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THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH

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IN THE MATTER OF REVISIONS TO THE  
US DEPARTMENT OF AGRICULTURE  
FOREST SERVICE COLLATERAL  
FORFEITURE SCHEDULE AND 2024  
UNIFORM FINE/BAIL SCHEDULE FOR  
MATTERS ARISING IN THE DISTRICT OF  
UTAH

**GENERAL ORDER  
24-002**

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**ORDER**

Upon motion of the United States of America and for good cause appearing, Attachment A, the revised United States Department of Agriculture Forest Service Collateral Forfeiture Schedule, is hereby adopted with immediate effect. Upon further motion of the United States and for good cause appearing, the August 1, 2024 revision of the Code of Federal Regulations: Parks, Forests, and Public Property Fine/Bail Schedule, and all future revisions thereto shall be used by law enforcement agencies within the District of Utah wherein collateral forfeiture amounts are determined with reference to State Law or Regulation.

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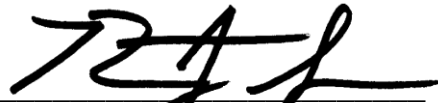
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The Attorney for the United States shall make the Court's Order known to the United States Department of Agriculture Forest Service and all other law enforcement agencies within the District of Utah, as appropriate.

**SO ORDERED** this 21<sup>st</sup> day of October, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read 'R. J. Shelby', written over a horizontal line.

ROBERT J. SHELBY  
Chief United States District Judge

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

**TITLE 36 CODE OF FEDERAL REGULATIONS: PARKS, FORESTS, AND PUBLIC PROPERTY  
(36 C. F. R. —)**

**PART 261—SUBPART A: GENERAL PROHIBITIONS**

**Interfering With or Giving False Report**

AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
	The following are prohibited:			
§ 261.3	(a) Threatening, resisting, intimidating, or interfering with any forest officer engaged in or on account of the performance of his official duties in the protection, improvement, or administration of the National Forest System is prohibited.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$300.00
	(b) Giving any false, fictitious, or fraudulent report or other information to any Forest Officer engaged in or on account of the performance of his official duties knowing that such report or other information contains false, fictitious, or fraudulent statement or entry.	\$250.00	\$250.00	\$250.00
	(c) Threatening, intimidating, or intentionally interfering with any Forest officer, volunteer, or human resource program enrollee while engaged in, or on account of, the performance of duties for the protection, improvement, or administration of the National Forest System or other duties assigned by the Forest Service.	\$300.00	\$300.00	\$300.00

**Disorderly Conduct**

AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.4	The following are prohibited when committed intentionally to cause, or recklessly to create a substantial risk of causing, public alarm, nuisance, jeopardy, or violence:			
	(a) Engaging in Fighting.	\$250.00	\$300.00	\$300.00
	(b) Addressing any offensive, derisive, or annoying communication to any other person who is lawfully present when such communication has a direct tendency to cause acts of violence by the person to whom, individually, the remark is addressed.	\$250.00	\$300.00	\$300.00

1. Mandatory Court Appearance, collateral forfeiture is not authorized.

**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.4	(c)	Make statements or other actions directed toward inciting or producing imminent lawless action and likely to incite or produce such action.	\$250.00	\$150.00	\$150.00
	(d)	Causing public inconvenience, annoyance, or alarm by making unreasonably loud noise.	\$150.00	\$150.00	

<b>Fire</b>					
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL	
		Current	Proposed	Proposed	
	The following are prohibited:				
§ 261.5	(a)	Carelessly or negligently throwing or placing any ignited substance or other substance that may cause a fire.	\$250.00	\$250.00	\$250.00
	(b)	Firing any tracer bullet or incendiary ammunition.	\$250.00	\$400.00	\$400.00
	(c)	Causing timber, trees, slash, brush or grass to burn except as authorized by permit.	\$250.00	\$250.00	\$250.00
	(d)	Leaving a fire without completely extinguishing it.	\$250.00	\$250.00	\$250.00
	(e)	Allowing a fire to escape from control.	MCA <sup>1</sup>	\$250.00	\$250.00
	(f)	Building, attending, maintaining, or using a campfire without removing all flammable material from around the campfire adequate to prevent its escape.	\$100.00	\$100.00	\$100.00
	(g)	Negligently failing to maintain control of a prescribed fire on Non-National Forest System lands that damages the National Forest.		MCA <sup>1</sup>	\$500.00
	(h)	Possessing or using an exploding target or any kind of firework or other pyrotechnic device		\$350.00	\$350.00
	(i)	Violating any State law concerning burning or fires of any State law that is for the purpose of preventing or Restricting the spread of fire.		\$500.00	\$500.00
	(j)	Operating or using any internal or external combustion engine without a spark arresting device that is properly installed, maintained and in effective working order in accordance with USDA Forest Service Standard 5100-01.		\$100.00	\$100.00

