or other items inside caves or caverns, into valleys, canyons, or caverns, down hillsides or mountainsides, or into thermal features.	\$100

¹ When MA is listed in this column, it means mandatory court appearance.

1	36 CFR 2.1 (a)(4)	Using or possessing wood gathered from within the park area.	\$50
2	36 CFR 2.1 (a)(5)	Walking on, climbing, entering, ascending, descending, or traversing an archeological or cultural resource, monument, or statue.	\$100
3			
4	36 CFR 2.1 (a)(6)	Possessing, destroying, injuring, defacing, removing, digging, or disturbing a structure or its furnishing or fixtures, or other cultural or archeological resources.	MA
5			
6	36 CFR 2.1 (a)(7)	Possession or using a mineral or metal detector, magnetometer, and side scan sonar, or other metal detecting device, or sub-bottom profiler.	\$200
7			
8			
9	36 CFR 2.1 (b)	Leaving a trail or walkway to shortcut between portions of the same trail or walkway, or to shortcut to an adjacent trail or walkway.	\$50
10			
11	36 CFR 2.1 (c)(3)(i)	Gathering or possession of undesignated natural resources.	\$100
12	36 CFR 2.1 (c)(3)(ii)	Gathering or possessing natural products in violation of the size or quantity limits.	\$100
13			
14	36 CFR 2.1 (c)(3)(iii)	Unauthorized removal of natural products from the park area.	\$250
15	36 CFR 2.1 (c)(3)(iv)	Gathering natural products outside of designated areas.	\$100
16	36 CFR 2.1 (c)(3)(v)	Sale or commercial use of natural products.	\$500
17	Wildlife Protection		
18	36 CFR 2.2 (a)(1)	The taking of wildlife.	MA
19	36 CFR 2.2 (a)(2)	The feeding, touching, teasing, frightening or intentional disturbing of wildlife nesting, breeding or other activities.	MA
20	36 CFR 2.2 (a)(3)	Possessing unlawfully taken wildlife or parts.	MA
21	36 CFR 2.2 (e)	Use of an artificial light for purposes of viewing wildlife in closed areas.	\$250
22			
23	Fishing		
24	36 CFR 2.3 (a)	Fishing shall be in accordance with the laws and regulations of the State within whose exterior boundaries a park area or portion thereof is located. Nonconflicting State laws are adopted as a part of these regulations.	CNMI Bond Fees
25			
26	36 CFR 2.3 (d)(1)	Fishing in fresh waters in a manner other than by hook and line closely attended.	\$50
27			
28			

1	36 CFR 2.3 (d)(2)	Possessing or using as bait for fishing in fresh waters, live or dead minnows or other bait fish, amphibians, non-preserved fish eggs or fish roe, except in designated waters.	\$100
2			
3	36 CFR 2.3 (d)(3)	Chumming or placing preserved or fresh fish eggs, fish roe, food, fish parts, chemicals, or other foreign substances in fresh waters for the purpose of feeding or attracting fish in order that they may be taken.	\$100
4			
5			
6	36 CFR 2.3 (d)(4)	Commercial fishing, except where specifically authorized by Federal statutory law.	MA
7			
8	36 CFR 2.3 (d)(5)	Use of illegal fishing aids: drugs, poison, explosives, or electricity.	MA
9			
10	36 CFR 2.3 (d)(6)	Digging for bait.	\$100
11			
12	36 CFR 2.3 (d)(7)	Failing to return carefully and immediately to the water from which it was taken a fish that does not meet size or species restrictions or that the person chooses not to keep.	\$50
13			
14	36 CFR 2.3 (d)(8)	Fishing from motor road bridges, from or within 200 feet of a public raft or float designated for water sports, or within the limits of locations designated as swimming beaches, surfing areas, or public boat docks.	\$50
15	Weapons, Traps, or Nets		
16	36 CFR 2.4 (b)(1)	Unlawful possessing, carrying, using a weapon, trap, or net.	\$100
17	36 CFR 2.4 (c)	Carrying or possessing a loaded weapon in a motor vehicle, vessel or other mode of transportation.	\$100
18			
19	36 CFR 2.4 (d)	The use of a weapon, trap, or net in a manner that endangers persons or property.	MA
20	Research Specimens		
21	36 CFR 2.5 (a)	Taking of specimens except in accordance with the regulations of this section or permit.	\$100
22			
23	36 CFR 2.5 (b)	Violation of the terms or conditions of a permit.	\$100
24	Camping and Food Storage		
25	36 CFR 2.10 (b)(9)	Violation of Superintendents conditions (camping is prohibited in the park).	\$100
26			
27	Picnicking		
28	36 CFR 2.11	Picnicking in violation of established conditions.	\$50

