

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI

IN RE:)
) COLLATERAL FORFEITURE
BUSINESS OF THE COURT) SCHEDULE – NATIONAL PARK
) SERVICE
)

**GOVERNMENT’S MOTION TO AMEND THE SCHEDULE OF FIXED
COLLATORAL FORFEITURE SUMS FOR PETTY OFFENSES INVESTIGATED
BY THE NATIONAL PARK SERVICE**

COMES NOW the United States of America, by and through the Acting United States Attorney for the Eastern District of Missouri, Carrie Costantin, and Amanda Wick, Assistant United States Attorney for said District, and for the reasons set forth below, moves this Court pursuant to Local Rule 9.03(B) of the United States District Court for the Eastern District of Missouri and Title 38, Code of Federal Regulations, Section 1.218(b) to amend, in part, the schedule of fixed sums of collateral that are subject to forfeiture for satisfaction of a petty offense violations without a court appearance petty offenses affecting federal properties administered by the National Park Service at the Jefferson National Expansion Memorial at St. Louis, Missouri and the Ozark National Scenic Riverways at Van Buren, Missouri. In support of its motion the Government states as follows:

1) On September 23, 2004, United States District Court Judge Carol E. Jackson issued an administrative order pursuant to Local Rule 9.03(b)(2) setting a schedule of fixed sums that a defendant charged with a petty offense affecting federal properties administered by the National Park Service at the Jefferson National Expansion Memorial at St. Louis, Missouri and the Ozark National Scenic Riverways at Van Buren, Missouri may post to satisfy the charge without a court appearance.

2) Local Rule 9.03(B)(2) of the United States District Court for the Eastern District of Missouri states that type of petty offense and amount to be paid shall be determined as “provided by law or set forth in schedules approved and subsequently amended from time to time by order of the Court.”

3) The present order in effect from 2004 sets the fixed sums for the offenses outlined in the attached proposed collateral forfeiture schedule.

4) The proposed schedule of fixed sums attached to this motion is in compliance with the law and no collateral amount exceeds the maximum fine authorized by law upon the conviction for a listed violation.

WHEREFORE, for the reasons stated above, the government requests that this motion to amend the schedule of fixed sums for petty offenses be granted or any other relief the court deems proper.

Respectfully submitted,

CARRIE COSTANTIN
Acting United States Attorney

/s/ Amanda Wick
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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI

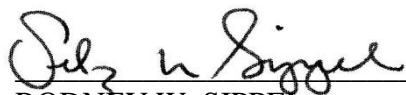
IN RE:)
) COLLATERAL FORFEITURE
) SCHEDULE – NATIONAL PARK
BUSINESS OF THE COURT) SERVICE
)

ADMINISTRATIVE ORDER

WHEREAS, the government has filed a motion pursuant to Local Rule 9.03(B) seeking approval of a revised schedule of collateral subject to forfeiture in relation to petty offenses and misdemeanors prosecuted by citation or violation notice, affecting conduct on federal properties administered by the National Park Service. **AND WHEREAS**, the court finds that the schedule is in compliance with law and that no collateral amount exceeds the maximum fine authorized by law upon conviction for a listed violation.

IT IS HEREBY ORDERED that the motion of the government is **granted**, and the schedule of collateral appended to this order is approved and established. This schedule shall supersede all previous schedules relating to listed offenses committed on federal property administered by the National Park Service located within the jurisdiction of the Eastern District of Missouri. The clerk of court is directed to make this schedule available for public inspection at the courthouses in the Eastern District of Missouri and electronically on the district court's web site.

SO ORDERED this 15th day of May, 2017.



RODNEY W. SIPPEL
CHIEF UNITED STATES DISTRICT JUDGE

SCHEDULE OF CASH PAYMENTS THAT MAY BE MADE IN LIEU
OF APPEARANCE FOR VIOLATION OF PETTY OFFENSE
UNDER THE JURISDICTION OF THE
NATIONAL PARK SERVICE

JEFFERSON NATIONAL EXPANSION MEMORIAL
OZARK NATIONAL SCENIC RIVERWAYS
ULYSSES S. GRANT NATIONAL HISTORIC SITE

Title 36, Code of Federal Regulations

SECTION	VIOLATION	COLLATERAL
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PART 1 GENERAL PROVISIONS

1.5	<u>Closure and Public Use Limits:</u>	
(f)	Violating a closure, designation, activity restriction or condition, visiting hours or public use limit	\$50.00 (unless listed below)
JEFF	Operating an unmanned aircraft (drone)	\$100.00
OZAR	Technical climbing or rappelling	\$100.00
OZAR	Entering a closed cave	\$100.00
OZAR	Hunting in an unauthorized areas	\$100.00
1.6	<u>Permits:</u>	
(g) (1)	Engaging in a restricted activity without a permit	\$100.00
(g) (2)	Violation of the terms and conditions of a permit	\$100.00