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**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>Timber and Other Forest Products</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
	The following are prohibited:			
§ 261.6	(a) Cutting or otherwise damaging any timber, tree, or other forest product, except as authorized by a special-use authorization, timber sale contract, or Federal law or regulation.	\$200.00 First tree + \$50.00 Each additional tree	\$250.00 First tree + \$50.00 Each additional tree	\$250.00
	(b) Cutting any standing tree, under permit or timber sale contract, before a Forest Officer has marked it or has otherwise designated it for cutting.	\$200.00 First tree, MCA <sup>1</sup> Each additional tree	\$250.00 First tree, MCA <sup>1</sup> Each additional tree	\$250.00
	(c) Removing any timber or other forest product cut under permit or timber sale contract, except to a place designated for scaling, or removing it from that place before it is scaled, measured, counted, or otherwise accounted for by a forest officer.	\$500.00	\$500.00	\$500.00
	(d) Stamping, marking with paint, or otherwise identifying any tree or other forest product in a manner similar to that employed by forest officers to mark or designate a tree or any other forest product for cutting or removal.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$300.00
	(e) Loading, removing or hauling timber or other forest product acquired under any permit or timber sale contract unless such product is identified as required by permit or contract.	\$200.00 First tree \$50.00 Each additional tree other forest products \$200.00	\$250.00 First tree \$50.00 Each additional tree other forest products \$200.00	\$250.00
	(f) Selling or exchanging any timber or other forest product obtained under free use pursuant to §§ 223.5 through 223.11.	\$200.00	\$250.00 First tree \$50.00 Each additional tree other forest products \$200.00	\$250.00
	(g) Violating any timber export or substitution restriction in §§ 223.160 through 223.164.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$500.00
	(h) Removing any timber, tree or other forest product, except as authorized by special use			

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

	authorization, timber sale contract, federal law or regulation.	\$200.00 Without permit \$100.00 Without validation	\$200.00 Without permit \$100.00 Without validation	\$300.00
	(i) Violating the Forest Resources Conservation and Shortage Relieve Act of 1990 (16 U.S.C. 620, <i>et seq.</i> ) or its implementing regulation at 36 C.F.R. 223.185-223.203.	MCA <sup>1</sup>	\$500.00	\$500.00

<b>Livestock</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
	The following are prohibited:			
§ 261.7	(a) Placing or allowing unauthorized livestock to enter or be in the National Forest System or other lands under Forest Service control.	\$250.00	\$300.00	\$300.00
	(b) Not removing unauthorized livestock from the National Forest System or other lands under Forest Service control when requested by a forest officer.	\$250.00	\$300.00	\$300.00
	(c) Failing to re-close any gate or other entry.	\$50.00	\$50.00	\$50.00
	(d) Molesting, injuring, removing or releasing any livestock impounded under § 262.10 while in the custody of the Forest Service or its authorized agents.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$300.00

<b>Fish and Wildlife</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
	The following are prohibited to the extent Federal or State Law is violated:			
§ 261.8	a) Hunting, trapping, fishing, catching, molesting, killing or having in possession any kind of wild animal, bird, or fish, or taking the eggs of any such bird.	MCA <sup>1</sup> for big game as defined	\$100.00 for Fishing; \$200.00	\$100.00