Audio Disturbances

36 CFR 2.12 (a)(1)(ii)	Makes noise which is unreasonable, considering the nature and purpose of the actor's conduct, location, time of day or night, purpose for which the area was established, impact on park users, and other factors that would govern the conduct of a reasonably prudent person under the circumstances.	\$100
36 CFR 2.12 (a)(4)	Operating a public address system, except in connection with a public gathering or special event for which a permit has been issued pursuant to § 2.50 or § 2.51.	\$100
36 CFR 2.12 (b)	Violating terms and conditions of a permit.	\$100

Fires

36 CFR 2.13 (a)(1)	Lighting or maintaining a fire, except in designated areas or receptacles and under conditions that may be established by the superintendent.	\$100
36 CFR 2.13 (a)(2)	Using stove or lantern in violation of established restrictions.	\$75
36 CFR 2.13 (a)(3)	Lighting, tending, or using a fire, stove or lantern in a manner that threatens, causes damage to, or results in the burning of property, real property or park resources, or creates a public safety hazard.	MA
36 CFR 2.13 (a)(4)	Leaving a fire unattended.	\$100
36 CFR 2.13 (a)(4)	Throwing or discarding lighted material in a manner that threatens, causes damage to, or results in the burning of property or park resources, or creates a public safety hazard.	MA
36 CFR 2.13 (b)	Fires shall be extinguished upon termination of use and in accordance with such conditions as may be established by the Superintendent.	\$250

Sanitation and Refuse

36 CFR 2.14 (a)(1)	Disposing of refuse in other than refuse receptacles.	\$100
36 CFR 2.14 (a)(2)	Using government refuse receptacles or other refuse facilities for dumping household, commercial, or industrial refuse, brought as such from private or municipal property, except in accordance with conditions established by the superintendent.	\$100
36 CFR 2.14 (a)(3)	Depositing refuse in the plumbing fixtures or vaults of a toilet facility.	\$100
36 CFR 2.14 (a)(4)	Draining refuse from a trailer or other vehicle, except in facilities provided for such purpose.	\$200

1	36 CFR 2.14 (a)(5)	Bathing, or washing food, clothing, dishes, or other property at public water outlets, fixtures or pools, except at those designated for such purpose.	\$75
2			
3	36 CFR 2.14 (a)(6)	Polluting or contaminating park area waters or water courses.	MA
4			
5	36 CFR 2.14 (a)(7)	Disposal of fish remains on land or in waters within 200 feet of boat docks or designated swimming beaches, or within developed areas except as designated.	\$50
6			
7	36 CFR 2.14 (a)(8)	In developed areas, the disposal of human body waste, except at designated locations or in fixtures provided for that purpose.	\$150
8			
9	36 CFR 2.14 (a)(9)	In nondeveloped areas, the disposal of human body waste within 100 feet of a water source, high water mark of a body of water, or a campsite, or within sight of a trail, except as otherwise designated.	\$100
10			
11	36 CFR 2.14 (b)	Violation of the terms and conditions of a permit.	\$100
12	Pets		
13	36 CFR 2.15 (a)(1)	Possessing a pet in a public building, public transportation vehicle, or location designated as a swimming beach, or any structure or area closed to the possession of pets.	\$50
14			
15	36 CFR 2.15 (a)(2)	Failure to crate, cage, restrain on a leash which shall not exceed six feet in length, or otherwise physically confine a pet at all times.	\$50
16			
17	36 CFR 2.15 (a)(3)	Leaving a pet unattended and tied to an object.	\$50
18			
19	36 CFR 2.15 (a)(4)	Allowing a pet to make noise that is unreasonable considering location, time of day or night, impact on park users, and other relevant factors, or that frightens wildlife by barking, howling, or making other noise.	\$50
20			
21	36 CFR 2.15 (a)(5)	Failing to comply with pet excrement disposal conditions.	\$50
22	Aircraft and Air Delivery		
23	36 CFR 2.17 (a)(1)	Operating or using aircraft on lands or waters other than at locations designated pursuant to special regulations.	MA
24			
25	36 CFR 2.17 (a)(2)	Operating or using aircraft under power on the water within 500 feet of locations designated as swimming beaches, boat docks, piers, or ramps.	MA
26			
27	36 CFR 2.17 (a)(3)	Delivering or retrieving a person or object by parachute, helicopter, or other airborne means, except in emergencies	MA