PART 2. RESOURCE PROTECTION, PUBLIC USE AND RECREATION

2.1	<u>Preservation of Natural and Archeological Resources:</u>	
(a) (1)	Possessing, destroying, injuring, defacing, removing, digging or disturbing from its natural state	
(i)	Living or dead wildlife, fish or their parts	\$100.00
(ii)	Plants or their parts	\$100.00
(iii)	Non-fossilized paleontological specimens, cultural/archeological resources	\$200.00
(iv)	Mineral resource/cave formation	\$200.00
(a)(2)	Introducing wildlife, fish or plants into park	\$50.00
(a)(3)	Tossing, throwing or rolling rocks or other items	\$50.00

(a)(4)	Using/possessing gathered wood from park	\$50.00
(a)(5)	Walking on, climbing, entering, ascending, traversing an archeological/cultural resource monument or statue	\$200.00
(a)(6)	Possessing, destroying, injuring, defacing, removing, digging or disturbing a structure or its furnishing or fixtures or other cultural/ archeological resources	\$200.00
(a)(7)	Possessing or using a mineral/metal detector	\$100.00
(b)	Leaving a trail or walkway to shortcut between portions of the trail	\$50.00
(c)(3)(i)	Gathering/possessing undesignated natural products	\$50.00
(c)(3)(ii)	Unauthorized removal of natural products in violation of size and quantity limits	\$50.00
(c)(3)(iii)	Unauthorized removal of natural products	\$50.00
(c)(3)(iv)	Gathering natural products outside designated area	\$50.00
(c)(3)(v)	Sale or commercial use of natural products	\$100.00
2.2	<u>Wildlife Protection:</u>	
(a)(1)	Unlawful taking of wildlife	\$350.00
(a)(2)	Feeding, touching, teasing, frightening or intentional disturbing wildlife	\$100.00
(a)(3)	Possessing unlawfully taken wildlife	\$300.00
(d)	Transporting lawfully taken wildlife through a park area in violation of conditions and procedures	\$100.00
(e)	Viewing wildlife with an artificial light (without weapon)	\$50.00
(f)	Failure to allow authorized persons to check licenses and permits or to inspect weapons, hunting gear or game for compliance	\$100.00

MISSOURI WILDLIFE CODE- STATE REGULATIONS (CSR)

{18 USC-13 Assimilated Crime Statue}

2.2 (b)(4)	<u>Missouri State Law: RSMo 252.040</u>	
3 CSR 10	<u>Hunting:</u>	
7.405 -	General Provisions	
(1)	Hunting small game without a license	\$70.00 (Mo resident) \$150.00 (non-resident)
(1)	Hunting deer or turkey without required permit	\$170.00 (Mo resident) \$270.00 (non-resident)
(3)	Taking or attempt to take wildlife from or across a public roadway	\$250.00
7.410 -	Illegal hunting methods:	

(a)	Pursuing wildlife by motor-driven air, land, or water conveyances	\$250.00
(b)	Viewing wildlife with article light while in possession of a weapon	\$300.00
(c)	Using night vision and thermal imagery equipment while in possession of a weapon	\$300.00
(d)	Using dogs to pursue wildlife	\$250.00
(e)	Possessing a weapon while training dogs during closed seasons	\$100.00
(f)	Using birds of prey in closed seasons or without a falconry permit	\$100.00
(g)	Using firearms to take wildlife by illegal methods	\$100.00
(h)	Using firearms by illegal methods during firearms deer seasons	\$100.00
(i)	Using bows, crossbows, and atlati by illegal methods	\$100.00
(j)	Using a slingshot to take deer/turkey	\$150.00
(k)	Using cage-type traps by illegal methods	\$150.00
(l)	Using electronic calls to take wildlife	\$250.00
(m)	Illegal baiting of wildlife	\$150.00
(n)	Failure to retrieve wildlife	\$150.00
(q)	No hunter orange	\$70.00
(r)	Using computer assisted remote hunting	\$170.00
(s)	Using poisons or tranquilizing drugs	\$250.00
7.415	Taking quail out of season/exceeding limits	\$50.00 (per quail)
7.420	Taking rabbits out of season/exceeding limits	\$50.00 (per rabbit)
7.425	Taking squirrels out of season/exceeding limits	\$50.00 (per squirrel)
7.427	Taking groundhogs out of season	\$50.00
7.430	Taking pheasants out of season/exceeding limits	\$50.00 (per bird)
7.431	Taking deer in violation of annual regulations/seasons	\$350.00
7.440	Taking game birds/waterfowl in violation of annual regulations	\$100.00 (first fowl) \$50.00 (add fowl)
7.441	Taking crows out of season/methods	\$50.00
7.445	Taking bullfrogs out of season/exceeding limits/methods	\$100.00
7.450	Taking fur bearers out of season/illegal methods	\$250.00
7.455	Taking turkeys out of season/methods/limits	\$350.00
3 CSR 10	<u>Trapping:</u>	
8.505	Trapping without a license	\$200.00
8.510	Illegal use of traps or snare	\$150.00
8.515	Trapping fur-bearers out of season	\$250.00
2.3 (a)	<u>Missouri State Law: RSMo 252.040</u>	
3 CSR 10	<u>Fishing:</u>	