1. Mandatory Court Appearance, collateral forfeiture is not authorized.

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.8		by state plus bear and cougar \$100.00 for fish and small game	for Hunting small game, or bird; and MCA <sup>1</sup> Hunting large game, mountain lion, or bear.		
	(b)	Possessing a firearm or other implement designed to discharge a missile capable of destroying animal life.	\$100.00	\$150.00	\$150.00
	(c)	Possessing equipment which could be used for hunting, fishing, or trapping.	\$100.00	\$100.00	\$100.00
	(d)	Possessing a dog not on a leash or otherwise confined.	\$75.00	\$100.00	\$100.00
	(e)	Curtail the free movement of any animal or plant life into our out of a cave, except as authorized to protect a cave resource.	\$75.00	\$100.00	\$100.00

<b>Property</b>					
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL	
		Current	Proposed	Proposed	
	The following are prohibited:				
§ 261.9	(a)	Damaging any natural feature or other property of the United States.	\$250.00	\$250.00	\$250.00
	(b)	Removing any natural feature or other property of the United States.	\$250.00	\$250.00	\$250.00
	(c)	Damaging any plant that is classified as a threatened, endangered, sensitive, rare or unique species.	\$250.00	\$250.00	\$250.00
	(d)	Removing any plant that is classified as a threatened, endangered, sensitive, rare, or unique species.	\$250.00	\$250.00	\$250.00
	(e)	Entering any building, structure, or enclosed area owned or controlled by the United States when such building, structure, or enclosed area is not open to the public.	\$200.00	\$250.00	\$250.00

1. Mandatory Court Appearance, collateral forfeiture is not authorized.

**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.9	(f) Using any pesticide, except for personal use as an insect repellent, or as provided by special-use authorization for other minor uses.	\$100.00	\$200.00	\$200.00
	(g) Digging in, excavating, disturbing, injuring, destroying, or in any way damaging any prehistoric, historic, or archeological resource, structure, site, artifact or property.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$250.00
	(h) Removing any prehistoric, historic, or archeological resource, structure, site, artifact, property.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$250.00
	(i) Excavating, damaging, or removing any vertebrate fossil or removing any paleontological resource for commercial purposes without special use authorization.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$250.00
	(j) Excavating, damaging, or removing any cave resource from a cave without a special use authorization, or removing any cave resource for commercial purposes.	MCA <sup>1</sup>	\$250.00	\$250.00

<b>Occupancy and Use</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
	The following are prohibited:			
§ 261.10	(a) Constructing, placing, or maintaining any kind of road, trail, structure, fence, enclosure, communications equipment, or other improvement on National Forest System lands or facilities without special use authorization, contract, or approved operating plan.	\$200.00	\$200.00	\$200.00
	(b) Taking possession of, occupying, or otherwise using National Forest System land for residential purposes without a special use authorization, contract, or approved operating plan, unless such authorization, contract, or operating plan is waived pursuant to § 251.50(e) of this chapter.	\$200.00	\$250.00	\$250.00
	(c) Selling or offering for sale any merchandise or conducting any kind of work activity or service unless authorized by Federal law, regulation, or special-use authorization.	\$100.00 Selling; and \$200.00 Conducting business	\$150.00 Selling; and \$250.00 Conducting business	\$150.00 Selling; and \$250.00 Conducting business
	(d) Discharging a firearm or any other implement capable of taking human life, causing injury,	\$250.00	\$250.00	\$250.00

