

SOUTHEAST REGION SUMMARY SETTLEMENT SCHEDULE

VIOLATION	SUMMARY SETTLEMENT AMOUNT
NATIONAL MARINE SANCTUARIES ACT	
Florida Keys National Marine Sanctuary, 15 C.F.R. Part 922, Subpart P	
Damage or removal of markers.	\$100
Moving, removing, taking, harvesting, damaging, disturbing, breaking, cutting, or otherwise injuring, or possessing (regardless of where taken from) any living or dead coral, or coral formation, or attempting any of these activities, except as permitted under 50 C.F.R. part 638.	\$100
Operating a vessel in such a manner as to strike or otherwise injure coral, seagrass, or any other immobile organism attached to the seabed.	<p>Seagrass and hard bottom under 1 square yard damage = \$100; in addition, \$75 for each additional square yard up to 10 square yards.</p> <p>Living Coral under 1 square foot damage living tissue = \$100; in addition, \$75 for each additional square foot up to 10 square feet.</p>
Discharge or deposit of minerals or other matter except as authorized.	\$100
Alteration of seabed.	\$100
Movement of, removal of, injury to, or possession of Sanctuary historical resources.	\$250
Conduct of diving/snorkeling without a flag.	\$25

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Areas To Be Avoided	
Operating a tank vessel or a vessel greater than 50 meters in registered length in all areas to be avoided.	\$500
Existing Management Areas	
Key Largo and Looe Key Management Areas	
Taking any tropical fish.	\$150 up through 10 fish
Fishing with, carrying or possessing, except while passing through without interruption or for law enforcement purposes: pole spears, air rifles, bows and arrows, slings, Hawaiian slings, rubber powered arbaletes, pneumatic and spring-loaded guns or similar devices known as spearguns.	Fishing with --\$150 up through 10 fish Possessing -- \$50
Removing, taking, damaging, harmfully disturbing, breaking, cutting, spearing or similarly injuring any coral or other marine invertebrate, or any plant, soil, rock, or other material, except commercial taking of spiny lobster and stone crab by trap and recreational taking of spiny lobster by hand or by hand gear.	\$100
Fishing with wire fish traps, bottom trawls, dredges, fish sleds, or similar vessel-towed or anchored bottom fishing gear or nets.	\$100 per trap \$6,000 -- all other violations

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Great White Heron and Key West National Wildlife Refuge Management Areas	
Operating a personal watercraft, operating an airboat, or water skiing except within Township 66 South, Range 29 East, Sections 5, 11, 12 and 14; Township 66 South, Range 28 East, Section 2; Township 67 South, Range 26 East, Sections 16 and 20, all Tallahassee Meridian.	\$200 after Fix-It
Wildlife Management Areas	
In idle speed/no wake zone, operating a vessel at a speed greater than idle speed only/no wake.	\$200 after Fix-It
In “no-motor” zone, using internal combustion motors or engines for any purposes.	\$200 after Fix-It
In “no-access buffer” zone, entering the area by vessel.	\$200 after Fix-It
In those marine portions of any area designated as closed, entering or using the area.	\$200 after Fix-It
Ecological Reserves and Sanctuary Preservation Areas	
Touching living or dead coral, including but not limited to, standing on a living or dead coral formation.	\$50
Except for catch and release fishing by trolling the Conch Reef, Alligator Reef, Sombrero Reef, and Sand Key Sanctuary Preservation Areas, fishing by any means.	\$150 up through 10 fish
Possessing, moving, harvesting, removing, taking, damaging, disturbing, breaking, cutting, spearing, or otherwise injuring any coral, marine invertebrate, fish, bottom formation, algae, seagrass or other living or dead organism, including shells, or attempting any of these activities.	\$100

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Discharging or depositing any material or other except cooling water or engine exhaust.	\$100
Anchor in a way that allows the anchor or any portion to touch living or dead coral, or any attached organism.	\$100
MARINE MAMMAL PROTECTION ACT	
Failure to report the taking of marine mammal	\$750
ENDANGERED SPECIES ACT	
Turtle Excluder Device Violations	
No floats	\$500/net
Discrepancy in the vertical/horizontal escape opening of 2 inches up to 4 inches (vertical and/or horizontal)	\$250/net
Angles 66-79 degrees	\$250/net
Bar spacing greater than 3 inches off	\$250/net
TEDs with holes/gaps	\$250/net
Extra chains, weights, lines, cords, straps not otherwise covered	\$250/net
TEDs with other installation problems	\$250/net
Special Zones - Webbing flap on downshooters exceeding posterior edge of the grid that are over 6 inches	\$100/net

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Special Zones - Angles of downshooters at attachment (or imaginary line) of 56 - 79 degrees	\$500/net
Special Zones - Soft TEDs	\$750/net
MAGNUSON-STEVENSON FISHERY CONSERVATION AND MANAGEMENT ACT - COMMERCIAL VIOLATIONS (Includes Charter Boats and Head Boats)	
Violations Regarding Size/Condition/Quantity of Fish Except for swordfish, billfish, and shark	
1 - 5 illegal fish	Refer to state OR determine penalty on a case-by-case basis
6 - 20 illegal fish	Refer to state OR determine penalty on a case-by-case basis
21 - 50 illegal fish	\$600
51 - 100 illegal fish	\$1,500
Swordfish:	
1 - 25 fish	\$200/fish
Billfish:	
up to 10" short	\$500/fish
10+'' short	\$1,000/fish

