

**UNIFIED COLLATERAL FORFEITURE SCHEDULE
WESTERN DISTRICT OF NORTH CAROLINA
-Fourth Draft-**

I. Natural Resource Violations

A. *Natural, Cultural, and Archaeological Resources Violations*
(All major offenses are mandatory)

1.	Unlawful Taking of Natural Resource	\$100
2.	Unlawful Possession of Natural Resource	\$100
3.	Unlawful Disturbance of Natural Resource	\$50
4.	Unlawful Foraging By Any Means	\$50
5.	Unlawful Possession of Tools Used for Removing or Foraging for Natural, Cultural, or Archaeological Resources (i.e., a metal detector in or around an archaeological site; shovels, sacks, "ginseng sticks" in Park or Forest)	\$100
6.	Damaging or Removing a Natural Feature	\$100
7.	Damaging Endangered or Sensitive Plant	\$150
8.	Removing Endangered or Sensitive Plant	Mandatory
9.	Removing Historic or Cultural Artifact or Resource	Mandatory
10.	Use or Possession of Motorized Vehicle, Craft, or Equipment In Wilderness Area	\$150
11.	Use or Possession of Bicycle, Hang Glider, Wheel Device for Transport of Water Craft, or any Wheel Device in Wilderness Area	\$75
12.	Landing Aircraft or Dropping Material Into Wilderness Area/National Park lands/ Project Waters or Lands	Mandatory
13.	Landing Aircraft/Using Motor Boat Where Prohibited	Mandatory
14.	Possess or Use Undesignated Motor or Motorized Equipment Where Prohibited	\$100
15.	Violation of Closure Order	\$100
16.	Introducing Exotic Plants, Fish, or Wildlife Where Prohibited	Mandatory

B. *Trail/Path Usage Violations*

1.	Unlawful Use of Trail With a Motorized Vehicle	\$150
2.	Unlawful Use of Motorized Vehicle in Off Road Area	\$150
3.	Use of Vehicle Too Wide for Trail	\$50
4.	Unlawful Use of A Trail By Horse or Non-Motorized Vehicle	\$75
5.	Shortcutting a Trail	\$75
6.	Unlawful Use on Foot	\$50
7.	Unlawful Use of Wagon, Cart, Sled	\$75

C. Wildlife Violations

Hunting

1.	Hunting During Closed Season	
	i. Minor	\$150
	ii. Major	Mandatory
2.	Hunting in Closed Area	
	i. Minor	\$150
	ii. Major	Mandatory
3.	Hunting in National Park	Mandatory
4.	Taking Big Game w/o License	
	i. Minor	\$150
	ii. Major	Mandatory
5.	Taking Antlerless Deer Out of Season	
	i. Minor	\$150
	ii. Major	Mandatory
6.	Hunting in Bear Sanctuary	Mandatory
7.	Hunting in Safety Area	
	i. Minor	\$150
	ii. Major	Mandatory
8.	Taking Game at Improper Time of Day	
	i. Minor	\$150
	ii. Major	Mandatory
9.	Hunting at Improper Time of Day	\$100
10.	Hunting Without Valid License	\$100
11.	Hunting With Unlawful Equip. (caliber, device, trap, etc.)	\$100
12.	Hunting With Improper Equip. (blaze orange, shell cap., etc)	\$50
13.	Exceeding Bag Limit (Small game)	\$50 minimum
		-or-
		\$25 per animal
		(whichever is greater)
14.	Exceeding Bag Limit (Big Game)	Mandatory
15.	Commercial Hunting	Mandatory
16.	Commercial Guiding Without Permit	\$100
17.	Spotlighting	
	i. with weapon in possession and at the ready	Mandatory
	ii. with weapon accessible	\$150
	iii. no weapon, but disturbing wildlife	\$75
18.	Unlawful Transportation, Possession, Storage, or Disposal of Wildlife or Wildlife Parts	
	i. Lawfully Taken	\$75
	ii. Unlawfully Taken	Mandatory
19.	Unlawful/Out of Season Possession of Firearm, Bow, Crossbow, Trap, or Other Hunting Device	\$100
20.	Failure to Report or Tag Big Game	\$100
21.	Unlawful Baiting	Mandatory
22.	Violation of Any Other Regulation, Limitation, Closure, Rule	\$50