6.405	Fishing without a license	\$70.00 (Mo resident) \$150.00 (non-resident)
6.410	Illegal fishing methods	\$100.00
6.415	Fishing in a restricted zone	\$70.00
6.505	Taking black bass by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.510	Taking catfish by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.515	Taking crappie by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.520	Taking pike/muskellunge/pickerel by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.525	Taking paddlefish by illegal methods/seasons/limits	\$270.00 (first fish) \$100.00 (add a fish)
6.530	Taking goggle-eye by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.535	Trout by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.540	Taking walleye fish by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.545	Taking white, yellow, striped bass by illegal methods/seasons/limits	\$70.00 (first fish) \$20.00 (add a fish)
6.550	Taking non-game fish by illegal methods/seasons/limits	\$50.00 (first fish) \$20.00 (add a fish)
6.605	Taking live bait by illegal season/methods/limits	\$50.00
6.610	Taking mussels/clams by illegal season/methods/limits	\$50.00
6.615	Taking frogs by illegal season/methods/limits	\$50.00
6.620	Taking turtles by illegal season/methods/limits	\$50.00

36 CFR 2.3	<u>Fishing:</u>	
(d)(1)	Fishing in fresh waters in any manner other than by hook and line, with the rod or line closely attended	\$50.00
(d)(2)	Possession or use of unauthorized bait	\$50.00
(d)(3)	Chumming or use of organic or chemical attractants to attract and catch fish	\$100.00
(d)(4)	Commercial fishing	\$50.00
(d)(5)	Fishing by the use of drugs, poisons, explosives or electricity	\$500.00

(d)(6)	Digging for bait	\$50.00
(d)(7)	Failing to return immediately to water unauthorized or unwanted fish	\$50.00
(d)(8)	Fishing from motor road bridge, within a swimming or surfing area or at a public boat dock	\$50.00
2.4	<u>Weapons, Traps and Nets:</u>	
(a)(1)(i)	Possessing a weapon, trap or net	\$100.00
(a)(1)(ii)	Carrying a weapon, trap or net	\$100.00
(a)(1)(iii)	Using weapon, trap or net	\$100.00
(b)	Carrying/possessing a loaded weapon in a motor vehicle, vessel under power, or other mode of transportation	\$100.00
(c)	Using a weapon, trap or net in a manner that endangers persons or properties	\$200.00
(d)	Carrying/possessing a weapon, trap or net in violation of terms and conditions of a permit	\$150.00
(3)	Assembled/uncased weapon in a motor vehicle	\$50.00
(f)	The carrying/possessing of a weapon, trap or net in violation of Federal and State laws	\$250.00
18 USC 13		
RSMo- 571.030	Unlawful use of a weapon	M/A
RSMo-571.030 (1)	Carrying a concealed knife/switchblade/ blackjack or any weapon capable of lethal use	\$250
RSMo-571.030 (1)	Carrying a concealed boot/double edged knife	\$150
RSMo-571.030 (1)	Carrying a concealed butterfly or folding knife w/ blade greater than 4 inches	\$50
RSMo-571.020 (7)	Possession of a switchblade knife	\$100
RSMo-571.020 (9)	Possession of brass knuckles	\$100
18 USC 930	Possession of a firearm in a federal facility	OZAR - \$250.00 JEFF - M/A
2.5	<u>Research Specimens:</u>	
(a)	Taking plants, fish, wildlife, rocks or minerals in violation of the terms/conditions of a specimen collection permit	\$100.00
2.10	<u>Camping and Food Storage:</u>	
(b)(1)	Digging/leveling the ground at a campsite	\$50.00
(b)(2)	Leaving camping equipment, site alterations or refuse after departing from campsite	\$100.00