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Shark Finning:	
1 - 50 fish	\$100/fish
Unlawful Quantity Resulting from Non-Issued (Or Otherwise Invalid) Permit/Limited Entry Share/Endorsement	
Exceed Trip Limits (except ITQ)	
up to 5% over	Determine penalty on a case-by-case basis
6 - 10% over	Determine penalty on a case-by-case basis
11 - 25% over involving trip limits through 1,000 pounds	\$750
11 - 25% over involving trip limits over 1,000 pounds	\$1,500
26 - 50% over involving trip limits through 1,000 pounds	\$1,500
26 - 50% over involving trip limits over 1,000 pounds	\$3,000

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Violations Regarding Fishing/Possessing/Dealing at the Wrong Time/Place	
Area/Season/Quota Closures	
Shark	
1 - 25 shark	\$200/shark
Traps	
1 - 50 traps	\$100/trap
Trawling	
Texas closure	\$2,000
Tortugas Sanctuary	\$6,000
Southwest Florida seasonal trawl closure	\$2,000
Shrimp/Stone Crab separation zone	\$2,000
HAPCs (e.g., Oculina Banks, Florida Middle Grounds, Flower Garden Banks)	
Trawling and bottom longline HAPC	\$6,000
Snapper/grouper in Oculina Banks (1 - 50 fish)	\$750
Amberjack and Mutton Snapper in Excess of That Allowed	\$100/fish
Zero Bag Limit	

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Billfish	\$500/fish
Jewfish	\$1,500/fish
Nassau grouper	\$1,500/fish
Red Drum: 1 - 5	Refer to state OR determine penalty on a case-by-case basis
Red Drum: 6+	\$50/fish
Violations Regarding the Method of Fishing/Gear	
Gear Construction/Exceed Maximum Quantity Allowed/Etc.	
Trap Construction: Subsequent violations: 1 - 50 traps (Note: FIN program for first violation)	\$100/trap
Exceed maximum quantity of traps allowed/Fail to return traps	
up through 10%	Determine penalty on a case-by-case basis
11 - 25%	\$1,000
26 - 50%	\$2,000
Net construction - mesh size: First violation	Determine penalty on a case-by-case basis
Net construction - mesh size: Subsequent violations	\$1,000

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Net construction - net size	
exceed allowed length up to 10%	Note: FIN program
exceed allowed length 11% - 25%	\$1,000 (first time only)
exceed allowed length 26% - 50%	\$2,000 (first time only)
Bycatch reduction device (BRD) - not installed, sewn shut, dysfunctional	\$750/net
Violations Regarding Permits, Reporting, Documentation	
Act Without a Permit/limited Entry Share/Endorsement (Dealers & Fishermen & Vessels)	
Wreckfish	\$5,000 (first time only)
Reef fish	\$2,000 (first time only)
Wreckfish/Reef fish - Reef fish permit expired within one year (First Violation Only)	\$1,500 and allow 30 days to provide proof that a permit has been obtained; if proof is provided, Summary Settlement will be suspended.

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Snapper-Grouper/Shark - Either no current permit or an expired permit is displayed (First Violation Only)	\$1,500 and allow 30 days to provide proof that a permit has been obtained; if proof provided, Summary Settlement will be suspended.
Coastal Migratory Pelagics/Spiny Lobster/Swordfish/Vessels of the U.S. Fishing in Columbian Treaty Waters - Either no current permit or an expired permit is displayed (First Violation Only)	\$750 and allow 30 days to provide proof that a permit has been obtained; if proof provided, Summary Settlement will be suspended
Coral and Coral Reef - No permit to collect allowable octocoral (First Violation Only)	\$750 and allow 30 days to provide proof that a permit has been obtained; if proof provided, Summary Settlement will be suspended.
Coral and Coral Reef - No permit to collect prohibited coral - for commercial coral/aquaculture businesses (First violation only)	\$1,500 and allow 30 days to provide proof that a permit has been obtained; if proof provided, Summary Settlement will be suspended and proceeds/seized product returned.

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Coral and Coral Reef - No permit to collect live rock (First violation only)	\$1,500 and allow 30 days to provide proof that a permit has been obtained; if proof provided, Summary Settlement will be suspended and proceeds/seized product returned.

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Letters of Authorization/Extension	
No letter	\$1,500 and allow 30 days to provide proof that a permit has been obtained; if proof provided that letter was issued before violation, Summary Settlement will be suspended and catch returned; if proof provided that letter was issued after violation, Summary Settlement will be downgraded to Written Warning and catch returned.
Violations Regarding Failing to Make Fish or Records Available for Inspection	
Records (Billfish)	\$175 and allow 30 days to provide the documentation; if documentation provided, suspend Summary Settlement
Violations Regarding Observers	
Violations Regarding Another's Gear, Etc.	

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Tending, etc., another's gear without prior written consent	\$1,000 and allow 30 days to show proof that owner did give or now gives permission, if proof provided, Summary Settlement will be suspended and proceeds/catch returned.