	involving public safety or serious property loss, or pursuant to the terms and conditions of a permit.	
36 CFR 2.17 (c)(2)	Failure to comply with procedures and conditions established for downed aircraft removal.	MA
36 CFR 2.17 (d)	The use of aircraft shall be in accordance with regulations of the Federal Aviation Administration. Such regulations are adopted as a part of these regulations.	MA
36 CFR 2.17 (e)	The operation or use of hovercraft is prohibited.	\$500
36 CFR 2.17 (f)	Violation of terms and conditions of a permit is prohibited.	\$100
Skating, Skateboards, and Similar Devices		
36 CFR 2.20	Using roller skates, skateboards, roller skis, coasting vehicles, or similar devices is prohibited, except in designated areas.	\$100
Smoking		
36 CFR 2.21 (a)	The superintendent may designate a portion of a park area, or all or a portion of a building, structure or facility as closed to smoking when necessary to protect park resources, reduce the risk of fire, or prevent conflicts among visitor use activities. Smoking in an area or location so designated is prohibited.	\$50
Property		
36 CFR 22 (a)(1)	Abandoning property.	\$100
36 CFR 22 (a)(2)	Leaving property unattended for longer than 24 hours.	\$100
36 CFR 22 (a)(3)	Failing to turn in found property to the superintendent as soon as practicable.	\$100
Misappropriation of Property and Services		
36 CFR 2.30 (a)(1)	Obtaining or exercising unlawful possession over the property of another with the purpose to deprive the owner of the property.	\$350
36 CFR 2.30 (a)(2)	Obtaining property or services offered for sale or compensation without making payment or offering to pay.	\$350
36 CFR 2.30 (a)(3)	Obtaining property or services offered for sale or compensation by means of deception or a statement of past, present or future fact that is instrumental in causing the wrongful transfer of property or services, or using stolen, forged, expired revoked or fraudulently obtained credit cards or paying with negotiable paper on which payment is refused.	\$350

1	36 CFR 2.30 (a)(4)	Concealing unpurchased merchandise on or about the person without the knowledge or consent of the seller or paying less than purchase price by deception.	\$350
2			
3	36 CFR 2.30 (a)(5)	Acquiring or possessing the property of another, with knowledge or reason to believe that the property is stolen.	\$350
4			
5	Trespassing, Tampering, and Vandalism		
6	36 CFR 2.31 (a)(1)	Trespassing. Trespassing, entering or remaining in or upon property or real property not open to the public, except with the express invitation or consent of the person having lawful control of the property or real property.	\$150
7			
8			
9	36 CFR 2.31 (a)(2)	Tampering. Tampering or attempting to tamper with property or real property, or moving, manipulating or setting in motion any of the parts thereof, except when such property is under one's lawful control or possession.	\$150
10			
11	36 CFR 2.31 (a)(3)	Vandalism. Destroying, injuring, defacing, or damaging property or real property.	MA
12			
13	36 CFR 2.31 (a)(4)	Harassment. Intentional or reckless harassment of park visitors with physical contact.	MA
14			
15	36 CFR 2.31 (a)(5)	Obstruction. Intentional or reckless obstruction of any sidewalk, trail, highway, building entranceway, railroad track, or public utility right-of-way, or other public passage, whether alone or with others.	\$250
16			
17	Interfering with Agency Function		
18	36 CFR 2.32 (a)(1)	Interference. Threatening, resisting, intimidating, or intentionally interfering with a government employee or agent engaged in an official duty, or on account of the performance of an official duty.	MA
19			
20			
21	36 CFR 2.32 (a)(2)	Lawful order. Violating the lawful order of a government employee or agent authorized to maintain order and control public access and movement.	MA
22			
23	36 CFR 2.32 (a)(3)	False information. Knowingly giving a false or fictitious report or other false information.	MA
24			
25	36 CFR 2.32 (a)(4)	False Report. Knowingly giving a false report for the purpose of misleading a government employee or agent in the conduct of official duties or making a false report that causes a response by the United States to a fictitious event.	MA
26			
27			
28			