(b)(3)	Camping within 25 feet of a water source	\$50.00
(b)(4)	Creating or sustaining unreasonable noise between the hours of 10:00 p.m. and 6:00 a.m.	\$50.00
(b)(5)	Installing a permanent camping facilities	\$100.00
(b)(6)	Displaying wildlife carcasses or remains	\$50.00
(b)(7)	Connecting to a utility system	\$70.00
(b)(8)	Failure to obtain a permit, where required	\$50.00
(b)(9)	Violating camping conditions set by Superintendent	\$50.00
(b)(10)	Camping outside designated sites or areas	\$50.00
(c)	Violation of terms and conditions of a camping permit	\$50.00
(d)	Improper food storage	\$50.00
2.11	<u>Picnicking:</u>	
	Picnicking in violation of established conditions	\$50.00
2.12	<u>Audio Disturbance:</u>	
(a)(1)(i)	Excessive noise above 60 decibels	\$50.00
(a)(1)(ii)	Unreasonable noise	\$50.00
(a)(2)	Operating a power saw in a developed area	\$50.00
(a)(3)	Operating an engine in a non-developed area	\$50.00
(a)(4)	Operating a public address system without a permit	\$50.00
(b)	Violation of the terms/conditions of a permit	\$50.00
2.13	<u>Fires:</u>	
(a)(1)	Fire in an undesignated area	\$70.00
(a)(2)	Using stoves/lanterns in violation of restrictions	\$50.00
(a)(3)	Lighting a fire with damage/hazard to people or property	\$500.00
(a)(4)	Leaving a fire unattended	\$100.00
(a)(5)	Discarding burning material with damage/hazard to people or property	\$100.00
(b)	Failure to extinguish fire	\$50.00
(c)	Lighting or maintaining a fire during a fire ban.	\$150.00
2.14	<u>Sanitation and Refuse:</u>	
(a)(1)	Improper disposal of refuse (littering)	\$150.00
(a)(2)	Using government receptacles for private use	\$250.00
(a)(3)	Depositing refuse in the plumbing fixtures or vaults of a toilet facility	\$70.00
(a)(4)	Draining refuse from a trailer or other vehicle	\$120.00
(a)(5)	Bathing, washing at a public water outlet	\$50.00
(a)(6)	Polluting or contaminating a water source	\$170.00
(a)(7)	Improper disposal of fish remains	\$50.00
(a)(8)	Improper disposal of human waste (developed area)	\$70.00
(a)(9)	Improper disposal of human waste (undeveloped area)	\$50.00
(b)	Violation of Supt. Conditions for disposal	\$50.00
2.15	<u>Pets:</u>	\$50.00

(a)(1)	Possessing a pet in closed area	\$50.00
(a)(2)	Failure to restrain or physically confine a pet at all times.	\$50.00
(a)(3)	Leaving a pet unattended or tied to an object.	\$50.00
(a)(4)	Allowing a pet to make unreasonable noise	\$50.00
(a)(5)	Failure to comply with pet excrement disposal conditions	\$50.00
(a)(e)	Violation of pet conditions by park resident	\$50.00
18 USC 13 RSMo-578.009	Animal neglect and/or abandonment	\$120.00
2.16	<u>Horses and Pack Animals:</u>	
(a)	The use of an animal other than designated “pack animals” for transporting equipment	\$50.00
(b)	Use of horses outside designated trails, routes or areas	\$70.00
(c)	Use of horses traveling on park roads	\$50.00
(d)	Free-trailing or loose-herding of horses on trails	\$50.00
(e)	Allowing horses to proceed in excessive speed when passing persons on foot or bicycle	\$50.00
(f)	Obstructing a trail, or making unreasonable noise while horses or pack animals are passing	\$50.00
(g)	Violation of established horse conditions	\$50.00
2.17	<u>Aircraft and Air Delivery:</u>	
(a)(1)	Operating aircraft at undesignated location	\$250.00
(a)(2)	Operating aircraft under power within 500 feet of swimming beaches, boat docks, piers or ramps	\$150.00
(a)(3)	Delivering or retrieving a person or object by airborne means	\$250.00
(c)(2)	Failure to remove downed aircraft or parts	\$100.00
(d)	Failure to comply with FAA regulations	\$100.00
(e)	Operation or use of a hovercraft	\$100.00
(f)	Violation of terms/conditions of permit	\$100.00
2.18	<u>Snowmobiles:</u>	
(b)	Violation of Missouri state law:	
(c)	Use of snowmobile in undesignated area	\$75.00
(d)(1)	Operating a snowmobile that makes an excessive noise	\$50.00
(d)(2)	Operating a snowmobile without required lights	\$50.00
(d)(3)	Operating a snowmobile without brakes	\$50.00
(d)(4)	Racing or operating a snowmobile in excess of 45 MPH	\$50.00
(e)(1)	Operation of snowmobile by a person under 16 years of age without supervision	\$50.00