Fishing

1.	Fishing During Closed Season	\$100
2.	Fishing In Closed Area	\$100
3.	Fishing at Improper Time of Day	\$50
4.	Fishing Without a Valid License	\$100
5.	Fishing With Improper Equipment (lure, hook, bait, net, device, etc.)	\$50
6.	Possession of Improper Equipment (lure, hook, bait, net, device, etc.)	\$50
7.	Fishing from Improper Place (pier, dam, dock, beach, etc.)	\$50
8.	Exceeding Creel Limit	\$50 minimum -or- \$25 per fish, whichever is greater
9.	Exceeding Creel Limit By Means of Deception (giving fish to other fishermen, hiding fish, etc.)	\$100 minimum -or- \$50 per fish whichever is greater
10.	Keeping Undersized Fish	\$50 minimum -or- \$25 per fish whichever is greater
11.	Unlawfully Feeding or Scattering of Bait to Catch Fish	\$50
12.	Unlawful Use of an Explosive, Electrical Device, or Chemical to Catch Fish	Mandatory
13.	Introduction of Exotic Fish Species Into Public Waters	Mandatory
14.	Taking of a Protected Fish	\$50 per fish
15.	Night Fishing	\$50
16.	Violation of Any Other Regulation, Limitation, Closure, or Posted Rule	\$50

Unlawful Interaction With Wildlife/Wildlife Projects

1.	Feeding Bears	\$100
2.	Feeding Other Animals	\$75
3.	Intentionally Disturbing Animals	\$75
4.	Allowing a Domestic Animal to Chase or Molest Wildlife	\$75
5.	Disturbing the Nesting Area of an Endangered Species	\$100
6.	Disturbing a Wildlife Project	\$50
7.	Unlawful Taking of Specimens	\$50
8.	Taking Specimens Contrary to Permit, Minor Offense	\$50

D. Littering/Improper Disposal of Trash

1.	Minor Littering (i.e., lunch bag, bottle)	\$75
2.	Major Littering (i.e., bag of garbage)	\$150
4.	Aggravated Littering (dumping, polluting body of water, improper disposal of animal remains, etc.)	Mandatory
5.	Improper Disposal of Trash	\$75
6.	Intentional Clogging of a Toilet	\$75
7.	Disposal of Outside Trash In Govt. Receptacle	\$75
8.	Improper Disposal of Human Waste	\$75
9.	Possession of Non-Burnable, Non-Reusable Food or Beverage Containers	\$75
10.	Caching Equipment, Supplies, Property	\$75

II. Camping Violations

A. Improper Use of Campsites

1.	Failure to Pay Fee	\$50 per day
2.	Camping In Undesignated Area	\$50
3.	Camping in Excess of Time Limit	\$100
4.	Camping Too Close to Water	\$50
5.	Violation of Posted Quiet Hours	\$75
6.	Alteration of Campsite (digging, cutting, etc.)	\$50
7.	Excessive Noise	\$75
8.	Sanitation Violation	\$75
9.	Food Storage Violation	\$75
10.	Unlawful Use of Generator or Utility Connection	\$75
11.	Exceeding Campsite Occupancy Restriction	\$50
12.	Failure to Obtain Permit or Violation of Any Other Designated Condition or Supervisor Order	\$50
13.	Use of a Recreational Vehicle in Campsite Designated for Primitive Camping Only	\$75
14.	Failure to Occupy First Night	\$50
15.	Occupation of Site for Other than Recreational Purpose	\$50
16.	Improper Use of a Water Facility (i.e., washing at fresh water spigot)	\$50
17.	Occupying Day-Use Areas b/w 10 pm and 6 am	\$50
18.	Occupation of Campsite By Persons Other Than Registered Users or Their Guests	\$75
19.	Non-occupants entering campground during prescribed night periods	\$75
20.	Use of Prohibited Camping Equipment	\$75
21.	Illegal Parking in Campground	\$50

B. Illegal Occupancy

1.	Maintaining a Permanent Camp	\$150
2.	Constructing/maintaining Improvements w/o Permit	\$100
3.	Squatting/Illegal Occupancy	
a.	Minor	\$75
b.	Major	\$150
c.	Aggravated	Mandatory

C. Littering & Use of Fire

1.	Abandoning Equipment/Littering	\$75
2.	Littering	\$75
3.	Failure to Leave a Clean Campsite or Fully Extinguish Campfire	\$75
4.	Unlawful Campfire	\$75
5.	Leaving Campfire Unattended	\$75
6.	Violation of Closure Order Related to Use of Fire	\$150