1. Mandatory Court Appearance, collateral forfeiture is not authorized.

**ATTACHMENT A**



**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.10		or damaging property as follows: (1) In or within 150 yards of a residence, building, campsite, developed recreation site or occupied area, or (2) Across or on a National Forest System road or a body of water adjacent thereto, or in any manner or place whereby any person or property is exposed to injury or damage as a result in such discharge. (3) Into or within any cave.			
	(e)	Leaving personal property unattended for longer than 72 hours, except in locations where longer periods have been designated. Small items less than 500 pounds, such as camping equipment, appliances, wilderness caches which can be removed without special equipment, such as hoists, tow truck etc. Larger items more than 500 pounds, such as construction equipment, automobiles, camper trailers, which require special equipment and/or procedure to accomplish removal.	\$150.00	\$150.00 for small items less than 500 pounds; and \$300.00 for larger items more than 500 pounds	\$150.00 for small items less than 500 pounds; and \$300.00 for larger items more than 500 pounds
	(f)	Placing a vehicle or other object in such a manner that it is an impediment or hazard to the safety or convenience of any person.	\$100.00	\$150.00	\$150.00
	(g)	Commercial distribution of printed material without a special use authorization.	\$75.00	\$100.00	\$100.00
	(h)	When commercially distributing printed material, delaying, halting, or preventing administrative use of an area by the Forest Service or other scheduled or existing uses or activities on National Forest System lands; misrepresenting the purposes or affiliations of those selling or distributing the material; or misrepresenting the availability of material without cost.	\$75.00	\$150.00	\$150.00
	(i)	Operating or using in or near a campsite, developed recreation site, or over an adjacent body of water without a permit, any device which produces noise, such as a radio, television, musical instrument, motor or engine in such a manner and at such a time so as to unreasonably disturb any person.	\$100.00	\$150.00	\$150.00
	(j)	Operating or using a public address system, whether fixed, portable or vehicle mounted, in or near a campsite or developed recreation site or over an adjacent body of water without special-use authorization.	\$100.00	\$100.00	\$100.00
	(k)	Use or occupancy of National Forest System land or facilities without special-use authorization when such authorization is required.	\$150.00	\$150.00 for Non-Commercial; and \$500.00 for Commercial	\$150.00 for Non-Commercial; and \$500.00 for Commercial

1. Mandatory Court Appearance, collateral forfeiture is not authorized.

**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.10	(l)	Violating any term or condition of a special-use authorization contract, or approved operating plan.	\$150.00	\$150.00 for Non-Commercial; and \$400.00 for Commercial	\$150.00 for Non-Commercial; and \$400.00 for Commercial
	(m)	Failing to stop a vehicle when directed to do so by a Forest Officer.	\$150.00	\$250.00	\$250.00
	(n)	Failing to pay any special use fee or other charges as required.	\$150.00	\$150.00	\$150.00
	(o)	Use or occupancy of National Forest System lands or facilities without a special use authorization, contract, approved plan of operations, or other written authorization when that written authorization is required.	MCA <sup>1</sup>	\$150.00 for Non-Commercial; and \$450.00 for Commercial	\$150.00 for Non-Commercial; and \$450.00 for Commercial
	(p)	Knowingly or intentionally possessing any controlled substance in violation of Federal law.	None	\$300.00	\$300.00
	(q)	Knowingly or intentionally possessing any drug paraphernalia in violation of State law.	None	\$200.00	\$200.00
	(r)	Possessing any alcoholic beverage in violation of State law.	None	\$150.00	\$150.00
	(s)	Providing any alcoholic beverage to a minor in violation of State law.	None	\$250.00	\$250.00

<b>Sanitation</b>					
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL	
		Current	Proposed	Proposed	
	The following are prohibited:				
§ 261.11	(a)	Depositing in any toilet, toilet vault, or plumbing fixture any substance which could damage or interfere with the operation or maintenance of the fixture.	\$100.00	\$200.00	\$200.00
	(b)	Possessing or leaving refuse, debris, or litter in an exposed or unsanitary condition.	\$150.00	\$200.00	\$200.00
	(c)	Placing in or near a stream, lake, or other water any substance which does or may pollute a stream, lake, or other water.	\$200.00	\$300.00	\$300.00
	(d)	Failing to dispose of all garbage, including any paper, can, bottle, sewage, waste water or material, or rubbish either by removal from the site or area, or by depositing it into receptacles or at places provided for such purposes.	\$200.00	\$200.00	\$200.00
	(e)	Dumping of any refuse, debris, trash or litter brought as such from private property or from	\$150.00	\$250.00	\$250.00