(e)(2)	Operation of snowmobile by a person under 12 years of age unaccompanied by adult	\$50.00
(e)(3)	Failure to provide supervision of a person under the age of 16 who is operating a snowmobile	\$50.00
2.19	<u>Winter Activities:</u>	
(a)	Skiing, snowshoeing, ice skating, inner tubing, tobogganing, in a undesignated area	\$50.00
(b)	Towing of persons by automobile/snowmobile	\$50.00
(c)	Failure to abide by activity restrictions	\$50.00
2.20	<u>Skating, Skateboards, and Similar Devices:</u>	
	Using roller-skates, skateboards, roller skis in undesignated areas	\$50.00
2.21	<u>Smoking:</u>	
(a)	Smoking in a closed area	\$50.00
(b)	Smoking in a cave or cavern	\$50.00
2.22	<u>Property:</u>	
(a)(1)	Abandoning property	\$100.00
(a)(2)	Leaving property unattended more than 24 hours	\$50.00
(a)(3)	Failure to turn in found property	\$50.00
2.23	<u>Recreation Fees:</u>	
(b)	Failure to pay a recreation fee	\$50.00
2.30	<u>Misappropriation of Property and Services:</u>	
(a)(1)	Unlawful possession of property	\$200.00
(a)(2)	Failure to pay for property or services	\$150.00
(a)(3)	Obtaining property or services by deception	\$150.00
(a)(4)	Shoplifting or price tag switching	\$150.00
(a)(5)	Receiving stolen property	\$150.00
18 USC 13 RSMo-569.180	Possession of burglar's tools	M/A
2.31	<u>Trespassing, Tampering, and Vandalism:</u>	
(a)(1)	Trespassing	\$100.00
(a)(2)	Tampering	\$150.00
(a)(3)	Vandalism	\$300.00
2.32	<u>Interfering with Agency Functions:</u>	
(a)(1)	Interfering with a federal agent	\$250.00
(a)(2)	Violating lawful order of a federal agent	\$150.00
(a)(3)(i)	Giving false information to investigator	\$100.00
(a)(3)(ii)	Giving false information on permit application	\$50.00
(a)(4)	Giving a false report	\$100.00
18 USC 111	Assaulting/resisting/impeding a federal officer	M/A
18 USC 231 (c)	Civil disorder- obstruct/impede/interfere w/ LE engaged in official duty	M/A
2.33	<u>Report of Injury or Damage:</u>	
(b)	Failure to report an incident/accident	\$100.00

2.34	<u>Disorderly Conduct</u>	
(a)(1)	Engaging in fighting, threatening or violent behavior	\$200.00
(a)(2)	Use of language, gesture, obscene, or threatening act, inciting a breach of peace.	\$100.00
(a)(3)	Making an unreasonable noise	\$50.00
(a)(4)	Creating a hazardous/physically offensive condition	\$100.00
18 USC 113	<u>Assault</u>	
(a)(3)	Assault w/ a dangerous weapon	M/A
(a)(4)	Assault by striking/beating/or wounding	M/A
(a)(5)	Simple Assault	M/A
18 USC 13	<u>Domestic Abuse</u>	
1st Degree Domestic Assault RSMo- 565.072	A person attempts to kill or knowingly causes or attempts to cause serious physical injury to a family/ household member	M/A
2nd Degree Domestic Assault RSMo- 565.073 (1)	A person attempts to cause or knowingly causes physical injury to family/household member by any means, including but not limited to, by use of a deadly weapon/dangerous instrument/ choking/strangulation	M/A
RSMo- 565.073 (2)	A person recklessly causes serious physical injury to family/household member	M/A
3rd Degree Domestic Assault RSMo- 565.074 (1)	A person attempts to cause or recklessly causes physical injury to family/household member	M/A
RSMo- 565.074 (3)	A person purposely places such family or household member in apprehension of immediate physical injury by any means	M/A
RSMo- 565.074(4)	A person recklessly engages in conduct which creates a grave risk of death or serious physical injury to such family or household member	M/A
RSMo- 565.074 (5)	A person knowingly causes physical contact w/ such family or household member knowing the other person will regard the contact as offensive	M/A
2.35	<u>Alcoholic Beverages and Controlled Substances:</u>	
(a)(2)(i)	Sale or gift of alcohol to person under 21 years of age	\$200.00
(a)(2)(ii)	Possession of alcohol by a person under 21 years of age	\$100.00
(a)(3)(i)	Violation of a superintendent's alcohol closure	\$50.00
(b)(1)	Delivery of a controlled substance	\$500.00
(b)(2)	Possession of a controlled substance	\$300.00
(c)	Under the influence of alcohol or a controlled substance to a degree that may endanger oneself,	\$150.00

	another person, damage property or park resources	
18 USC 13		
RSMo-311.325	Minor in possession of alcohol (consumption only)	\$100.00
RSMo-195.017	Use or possession of synthetic marijuana	\$300.00
RSMo-195.233	Use or possession of drug paraphernalia	\$300.00
RSMo-578.250	Inhaling or inducing others to inhale solvent fumes	\$300.00
2.36	<u>Gambling:</u>	
(a)	Gambling or operating a gambling device	\$250.00
2.37	<u>Noncommercial Soliciting:</u>	
	Soliciting	\$50.00
2.38	<u>Explosives:</u>	
(a)	Using, possessing, storing or transporting explosives	\$300.00
(b)	Using or possessing fireworks	\$50.00
(c)	Violation of terms/conditions of a permit	\$100.00
2.50	<u>Special Events:</u>	
(a)	Failure to obtain a special events permit	\$100.00
(e)	Violation of terms/conditions of permit	\$100.00
2.51	<u>Public Assemblies, Meetings:</u>	
(a)	Failure to obtain a permit	\$100.00
(h)	Impeding traffic/harassing park visitors	\$100.00
2.52	<u>Sale or Distribution of printed matter:</u>	
(a)	Failure to obtain a permit	\$100.00
(b)	Impeding traffic/harassing park visitors	\$100.00
2.60	<u>Livestock use and agriculture:</u>	
(a)	Unauthorized herding, grazing of livestock	\$100.00
(b)	Violation of terms/condition of permit	\$100.00
2.61	<u>Residing on Federal Lands:</u>	
(a)	Residing in park areas without a permit or lease	\$100.00
(b)	Violation of terms/conditions of permit	\$100.00
2.62	<u>Memorialization:</u>	
(a)	Installing an unauthorized commemorative	\$100.00
(b)	Scattering of human ashes without a permit	\$100.00
(c)	Failure to abide by area designations/conditions	\$100.00
(d)	Violation of terms/conditions of permit	\$100.00