D. Personal Misconduct (See also Section VI "Personal Conduct Offenses.")

1.	Failure to Obey Lawful Instructions of Campground Host or Law Enforcement Officer	\$150
2.	Communicating a Threat to Campground Host, Law Enforcement Officer, or Other Person	\$150
3.	Discharging Fireworks	\$100
4.	Possession of Fireworks	\$75
5.	Discharging Airgun, Gasgun, or Paint Ball Gun in or into a campground or campsite (see Section VI, Part E for <u>Firearm</u> Offenses)	\$100

III. Motor Vehicle Offenses

A. Driving Offenses (Where Appropriate, Also Applies to Off Road Operation)

I. Driving While Impaired, Revoked, Suspended, or Not Licensed

1.	Driving While Impaired	Mandatory
2.	Impaired Supervision or Instruction	Mandatory
3.	Aid & Abet DWI	Mandatory
4.	Driving After Consuming Alcohol/Controlled Substance (Under Age 21)	Mandatory
5.	Failure to Submit to BAC Test	Mandatory
6.	Driving While License Revoked	Mandatory
7.	Driving While License Revoked (not for DWI)	\$150
8.	Driving While License Suspended (not for DWI)	\$150
9.	Careless and Reckless Driving	\$150
10.	Allowing Unlicensed Minor, Allowing Any Person With a Revoked License to Drive a Motor Vehicle, or Allowing Any Unlicensed Person to Drive	\$100

ii. Speeding

1.	Speeding Up to 25 mph over limit, Too Fast for Conditions	\$75
2.	Speeding 26 MPH or More Over Posted Limit	\$150
3.	Aggravated Speeding	Mandatory
4.	Speeding to Elude or Flee	Mandatory
5.	Speeding in Work Zone	\$250

iii. Failure to Obey Rules of the Road

1.	Failure to Yield to Blue Light and Siren	Mandatory
2.	Failure to Utilize Slow Lane/Pull out When Warranted	\$75
3.	Failure to Turn Lights at Night/While Wipers In Operation	\$75
4.	Failure to Dim Headlights	\$75
5.	Failure to Yield Right-Of-Way	\$75
6.	Failure to Yield to Pedestrian	\$75
7.	Failure to Comply With Directions of Any Traffic Control Device/Sign	\$75
8.	Failure to Comply With Traffic Instructions of Law Enforcement Officer, Fireman, Paramedic, or Other Properly Designated Person	\$150
9.	Failure to Yield at Least 1/2 Road to Oncoming Vehicle	\$75
10.	Failure to Clear Passed Vehicle before Returning to Right Hand Lane (Cutting off)	\$75
11.	Failure to Provide Audio and or Visual Signal When Required	\$75
12.	Failure to Properly Yield	\$75
13.	Failure to Dim Lights	\$75

iv. Offenses Related to Accidents

1.	Leaving the Scene of an Accident (except to report accident or seek medical or police assistance)	Mandatory
2.	Hit and Run	Mandatory
3.	Failure to Leave Written Notice of Name and Address in Collision with Unattended Vehicle	Mandatory
4.	Failure to Report Accident	\$100
5.	Improper Moving/Towing of Vehicle Involved in Accident	\$100
6.	Failure to Decrease Speed to Avoid an Accident	\$75

v. Passing Offenses

1.	Passing a Stopped School Bus	Mandatory
2.	Pass Motorist/Pedestrian/Equestrian/Cyclist in Unsafe Manner	\$75
3.	Passing in Signed No Passing Zone	\$75
4.	Passing Against Double Yellow Line	\$75
5.	Passing on Crest of Grade or Curve With Obstructed View	\$75

6.	Passing Another Vehicle, Cyclist, Equestrian, Pedestrian With Oncoming Traffic, So As to Endanger	\$75
7.	Passing In Marked Intersection	\$75
8.	Passing on Right Side	\$75
9.	Failure of Passed Vehicle to Give Way	\$75

vi. Obstruction of Traffic, Dangerous Acts

1.	Permanent Abandonment of Motor Vehicle	\$100
2.	Commercial Vehicle on Restricted Road	
	a. 2 axles	\$75
	b. Over 2 Axles	\$150
3.	Obstructing Traffic	\$75
4.	Unreasonable Stopping of a Vehicle On a Road	\$75
5.	Driving Too Slowly, Impeding the Flow of Traffic	\$75
6.	Following Too Close	\$75
7.	Driving Left of Center Line	\$75
8.	Driving Left of Center Line When View of or From Oncoming Traffic Obstructed	\$100
9.	Operating a Moped Under Age 16	\$75
10.	Operating Vehicle on Wrong Side of the Road	\$75
11.	Operating Motorcycles More than Two Abreast	\$75
12.	Operation of a Motor Vehicle on Undesignated or Prohibited Road	\$100
13.	Pedestrians Standing, Sitting, or Laying Upon Road to Impede Traffic	\$75
14.	Willful Racing	Mandatory