Report of Injury or Damage		
36 CFR 2.33 (b)	Failure to report an incident resulting in personal injury or property damage exceeding \$300.	\$250
Disorderly Conduct		
36 CFR 2.34 (a)(1)	Engaging in fighting, threatening, violent behavior.	MA
36 CFR 2.34 (a)(2)	Use of language, an utterance, gesture, or engages in a display or act that is obscene, physically threatening or menacing, or done in a manner that is likely to inflict or incite an immediate breach of the peace.	MA
36 CFR 2.34 (a)(3)	Making unreasonable noise, considering the nature and purpose of the actor's conduct, location, time of day or night, and other factors that would govern the conduct of a reasonably prudent person under the circumstances.	\$250
36 CFR 2.34 (a)(4)	Creating a hazardous or physically offensive condition.	\$250
Alcoholic Beverages and Controlled Substance		
36 CFR 2.35 (a)(2)(i)	The sale or gift of an alcoholic beverage to a person under 21 years of age, except where allowed by State law.	MA
36 CFR 2.35 (a)(2)(ii)	The possession of an alcoholic beverage by a person under 21 years of age.	\$250
36 CFR 2.35 (b)(1)	The delivery of a controlled substance.	MA
36 CFR 2.35 (b)(2)	The possession of a controlled substance.	MA
36 CFR 2.35 (c)	Presence in a park area when under the influence of alcohol or a controlled substance to a degree that may endanger oneself or another person, or damage property or park resources.	MA
Gambling		
36 CFR 2.36 (a)	Gambling in any form, or the operation of gambling devices.	\$250
Noncommercial Soliciting		
36 CFR 2.37	Soliciting or demanding gifts, money, goods or services.	\$250
Explosives		
36 CFR 2.38 (a)	Using, possessing, storing, or transporting explosives, blasting agents or explosive materials.	MA
36 CFR 2.38 (b)	Using or possessing fireworks and firecrackers.	\$250

Special Events		
36 CFR 2.50 (e)	Violating terms and conditions of a permit.	\$100
Demonstrations		
36 CFR 2.51 (a)	Public assemblies, meetings, gatherings without a permit.	\$250
36 CFR 2.51 (h)	Permittees obstructing, impeding, harassing park visitors.	\$250
36 CFR 2.51 (j)	Violation of the terms of the permit.	\$100
Sale or Distribution of Printed Matter		
36 CFR 2.52 (a)	Sale or distribution of printed matter without a permit.	\$250
36 CFR 2.52 (g)	Permittees obstructing, impeding, harassing park visitors.	\$250
36 CFR 2.52 (j)	Violating terms and conditions of a permit.	\$100
Livestock		
36 CFR 2.60 (a)	The running-at-large, herding, driving across, allowing on, pasturing or grazing of livestock of any kind in a park area or the use of a park area for agricultural purposes.	\$250
36 CFR 2.60 (b)	Violating terms or conditions of permit prohibited.	\$100
Residing on Federal Lands		
36 CFR 2.61 (a)	Residing in park areas without a permit.	MA
36 CFR 2.61 (b)	Violation of the terms and conditions of a permit.	\$100
Memorialization		
36 CFR 6.62 (a)	The installation of a monument, memorial, tablet, structure, or other commemorative installation in a park area without the authorization of the Director is prohibited.	\$100
36 CFR 6.62 (b)	The scattering of human ashes from cremation is prohibited without a permit.	\$100
36 CFR 6.62 (c)	Failure to abide by area designations and established conditions.	\$100
36 CFR 6.62 (d)	Violation of terms and conditions of a permit.	\$100