PART 3. BOATING AND WATER USE ACTIVITIES

3.1	<u>TITLE 33 CFR United States Coast Guard Regulations:</u>	
173.15 (a)(1)	No certificate of numbers/ unregistered vessel	\$100.00
173.15 (a)(2)	Improper display/ no numbers on display	\$50.00
173.19	Displaying unauthorized numbers	\$50.00

173.21 (a)(1)	Expired numbers/ no certificate on board	\$50.00
173.21 (a)(2)	Rental agreement not aboard	\$50.00
173.23	Failure to present certificate upon demand	\$50.00
173.25	Improper location of certificate	\$50.00
173.15 (a)	Insufficient PFD's less than 16'	\$70.00
173.15 (b)(1)	Type I, II or III PFD not readily accessible	\$70.00
175.19 (b)	Type IV not readily accessible	\$70.00
175.21 (a)	PFD unserviceable	\$70.00
175.21(b)	Wrong size PFD	\$70.00
175.21 (c)	Non-approved PFD	\$70.00
3.1 (a)	<u>Violation of Missouri State boating laws:</u> [See 18 USC 13, Assimilated Crime Statute]	
RSMo-306.109 (1)	Possession of a beer bong or drinking device on MO rivers	\$50.00
(2)	Possession of a container with more than 4 gallons of alcohol on MO rivers	\$50.00
RSMo-306.122	Unsupervised operator of motorboat under 12 years of age	\$50.00
RSMo-306.220	Allowing person on board under 7 years without PFD	\$50.00
RSMo-306.325 (1)	Possession of glass beverage container in a vessel susceptible to overturning on MO waterways	\$50.00
(2)	Use a sealed cooler, icebox or container to prevent contents from spilling into the water	\$50.00
(3)	Failure to carry/affix a trash container to a vessel	\$50.00
RSMo-306.530	Failure to register an outboard motor	\$100.00
RSMo-306.260	Discharge sewage	\$100.00
RSMo-306.100	No anchor lights	\$50.00
RSMo-305.100	No running lights	\$50.00
RSMo-306.100	Required ventilation	\$50.00
RSMo-306.100	No fire extinguisher	\$50.00
RSMo-306.100	No sound device/bell	\$50.00
3.4	<u>Inspections:</u>	
(a)	Failure to allow an inspection	\$100.00
(b)	Failure to suspend operation of vessel	\$100.00
3.5	<u>Accidents:</u>	
(a)	Failure to report a boating accident	\$100.00
3.8	<u>Prohibited operations:</u>	
(a)(1)	Launching/operating an airboat	\$100.00
(a)(2)	Launching at undesignated launch site	\$50.00
(a)(3)	Operating a power-driven vessel on waters not accessible by road	\$50.00
(a)(4)	Operating an oversized vessel	\$100.00

(b)(1)	Operating a power-driven or sailing vessel within 100' of a diver's flag	\$50.00
(b)(2)	Failure to obey regulatory marker	\$50.00
(b)(3)	Creating a wake in a wake less designated area	\$50.00
(b)(4)	Creating a wake in a wake less area or in excess of wake speed within 100' of lunch areas, swimmer, drifting vessels, fishermen, etc.	\$50.00
(b)(5)	Operating a vessel within 500' of a designated swim beach (does not apply to rivers)	\$50.00
(b)(6)	Operating a power driven vessel with someone riding on the bow, gunwales, transom or motor	\$100.00
(b)(7)	Operating a power driven vessel with someone hanging onto a ladder or platform	\$100.00
(b)(8)	Operating a vessel in a reckless/negligent manner	\$250.00
3.9	<u>Personal watercrafts(PWC):</u>	
(a)	Operating a PWC in park area without special regulation	\$150.00
3.10	<u>Operating vessel while under the influence of alcohol and/or drugs</u>	
(a)(1)	Operating a vessel under the influence of drugs or alcohol	\$500.00
(a)(2)	Operating a vessel in excess of .08 BAC	\$500.00
3.11	<u>Testing operators for alcohol or drugs</u>	
(1)	Refusal by operator to submit to a test	\$500.00
3.12	<u>Water skiing :</u>	
(a)	Water skiing behind a vessel in an undesignated area	\$100.00
3.13	<u>Marine sanitation:</u>	
(a)	Discharging sewage from a vessel into water	\$100.00
3.15	<u>Noise level:</u>	
(a)(1)	Operating a vessel that exceeds the noise level of 75dB; measured using test procedures on vessels underway	\$50.00
(a)(2)	Operating a vessel that exceeds the noise level of 88dB; measured using test procedures on stationary vessels	\$50.00
3.17	<u>Swimming and bathing:</u>	
(a)	Swimming in an undesignated area	\$100.00
(b)	Using surfboards or other rigid devices in a designated swimming area.	\$50.00
(c)	Violation of swimming beach restrictions	\$50.00
3.18	<u>SCUBA/snorkeling :</u>	
(a)	Underwater diving and snorkeling in an undesignated area	\$100.00
(b)	No diver's flag during diving operations	\$100.00