vii. Open Containers

1.	Open Containers of Alcoholic Beverage:	
	a. Readily Accessible to Driver who has been consuming alcoholic beverage	\$100
	b. Readily Accessible to Driver who has not been consuming alcoholic beverages with Passengers Who have Not Attained Their 21st Birthday	\$75
	c. Readily Accessible to Driver Who Has Not Been Consuming Alcoholic Beverage	\$75
	d. Transporting Liquor with Broken Seal	\$75
2.	Transport Wine/Spirit Liquor Permit Violation	\$75

viii. Miscellaneous Provisions

1.	Damaging Land, Vegetation, or Wildlife	\$100
2.	Operating an Unlawful Motorized Vehicle on a Road	\$100
3.	Improper Operation of a Motor Vehicle Off Road	\$100
4.	Violation of Any Other State/Federal/Local Traffic Law	\$75
5.	Violation of Any Other State/Federal /Local Off Road Vehicle Law	\$75

B. Documentation Offenses

1.	Operating a Motor Vehicle with An Altered, Forged, Stolen, or Borrowed License	Mandatory
2.	Operating a Motor Vehicle Inconsistent With a Limited Privilege License Issued Upon DWI/DUI Conviction	Mandatory
3.	No Insurance	\$100
4.	No Commercial Driver's License	\$100
5.	Intentionally Obscured Tag	\$75
6.	No Tag	\$75
7.	Fictitious Registration/Plates	Mandatory
8.	Driver's License Not In Possession	\$50
9.	Expired Driver's License	\$50
10.	Invalid Out-Of-State/Foreign Driver's License	\$50
11.	Possession of Revoked Out-Of-State License	Mandatory
12.	Expired Tag	\$50
13.	Expired Inspection Sticker	\$50
14.	Exceeding Driver's License Endorsements	\$50
15.	Operating Motorcycle w/o Endorsement	\$50
16.	No Registration Certificate	\$50
17.	Failure to Change Address w/i 30 days	\$50
18.	Failure to Produce and Exhibit Driver's License	\$50
19.	Any other Documentation Offense	\$50

C. Equipment Offenses

1.	Failure to Weigh Vehicle at Official Station	Mandatory
2.	Exceeding Load, Size, Weight, Axle Restriction	\$75
3.	Operating a Vehicle So As to Cause Unreasonable Damage to Road Surface	\$75
4.	Load Beyond Left Fender/Or 6 or More Feet From Right Fender	\$75
5.	Improper Equipment, Generally	\$50
6.	Unsafe Tires	\$50
7.	Improper, Unsafe, or Absence of Brakes	\$50
8.	Improper Mirrors	\$50
9.	Improper Flagging of Load	\$50
10.	Obstruction of Windshield	\$50
11.	Improper Tinting of Windows	\$50
12.	Excessive Noise: Muffler; Stereo; Squealing Tires	\$75
13.	Improper Muffler	\$50
14.	Improper Emissions (lack of system; excessive smoke)	\$50
15.	Failure to Use Lights In Appropriate Circumstances (rain, tunnels, fog, night, etc.)	\$50
16.	Improper or Non-functioning headlights, taillights, turn signals	\$50
17.	Any Light Violation for Motorcycle	\$50
18.	Any Light Violation for Automobile	\$50
19.	Failure of Motorcycle Operator or Adult Passenger	\$50

	to Wear Helmet	
20.	Operation of a Motorcycle without a helmet on a Child Passenger (under 16 years old; offense charged to operator)	\$100
21.	Operation of a Motorcycle with More Passengers than it was Designed to Carry	\$75
22.	Motorcycle Failure to Burn Headlamp	\$50
23.	Failure to Wear Seatbelt	\$50
24.	Operation of a Motor Vehicle With a Child Not Restrained in Compliance with current State law (No car seat, seat belt, in back of pick up truck, etc.)	\$100
25.	Vehicle Overloaded with Passengers	\$50
26.	Vehicle Overloaded with Passengers in a Manner that Obstructs Driver's Ability to View or Operate Safely	\$75
27.	Overloading a Commercial Vehicle with Passengers	\$100
28.	Allowing passengers to ride on or in any part of vehicle or trailer not designed to carry passengers	\$75
29.	Registration Plate Not Properly Attached	\$50
30.	Any other equipment offense	\$50