PART 3: BOATING and WATER USE ACTIVITIES

36 CFR 3.2 (a)	Assimilation of U.S. Coast Guard and CNMI laws and regulation.	MA
Accidents		
36 CFR 3.5 (a)	Failure to report an accident, collision, fire, injury, or casualty.	MA
Prohibited Operations		
36 CFR 3.8 (a)(1)	Launching or operating an airboat.	\$250
36 CFR 3.8 (a)(2)	Launching or recovering a vessel.	\$250
36 CFR 3.8 (a)(3)	Operating a power-driven vessel on waters not accessibly by road.	\$250
36 CFR 3.8 (b)(1)	Operating a power-driven or sailing vessel within 100 feet of a diver's flag except a vessel in support of dive operation, which may not be operated in excess of flat wake speed.	\$250
36 CFR 3.8 (b)(2)	Failing to observe restriction(s) established by a regulatory marker.	\$250
36 CFR 3.8 (b)(4)(i)	Operating a vessel in excess of flat wake speed within 100 feet of a downed water skier.	\$250
36 CFR 3.8 (b)(4)(ii)	Operating a vessel in excess of flat wake speed within 100 feet of a person swimming, wading, fishing from shore or floating with the aid of a flotation device.	\$250
36 CFR 3.8 (b)(4)(iii)	Operating a vessel in excess of flat wake speed within 100 feet of a designated launch site.	\$250
36 CFR 3.8 (b)(5)	Unless a designated area is marked otherwise, operating a power-driven or sailing vessel within 500 feet of a shoreline designated as a swimming beach.	\$250
36 CFR 3.8 (b)(6)	Operating a power-driven vessel while a person is riding on the decking over the bow, gunwales, top edge of the transom, motor cover, or in any other unsafe position when the vessel is being operated.	\$250
36 CFR 3.8 (b)(7)	Operating a power-driven vessel engine(s) or generator with a person sitting, riding or hanging on to a swim platform or swim ladder.	\$250
36 CFR 3.8 (b)(8)	Operating a vessel, or knowingly allowing another person to operate a vessel in a negligent manner, by failing to exercise that degree of care which a reasonable person, under like circumstances, would demonstrate in order to prevent the	MA

	endangering of the life, limb, or property of a person(s) through the operator's lack of knowledge, inattention, or general carelessness.	
36 CFR 3.8 (b)(9)	Operating a vessel or knowingly allowing another person to operate a vessel in a grossly negligent manner, by willfully and wantonly creating an unreasonable risk of harm to person(s) or property, regardless of whether the operator intended to cause harm.	MA
Personal Watercraft		
36 CFR 3.9 (a)	Operation of a personal watercraft is prohibited.	MA
Operating a Vessel while Under the Influence of Alcohol and/or Drugs		
36 CFR 3.10 (a)(1)	Operating or being in actual physical control of a vessel is prohibited while under the influence of alcohol, a drug or drugs, or any combination thereof, to a degree that renders the operator incapable of safe operation.	MA
36 CFR 3.10 (a)(2)	Operating or being in actual physical control of a vessel is prohibited while the alcohol concentration in the operator's blood or breath is 0.08 grams or more of alcohol per 100 milliliters of blood or 0.08 grams or more of alcohol per 210 liters of breath.	MA
Water Skiing		
36 CFR 3.12 (c)(1)	Towing a person between sunset and sunrise is prohibited.	\$250
36 CFR 3.12 (c)(2)	Where towing is designated, in addition to the boat operator, a person at least 12 years of age must be present to observe the action of the person being towed.	\$150
36 CFR 3.12 (c)(3)	A person being towed must wear a United States Coast Guard approved Type I, II, III, or V PFD.	\$150
36 CFR 3.12 (c)(4)	A person being towed may not commit any act in a manner that endangers, or is likely to endanger, any person or damage property.	MA
36 CFR 3.12 (c)(5)	Operating a vessel that does not have the capacity to carry the person(s) being towed in addition to the operator and observer.	\$250
36 CFR 3.12	Violation of terms and conditions of a permit prohibited.	\$100
Removal of a Sunken, Grounded, or Disabled Vessel		
36 CFR 3.14 (a)	Failure to remove sunken, grounded or disabled vessels is prohibited.	MA

Swimming and Bathing

36 CFR 3.16	Swimming or wading subject to restrictions designated by the Superintendent under section 1.5 and section 1.7 of this chapter. Failure to comply with restrictions.	\$100
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Swimming Areas and Beaches

36 CFR 3.17 (a)	The superintendent may designate areas as swimming areas as swimming areas or swimming beaches in accordance with Section 1.5 and Section 1.7. Failure to comply with designations.	\$100
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36 CFR 3.17 (b)	Within designated swimming areas, the use of a surfboard or similar rigid device.	\$100
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36 CFR 3.17 (c)	The superintendent may prohibit the use or possession of floatation devices, glass containers, kites, or incompatible activities in swimming areas or swimming beaches in accordance with Section 1.5 and Section 1.7. Failure to comply with restrictions.	\$100
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SCUBA and Snorkeling