(c)	No illuminated flag when operations take place between sunset and sunrise	\$100.00
3.19	<u>Submersible</u>	
(a)	Operating a submersible in park waters	\$100.00

PART 4. VEHICLE AND TRAFFIC SAFETY

4.2 (b)	<u>Violation of Missouri State Law:</u> [See 18 USC 13, Assimilated Crime Statute]	
	REGISTRATION/ LICENSE PLATES	
301.020	Unregistered vehicle/expired registration	\$100.00
301.020	Out –of- state registration/ Missouri resident	\$50.00
301.130	Failure to display license plate	\$50.00
301.140	Displaying/Possessing plates of another person	\$150.00
301.320	Displaying fake plates/registration tabs	\$150.00
	DRIVERS LICENSE	
302.020	Operating without a valid license	\$150.00
302.220	Knowingly display or possess false/fake license	\$150.00
302.220	Present another’s license as one’s own	\$150.00
302.220	Loan driver’s license to another	\$150.00
302.020	No motorcycle endorsement	\$100.00
302.250	Permit person under 16 to operate motor vehicle	\$100.00
302.260	Knowingly allow person w/ no legal right to drive	\$50.00
302.020	Permitting endorsed operator to use motorcycle	\$50.00
302.020	Failure to wear protective headgear	\$50.00
302.301	Failure to comply with mechanical restrictions	\$100.00
302.321	Operating vehicle while license suspended/revoked	\$200.00
302.175	Violation of license restrictions	\$200.00
	MISCELLANEOUS VIOLATIONS	
303.170	No proof of insurance for vehicle	\$200.00
307.350	Failure to display inspection sticker	\$50.00
	TRAFFIC	
304.010	Operating in a careless and imprudent manner	\$200.00
304.015	Failure to obey temporary signs designating lanes	\$50.00
304.015	Failure to drive within single lane	\$50.00
304.022	Failure to yield to emergency vehicle	\$50.00
304.160	Littering road/parking lot with tacks, nails, etc.	\$50.00
304.281	Failure to yield right-of-way to vehicle/pedestrian in controlled intersection or crosswalk	\$50.00
304.341	Failure to turn as directed by intersection traffic control device	\$50.00
304.351	Failure to yield right - of – way/intersection	\$50.00

304.351	Failure to slow to reasonable speed for conditions or stop for yield sign	\$50.00
304.017	Following a vehicle too closely (w/ accident)	\$150.00
578.010	Operating a motor vehicle under the influence of alcohol or drugs	\$500.00
577.060	Leaving the scene of a motor vehicle accident	\$250.00
	EQUIPMENT VIOLATION	
307.040	Failure to turn on headlamps	\$50.00
307.045	Failure to equip with two headlamps	\$50.00
307.045	Failure to equip with two headlamps	\$50.00
307.105	Defective headlamp	\$50.00
307.105	Displayed more than four lighted headlamps	\$50.00
307.075	Defective tail/brake light	\$50.00
307.075	No red reflector on motorcycle	\$50.00
307.090	Prohibited use of a spotlight	\$50.00
307.095	Displayed red lamp to front of vehicle	\$50.00
307.170	Defective muffler/improperly attached	\$50.00
307.170	Excessive noise	\$50.00
307.170	Operate vehicle with muffler cut-out	\$50.00
307.170	Defective brakes	\$50.00
307.170	Failure to display red flag/lamp on projection extending 5 feet from vehicle	\$50.00
	ATV/UTV VIOLATIONS	
301.707	Failure to register an All-Terrain Vehicle (ATV) with the State	\$70.00
304.013	No Safety Flag on ATV	\$50.00
304.013	No Safety Triangle on ATV	\$50.00
304.013	Passenger on board of ATV	\$50.00
304.013	Operating ATV without valid driver's license	\$100.00
304.013	Operating ATV upon a highway	\$100.00
304.013	Operating ATV on county road w/out permit	\$50.00
304.013	Operating ATV or Off-Road Vehicle within a stream or river	\$250.00
304.032	Operating Utility Vehicle (UTV) without license	\$100.00
304.032	Operating UTV upon a highway	\$100.00
304.032	Operating UTV on county road w/out permit	\$50.00
304.032	Operating UTV within a stream or river	\$250.00
4.4	<u>Report of Motor Vehicle Accident:</u>	
(c)	Failure to comply with a reporting requirement	\$100.00
4.10	<u>Travel on Park and Designated Routes:</u>	
(a)	Operating a motor vehicle outside of established roads/areas	\$200.00
4.12	<u>Traffic Control Devices:</u>	
(a)	Failure to obey	\$50.00
4.13	<u>Obstructing Traffic:</u>	