D. Parking Offenses

1.	Parking of a Motor Vehicle on a Roadway	\$75
2.	Parking of a Motor Vehicle in an Improper Place Off the Roadway	\$75
3.	Improper Parking or Use of a Motor Vehicle in an Area, Road, Lot, or Facility Designated for Handicapped Use Only	\$100
4.	Improper use or display of Handicap Tag or Permit	\$100
5.	Parking Without Paying User Fee	\$50
6.	Parking In Excess of Time Limit	\$50
7.	Parking in other than designated space	\$50
8.	Parking that Actually Impedes Emergency Access	\$100
9.	Parking that Blocks a Gate, Trail, Facility, Kiosk	\$75
10.	Parking in a Fire Lane, in Front of a Hydrant or Signed Water Point	\$75
11.	Parking Impeding Access to a Signed Helipad or Helipoint	\$75
12.	Parking in a marked "reserved" space	\$75
13.	All other parking offenses	\$50

E. Bicycling Offenses

1.	Riding In Undesignated, Prohibited, Primitive or Closed Area, Road, or Trail	\$75
2.	Failure of Parent or Guardian to Require Child to Wear Helmet as Required by State Law	\$75

3.	Failure to Obey Any Applicable Traffic Regulation	\$50
4.	Improper or Non Use of Lights/Reflectors When Required	\$50
5.	Operation of Bicycle While Possessing an Open Container of Alcoholic Beverage or Consuming An Alcoholic Beverage	\$50
6.	Operation of Bicycles Two Abreast Where Prohibited (since this is opposite of NC law, officers should first attempt to warn cyclists of regulation either through signs or personal contact. Where cyclists yield to overtaking traffic by collapsing into single file, citation should be avoided.)	\$50

F. Miscellaneous Vehicle/ Roadway Offenses

1.	Hitchhiking	\$50
2.	Soliciting, Posting Handbills	\$50
3.	Removal of Plants or Plant Material from Roadside	
	a. Minor (i.e., picking flowers)	\$50
	b. Major (i.e., digging a plant)	\$100
	c. Aggravated (harvesting)	Mandatory
4.	Removal or Vandalism of Any Road Sign	Mandatory
5.	Vandalism	
	a. Minor (capable of being remedied)	\$150
	b. Major (permanent damage)	Mandatory

IV. Improper Commercial or Private Use

1.	Sale of alcoholic beverages or any other intoxicant	Mandatory
2.	Construction of building, facility, road, trail, or bridge without a permit or a contract	Mandatory
3.	Any unlawful discrimination in employment, accommodations, transportation, etc.	Mandatory
4.	Prospecting, Mining, Harvesting, or Foraging	\$100
5.	Commercial photography, motion picture making, television production, ad shooting, or sound track recording without a permit	\$100
6.	Advertising, soliciting, selling, posting of signs or engaging in business without a permit	\$75
7.	Unauthorized use of a commercial passenger vehicle	\$75
8.	Creating and/or maintaining a nuisance	\$75
9.	Improperly Charging a Fee for Admission, Participating, Etc.	\$50
10.	Unlawful Possession or Use of Specified Camping, Packing, or Outfitting Equipment	\$100
11.	Unlawful Use of a Government Trademark, Copyright, Symbol	\$75
12.	Unlawful Use of Government Land for Agricultural Purpose	\$50
13.	Failure to Pay Fee, Generally	\$50
14.	Fraudulent Use of a Recreational "Passport," Pass, or Senior Discount	\$50

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|-----|---|-------|
| 15. | Violation of Any Other Regulation, Limitation, Closure or Rule | \$50 |
| 16. | Violation of Condition/Term of Permit or Failure to Obtain Permit | \$150 |