36 CFR 3.18 (a)	Snorkeling and underwater diving is allowed in park waters, subject to closures or restrictions designated by the Superintendent. Failure to comply with restrictions.	\$100
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36 CFR 3.18 (b)	In waters open to the use of vessels, a diver must prominently display a dive flag during diving operations.	\$100
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36 CFR 3.18 (c)	The dive flag must be illuminated when dive operations take place between sunset and sunrise.	\$100
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36 CFR 3.18 (d)	While on the surface, submerging or surfacing the diver must remain within 100 feet horizontal radius of the diver flag.	\$100
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Submersibles

36 CFR 3.19	The use of manned or unmanned submersibles may only occur in accordance with a permit.	\$300
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PART 4: VEHICLES and TRAFFIC SAFETY

36 CFR 4.2	Unless specifically addressed by regulations in this chapter, traffic and the use of vehicles within a park area are governed by state law.	CNMIB ond Fee
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Report of Motor Vehicle Accident

36 CFR 4.4 (a)	The operator of a motor vehicle involved in an accident resulting in property damage, personal injury or death shall report the accident to the superintendent as soon as practicable, but within 24 hours of the accident. If the operator is physically incapable of reporting the	MA
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	accident, an occupant of the vehicle shall report the accident to the superintendent.	
36 CFR 4.4 (b)	A person shall not tow or move a vehicle that has been involved in an accident without first notifying the superintendent unless the position of the vehicle constitutes a hazard or prior notification is not practicable, in which case notification shall be made before the vehicle is removed from the park area.	\$250

Travel on Park Roads and Designated Routes

36 CFR 4.10 (a)	Operating a motor vehicle is prohibited except on park roads, in parking areas and on routes and areas designated for off-road motor vehicle use.	\$250
36 CFR 4.10 (c)(1)	Operating a motor vehicle not equipped with pneumatic tires, except that a track-laying motor vehicle or a motor vehicle equipped with a similar traction device may be operated on a route designated for these vehicles by the superintendent.	\$250
36 CFR 4.10 (c)(2)	Operating a motor vehicle in a manner that causes unreasonable damage to the surface of a park road or route.	\$250
36 CFR 4.10 (c)(3)	Operating a motor vehicle on a route or area designated for off-road use ½ hour after sunset and ½ before sunrise, without activated headlights and taillights that meet the requirements of State Law.	\$100

Load, Weight, and Size Limits

36 CFR 4.11 (b)(1)	Operating a vehicle that exceeds a load, weight, or size limit designated by the Superintendent.	\$250
36 CFR 4.11 (b)(2)	Failing to obtain a permit when required.	\$100
36 CFR 4.11 (b)(3)	Violating terms and conditions of a permit.	\$100
36 CFR 4.11 (b)(4)	Operating a motor vehicle with an auxiliary detachable side mirror that extends more than 10 inches beyond the side fender line except when the motor vehicle is towing a second vehicle.	\$50

Traffic Control Devices

36 CFR 4.12	Failure to comply with the directions of a traffic control device.	\$100
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Obstructing Traffic

1	36 CFR 4.13 (a)	Stopping or parking a vehicle upon a park road, except as authorized by the Superintendent, or in the event of an accident or other condition beyond the control of the operator.	\$100
2			
3	36 CFR 4.13 (b)	Operating a vehicle so slowly as to interfere with the normal flow of traffic.	\$100
4			
5	Open Container of Alcoholic Beverage		
6	36 CFR 4.14 (b)	Carrying or storing a bottle, can or other receptacle containing an alcohol beverage that is open, or has been opened, or whose seal is broken or the contents of which have been partially removed, within a motor vehicle.	\$150
7			
8			
9	Safety Belts		
10	36 CFR 4.15 (a)	Each operator and passenger occupying any seating position of a motor vehicle in a park area will have the safety belt or child restraint system properly fastened at all times when the vehicle is in motion. The safety belt and child restraint system will conform to applicable United States Department of Transportation standards.	\$150
11			
12			
13	Right-of-Way		
14	36 CFR 4.20	An operator of a motor vehicle shall yield the right of way to pedestrians, saddle and pack animals and vehicles drawn by animals.	\$100
15			
16	Speed Limits		
17	36 CFR 4.21 (c)	Operating a vehicle at a speed in excess of the speed limit:	
18		1-15 mph over the limit (plus \$5.00 for each mph over the limit).	\$50
19		16 and more mph over the limit (plus \$5.00 for each mph over the limit).	\$100
20	Unsafe Operation		
21	36 CFR 4.22 (b)(1)	Operating a motor vehicle without due care or at a speed greater than that which is reasonable and prudent considering wildlife, traffic, weather, road and light conditions and road character.	\$150
22			
23	36 CFR 4.22 (b)(2)	Operating a motor vehicle in a manner which unnecessarily causes its tires to squeal, skid or break free of the road surface.	\$200
24			
25	36 CFR 4.22 (b)(3)	Failure to maintain that degree of control of a motor vehicle necessary to avoid danger to persons, property or wildlife.	\$200
26			
27	36 CFR 4.22 (b)(4)(i)	Allowing a person to ride on or within any vehicle, trailer or other mode of conveyance towed behind the motor vehicle unless designed for carrying passenger while being towed.	\$100
28			