(a)	Stopping/parking a vehicle upon roadway	\$50.00
(b)	Impeding the flow of traffic	\$50.00
4.14	<u>Open Container of Alcoholic Beverages:</u>	
(b)	Open Container in a vehicle	\$100.00
4.15	<u>Seat Belts:</u>	
(a)	Failure to wear a safety belt (adults)	\$20.00
(a)	Failure to place a child in a restraint system	\$70.00
4.20	<u>Right of Way:</u>	
	Failure to yield the right away to pedestrians, saddle/pack animals or vehicles drawn by animals	\$50.00
4.21	<u>Speeding:</u>	
(c)	1-10 MPH over the speed limit (Raising Scale) 11-15 16-20 21-25 26-30 31+	\$50 (1-10) \$70 (11-15) \$90 (16-20) \$110 (21-25) \$130 (26-30) \$150 (31+)
4.22	<u>Unsafe Operation:</u>	
(b)(1)	Operating a motor vehicle without due care or at an unreasonable speed	\$200.00
(b)(2)	Excessive acceleration/braking	\$100.00
(b)(3)	Failing to maintain control of vehicle	\$100.00
(b)(4)(i)	Operating a motor vehicle while allowing a person to ride in or on a towed vehicle/trailer	\$100.00
(b)(4)(ii)	Operating a motor vehicle while allowing a passenger to ride on the exterior	\$100.00
4.23	<u>Operating under the influence of alcohol or drugs:</u>	
(a)(1)	Operating a motor vehicle while under the influence of alcohol/drugs	OZAR - \$500.00 JEFF - M/A
(a)(2)	Operating motor vehicle while under the influence of alcohol in excess of .08%	OZAR - \$500.00 JEFF - M/A
(c)(2)	Refusal to submit to a BAC test	OZAR - \$500.00 JEFF - M/A
18 USC 13 RSMo-568.050	Endangered welfare of child in the 2nd degree. Operating motor vehicle while under the influence w/child (under 17 yrs) present in vehicle.	OZAR - \$500.00 JEFF - M/A
4.30	<u>Bicycles:</u>	
(a)	Biking in an undesignated area	\$50.00
(c)	Violation of traffic laws	\$50.00
(d)(2)	Operating without required lighting	\$50.00
(d)(3)	Riding two or more abreast	\$50.00
(d)(4)	Operating with open Container of alcohol	\$100.00
4.31	Hitchhiking in undesignated area	\$50.00

PART 5. COMMERCIAL AND PRIVATE OPERATIONS:

5.1	<u>Advertisement:</u>	
	Failure to advertise without obtaining written permission by the Park Superintendent	\$50.00
5.2	<u>Alcoholic beverages; sale of intoxicants:</u>	
(a)	Selling alcohol in violation of Federal/State laws	\$100.00
5.3	<u>Business Operations:</u>	
	Engaging/soliciting in business without a permit	\$150.00
5.5	<u>Commercial Photography:</u>	
(a)	Filming motion pictures without obtaining written permission by the Park Superintendent	\$100.00
(b)	Taking of photographs for commercial advertising with a permit	\$100.00
5.6	<u>Commercial Vehicles:</u>	
(b)	Unauthorized use of park road	\$50.00
5.13	<u>Nuisances:</u>	
	Creating a nuisance	\$100.00

PART 7. SPECIAL REGULATIONS:

7.83	<u>Ozark National Scenic Riverways:</u>	
(a)(1)	Operating a motorized vessel that is equipped other than an outboard motor	\$150.00
(a)(4)	Exceeding horsepower restrictions	\$150.00
(b)(1)	Scuba diving in a spring or spring branch	\$500.00
(c)(1)	Selling or renting of goods or any equipment to park visitors	\$500.00
(c)(2)	Performing services for park visitors for money/gratuity	\$500.00
(c)(3)	Violation of watercraft rental procedures and conditions	\$500.00
(c)(4)	Performing non-fee services in the park that would complement a business enterprise	\$500.00
(c)(5)	Solicitation	\$500.00
(d)(2)	Digging for worms within the park	\$50.00