V. Substance Abuse Offenses

A. Alcohol Related

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|----|---|-----------|
| 1. | Possession of Open Container In Undesignated Place | \$50 |
| 2. | Consume Alcohol Street, Highway, Public Place, or Where Prohibited | \$50 |
| 3. | Possession, Purchase, or Consumption By a Minor | |
| | a. Under Age 18 | Mandatory |
| | b. Age 18, 19, or 20 | \$75 |
| 4. | Providing Alcoholic Beverage to a Minor | \$100 |
| 5. | Possession of Non-Tax Paid Liquor | \$100 |
| 6. | Drunk and Disorderly | \$100 |
| 7. | Drunk and Endangering Self or Others (i.e., operating machinery) | \$100 |
| 8. | Any other alcohol offense, including violation of any rule, ordinance, posted order, or local law | \$50 |

B. Controlled Substances

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|----|---|-----------|
| 1. | Simple Possession of 1/4th ounce (7.7 grams) or Less of Marijuana | \$250 |
| 2. | Possession of Paraphernalia | \$100 |
| 3. | Inhaling Fumes for Intoxication | Mandatory |
| 4. | Possession of Any Other Controlled Substance | Mandatory |

VI. Personal Conduct Offenses

A. Assaults

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|----|--|-----------|
| 1. | Simple Assault | \$150 |
| 2. | Aggravated Assault | Mandatory |
| 3. | Felony Assault (deadly weapon, assault on a female, assault on an officer, etc.) | Mandatory |
| 4. | Assault on the Handicapped | Mandatory |

B. Child Abuse

MANDATORY

C. Disorderly Conduct

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|----|--|-----------|
| 1. | Damaging Coin or Currency Operated Machine | Mandatory |
| 2. | Defacing Public Building | Mandatory |
| 3. | Ethnic Intimidation | Mandatory |
| 4. | Disorderly Conduct | \$150 |
| 5. | Failure to Disperse | \$100 |
| 6. | Failure to Obey Command | \$150 |
| 7. | Indecent Exposure/Nudity | \$50 |

8.	Injure/Tamper With Vehicle	Mandatory
9.	Injure Personal Property	Mandatory
10.	Injure Real Property, Land, Crops, or Timber	Mandatory
11.	Peeping Into Room Occupied By Female	Mandatory
12.	Simple Affray	\$50
13.	Interfering With Officer, Employee, or Volunteer in Performance of Their Duties	
	a. Minor	\$150
	b. Major	Mandatory
14.	Engaging in Fighting	\$150
15.	Excessive Noise (verbal, device, vehicle, animal, etc.)	\$75
16.	Operate a PA System Without a Permit	\$50
17.	Use of Land, Facility, Group Campground w/o Authorization	\$100
18.	Violation of Terms or Conditions of Contract, Plan, Permit Authorizing Use	\$100
 D. False Information		
1.	Any False 911 Call	Mandatory
2.	Any False Fire, Police, or Medical Call	Mandatory
3.	Any False Bomb Report	Mandatory
4.	False Information Provided to Officer or Firefighter	
	a. Minor	\$150
	b. Major	Mandatory
5.	Hoax by Use of False Bomb/Device	Mandatory
 E. Firearms		
1.	Concealed Carry Permittees:	
	a. Carrying Concealed In Prohibited Area	\$50
	b. Failure to Tell Law Enforcement Officer of Presence of Concealed Weapon	\$100
2.	Caliber and/or Barrel Length Violation	\$50
3.	No Transportation/Access Permit, Where Required	\$50
4.	Transporting an Improperly stored or broken down weapon	\$50
5.	Concealed Firearm	Mandatory
6.	Possession of Firearm in Prohibited Area	\$150
7.	All other firearms offenses	Mandatory
8.	Possession of Handgun By Minor	Mandatory
9.	Improper or Unsafe Discharge	\$150
 F. Communicating Threats		
1.	Communicating a Threat	Mandatory
2.	Harassing Phone Calls	Mandatory
3.	Hoax By Use of False Bomb/ Device or False Deadly Weapon	Mandatory