36 CFR 4.22 (b)(4)(ii)	Allowing a person to ride on any exterior portion of the motor vehicle not designed or intended for the use of a passenger. This restriction does not apply to a person seated on the floor of a truck bed equipped with sides, unless prohibited by State Law.	\$100
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Operating under the Influence of Alcohol or Drugs

36 CFR 4.23 (a)(1)	Operating a vehicle while under the influence of alcohol, or a drug, or drugs, or any combination thereof, to a degree that renders the operator incapable of safe operation.	MA
36 CFR 4.23 (a)(2)	Operating a vehicle with the alcohol concentration in the operator's blood or breath is 0.08 grams or more of alcohol per 100 milliliters of blood or 0.08 grams or more of alcohol per 210 liters of breath.	MA
36 CFR 4.23 (b)	The provisions of paragraph (a) of this section also apply to an operator who is or has been legally entitled to use alcohol or another drug.	MA

Bicycles

36 CFR 4.30 (h)(1)	Bicycle riding off park roads and parking areas, except on administrative roads and trails that have been authorized for bicycle use.	\$100
36 CFR 4.30 (h)(2)	Possessing a bicycle in a wilderness area established by Federal statute.	\$100
36 CFR 4.30 (h)(3)	Operating a bicycle during periods of low visibility, or while traveling through a tunnel, or between sunset and sunrise, without exhibiting on the operator or bicycle a white light or reflector that is visible from a distance of at least 500 feet to the front and with a red light or reflector that is visible from the at least 200 feet to the rear.	\$50
36 CFR 4.30 (h)(4)	Operating a bicycle abreast of another bicycle.	\$100

Hitchhiking

36 CFR 4.31	Hitchhiking or soliciting transportation.	\$50
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Part 5: COMMERCIAL AND PRIVATE OPERATIONS

Advertisements

36 CFR 5.1	Commercial notices or advertisements shall not be displayed, posted, or distributed on federally owned or controlled lands within a park	\$100
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	area unless prior written permission has been given by the Superintendent.	
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Alcoholic Beverages; Sale of Intoxicants

36 CFR 5.2 (a)	The sale of alcoholic, spirituous, vinous, or fermented liquor shall conform to all applicable Federal, State, and Local laws and regulations.	\$250
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Business Operations

36 CFR 5.3	Engaging in or soliciting any business in park areas, except in accordance with the provisions of a permit, contract, or other written agreement with the United States.	\$500
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Commercial Filming, Still Photography, and Audio Recording

36 CFR 5.5	Commercial filming and still photography activities are subject to the provisions of 43 CFR part 5, subpart A. Failure to comply with any provision of 43 CFR part 5 is a violation of this section. With the exception of a bona fide newsreel or news television personnel, written permission of the Superintendent is required.	\$500
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Commercial Vehicles

36 CFR 5.6 (b)	The use of government roads within park areas used by commercial vehicles, when such use in in no way connected with the operation of the park area.	\$500
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Construction of Buildings or Other Facilities

36 CFR 5.7	Constructing or attempting to construct a building, or other structure, boat dock, road, trail, path, or other way, telephone line, telegraph line, power line, or any other private or public utility, upon, across, over and through, or under any park area, except in accordance with the provisions of a valid permit, contract, or other written agreement with the United States.	MA
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