4.	Inciting or Producing Imminent Lawless Action	Mandatory
5.	Profane, Indecent Language on Public Highway	\$150
6.	Offensive, derisive, or annoying communication tending to cause violence	\$150
G. Use/Prevention of Fire		
1.	Throwing/Placing Substance That May Cause Fire	Mandatory
2.	Firing Tracers/Incendiary Ammunition	Mandatory
3.	Burning Without a Permit	Mandatory
4.	Failure to Fully Extinguish Fire	\$75
5.	Leaving Fire Unattended	\$75
6.	Starting Campfire When Prohibited	\$75
7.	Allowing Fire to Escape	Mandatory
8.	Failure to Clear Area Around Campfire	\$75
9.	Campfire Too Close to Tent, Structure, Vehicle	\$75
10.	Building Fire Outside Fire Ring	\$75
11.	Use/Possession of Fireworks or Pyrotechnic Device	\$75
12.	Smoking	\$50
13.	Entering Closed Area	\$50
14.	Entering Area w/o Firefighting Tool	\$50
15.	Illegal Operation of Internal-Combustion Engine	\$50
16.	No Spark Arrestor	\$75
17.	Welding/Operating Torch	\$50
18.	Violating State Burning Law or Ban	\$150
H. Taking Timber/Forest Products		
1.	Taking of Down Timber for Personal Use w/o Permit	\$100
2.	Cutting Timber In Excess of Permit	\$150
3.	Cutting Before Marking Under Permit	\$150
4.	Cutting Timber Where Prohibited (i.e., Park, Parkway, etc.)	\$150
5.	Removing Forest Products Under Permit w/o Scaling	\$150
6.	Illegally Marking Timber	\$150
7.	Felling or Moving Timber So as to Create an Obstruction to Road, Trail, Path, or Watercourse	\$150
8.	Removal of Timber Under Permit w/o First Affixing Required Identification	\$150
9.	Selling Timber or Forest Products Obtained Under Personal Use Permit	\$100
10.	Violation of Timber Export	Mandatory
11.	Removing Timber or Forest Products Without Permit	
	a. Minor (personal use, non-commercial, small amount)	\$75
	b. Major (personal use, large amount)	\$100
	c. Aggravated (commercial use, small amount)	\$200
	d. Commercial Use, Large Amount	Mandatory
12.	Possessing, storing, or transporting any part of a tree or other specified plant	\$75
13.	Moving, Taking, Obscuring, or Defacing a Boundary Marker, Monument, or Sign, a Timber Sale Marker, a Trail Sign, Blaze, or Other Marker, or any Sign or Designation Intended to Mark a	

Wildlife or Fishing Boundary	
a. Minor	\$200
b. Major	Mandatory

I. Animal Control

1. Dog Off Leash	\$50
2. Unauthorized Livestock	\$50
3. Failure to Remove Livestock	\$50
4. Grazing	\$75
5. Failure to Re-Close Gate/Propping Open a Closed Gate	\$50
6. Releasing/Removing/Harassing Impounded Livestock	Mandatory
7. Animal in Swimming Area	\$50
8. Unauthorized Pack, Saddle, Draft Animal	\$50
9. Improper Tethering	\$50
10. Unauthorized Animal (i.e., wild or exotic pet)	\$50
11. Any Other Animal Related Offense	\$50

VII. Boating and Personal Watercraft Offenses

A. Improper Operation of Vessels and Personal Watercraft

1. Exceeding NO WAKE Within 100' of Identified Structure	\$50
2. Too Close to Another Vessel Greater Than 10 MPH	\$50
3. Towing Water Skis or Surfboard at Night	\$50
4. Improper Operation Between Sunset and Sunrise	\$50
5. Failure to Wear Engine Cut-off Safety Lanyard	\$50
6. Closer than 50 Feet from Diver's Flag	\$50
7. Inside Restricted Swimming Area	\$50
8. Boating in Closed/Prohibited Area	\$50
9. Improper Operation in a Regulated Boating Area	\$50
10. Failure to Report Accident	Mandatory
11. Failing to Render Aid After Collision	Mandatory
12. Overloaded Boat/Unsafe Condition	\$50
13. Allowing Non-Certified Person Under Age 16 to Operate a Personal Watercraft	\$50
14. Operating Personal Watercraft Under Age 16 w/o Operator's Course	\$50
15. Operation Under the Influence	Mandatory
16. Consumption, Open Container, By Operator	\$50
17. Reckless Operation	Mandatory
18. Waterskiing Where Prohibited	\$75
19. Reckless Surfing, Skiing, Waterboarding, Parasailing, Ski-Kiting, etc., that Endangers	Mandatory
20. Towing Skiers, Surfer, Waterboarder, etc., w/o an Observer, Mirror, or PFD, or At Night	\$50
21. Manifestly Unsafe Voyage	\$50
22. Speeding	\$50
23. Operation in Violation of Federal/State/Local Law	\$50

24.	Improper/Unauthorized Operation of Seaplane	Mandatory
25.	Operation of Seaplane in Violation of Any Marine Rules	Mandatory

B. Improper Equipment

1.	Maintaining a Marine Toilet without a Sewage Treatment Device or Holding Tank	\$100
2.	Each PFD Violation (type, sizing, stowage, etc.)	\$50
3.	No Fire Extinguishers	\$50
4.	Not Numbered	\$50
5.	Certificate of Number Not in Effect	\$50
6.	Wrong Number	\$50
7.	Improper Capacity Marking	\$50
8.	Fuel Leakage or accumulation in Bilges or Compartments	\$50
9.	Fuel Ventilation Violation	\$50
10.	Backfire Flame Control	\$50
11.	Unlawful Possession of Boat Motor Upon or in the Vicinity of Waters Closed to Such Use	\$75
12.	Using Vessel Not Constructed/ Maintained in Compliance with "National Safe Boating Act of 1971"	\$50

C. Improper Use of Access Area, Dock, or Put In/ Take Out

1.	Improper Use of Boating Access Area	\$50
2.	Launching at Other than Access Area, Designated Ramp	\$50
3.	Impeding Boat Access	\$50
4.	Operation of a Vehicle Upon an Access Area So As to Endanger Life or Property	\$50
5.	Possession of a Loaded Firearm on Boating Access Area	\$50
6.	Failure to Heave-To for Blue Light & Siren	Mandatory
7.	Interfering or Impeding Navigation In any Manner (i.e., attaching gill net across navigable watercourse)	Mandatory
8.	Improper Discharge of Oil or Other Hazardous Substance	Mandatory
9.	Improper Storage, Tying Off, Of Watercraft	\$75
10.	Unauthorized Placement or Operation of Vessel for Fee	\$50

D. Miscellaneous Offenses

1.	Unauthorized Use of Vessel, Watercraft, Pontoon, or Houseboat for Habitation	\$50
2.	Failure to Moor, Remove from Mooring, or Place a Mooring Facility	\$75
3.	Swimming, Diving, Snorkeling, Scuba Diving in Improper Area, From Improper Place, or at Improper Time	\$50
4.	Scuba Diving Violations (flag, equipment, certification, etc.)	\$50
5.	Piers, Docks, & Lighting of Structures, Permits, etc.	\$50
6.	Improper Possession or Storage of Combustible Fuel	\$50
6.	All other offenses	\$50

VIII. Mandatory Appearance Required

1. All Major Crimes
2. All Pleas of Not Guilty
3. All Felonies
4. Defendant Charged With MORE THAN THREE Offenses
5. Any Misdemeanor Provision Not Covered is Mandatory

IX. Guidelines From the Court

1. Where Collateral is Insufficient for the Offense, Officer May Make Any Offense Mandatory
2. Unlike the Previous System of Multiple Schedules, this Schedule Provides Consistent Forfeitures for the Numerous Agencies Having Jurisdiction in the Western District of North Carolina. It is the responsibility of the Agencies and the Issuing Officers to Correlate the Appropriate Charge With the Most Similar Collateral Provided.
3. If the Code of Federal Regulations LIMITS the maximum amount of a fine for your agency, you may LOWER the collateral to match the MAXIMUM amount allowed.

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**2004 SUPPLEMENT TO THE
UNIFIED COLLATERAL FORFEITURE SCHEDULE
WESTERN DISTRICT OF NORTH CAROLINA**

Note: The following collaterals supplement the "Unified Collateral Forfeiture Schedule." Based on the facts of the conduct, officers may make any offense mandatory. This interim supplement is in response to trends in conduct faced on National lands in this district and have been promulgated to further the interests of the public and the Court in the efficient administration of justice.

III. Motor Vehicle Offenses

A. Driving Offenses (Where Appropriate, Also Applies to Off Road Operation)

ii. Speeding

3.	Aggravated Speeding	\$500
6.	Careless and Reckless Driving While Speeding	\$500

V. Substance Abuse Offenses

B. Controlled Substances

5.	Aggravated Possession of Paraphernalia	\$250
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VI. Personal Conduct Offenses

C. Disorderly Conduct

19.	Aggravated Disorderly Conduct	\$500
20.	Aggravated Nudity	\$500

VII. Boating and Personal Watercraft Offenses

A. Improper Operation of Vessels and Personal Watercraft

26.	Operating a Vessel or Personal Watercraft While Impaired - First Offense	\$750
27.	Operating a Vessel or Personal Watercraft While Impaired - Second Offense	\$1000
28.	Operating a Vessel or Personal Watercraft While Impaired - Third or More Offense	MANDATORY