1. Mandatory Court Appearance, collateral forfeiture is not authorized.

**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.11	land occupied under permit, except, where a container, dump or similar facility has been provided and is identified as such, to receive trash generated from private lands or lands occupied under permit.			
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<b>National Forest System Road and Trails</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.12	(a) Violating the load, weight, height, length or width limitations prescribed by State law, except by special-use authorization or written agreement or by order issued under § 261.54 of this Chapter.	\$75.00	\$150.00	\$150.00
	(b) Failing to have a vehicle weighed at Forest Service weighing station, if required by sign.	\$75.00	\$100.00	\$100.00
	(c) Damaging and leaving in a damage condition any such road, trail, or segment thereof.	\$100.00	\$250.00	\$250.00
	(d) Blocking, restricting, or otherwise interfering with the use of a road, trail, or gate.	\$100.00	\$150.00	\$150.00
	(e) Operating a motor vehicle without a valid license as required by State law.	None	\$200.00	\$200.00
	(f) Operating a motor vehicle while under the influence of an alcoholic beverage or a controlled substance in violation of State law.	None	MCA <sup>1</sup>	\$1,000.00
	(g) Operating a motor vehicle in violation of any State law other than those described in paragraph (e) or (f) of this section. 5-9mph over posted speed limit; 10-19mph over posted speed limit; 20-29mph over posted speed limit; 30+ over posted speed limit; Driving with revoked license; Driving without insurance; Expired Registration; Fictitious/altered/revoked license or plates; Overweight; and	None None None None None None None None None None	\$250.00 \$100.00; \$200.00; \$300.00; MCA; \$350.00; \$300.00; \$300.00; MCA; \$100.00; and	\$250.00 \$100.00; \$200.00; \$300.00; \$500.00; \$350.00; \$300.00; \$300.00; \$500.00; \$100.00; and

1. Mandatory Court Appearance, collateral forfeiture is not authorized.

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.12	Over height, width or other limit.		\$100.00	\$100.00
	(h) Operating a vehicle or motor vehicle carelessly, recklessly, or in a manner or at a speed that would endanger or be likely to endanger any person or property.	None None	\$500.00; and \$250.00-Carelessly	\$500.00; and \$250.00-Carelessly
	(i) Operating a motor vehicle in violation of a posted sign or traffic control device.	None	\$150.00	\$150.00

<b>Motor Vehicle Use</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.13	<p>After National Forest System roads, National Forest System trails, and areas on National Forest System lands have been designated pursuant to 36 C.F.R. 212.51 on an administrative unit or a Ranger District of the National Forest System, and these designations have been identified on a motor vehicle use map, it is prohibited to possess or operate a motor vehicle on National Forest System lands in that administrative unit or Ranger District other than in accordance with those designations, provided that the following vehicles and uses are exempted from this prohibition:</p> <p>(a) Aircraft.            (b) Watercraft.            (c) Over-snow vehicles.            (d) Limited administrative use by the Forest Service.            (e) Use of any fire, military, emergency, or law enforcement vehicle for emergency purposes.            (f) Authorized use of any combat or combat support vehicle for national defense purposes.            (g) Law Enforcement response to law, including pursuit.            (h) Motor vehicle use that is specifically authorized under a written authorization issued under Federal law or regulations.            (i) Use of a road or trail that is authorized by a legally documented right-of-way held by a State, county, or other local public road authority.</p>	\$150.00	\$250.00	\$250.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>Use by Over-Snow Vehicles</b>				
<b>AUTHORITY</b>	<b>VIOLATION</b>	<b>COLLATERAL</b>		<b>CUSTODY RELEASE BAIL</b>
		<b>Current</b>	<b>Proposed</b>	<b>Proposed</b>
§ 261.14	It is prohibited to possess or operate an over-snow vehicle on National Forest System lands in violation of a restriction or prohibition established pursuant to 36 CFR part 212, subpart C, provided that the following uses are exempted from this section:	\$150.00	\$250.00	\$250.00
	(a) Limited administrative use by the Forest Service.			
	(b) Use of any fire, military, emergency, or law enforcement vehicle for emergency purposes.			
	(c) Authorized use of any combat or combat support vehicle for national defense purposes.			
	(d) Law enforcement response to violations of law, including pursuit.			
	(e) Use by over-snow vehicles that is specifically authorized under a written authorization issued under Federal law or regulations.			
(f) Use of a road or trail that is authorized by a legally documented right-of-way held by a State, county, or other local public road authority.				

<b>Use of Vehicles Off Road</b>				
<b>AUTHORITY</b>	<b>VIOLATION</b>	<b>COLLATERAL</b>		<b>CUSTODY RELEASE BAIL</b>
		<b>Current</b>	<b>Proposed</b>	<b>Proposed</b>
§ 261.15	It is prohibited to operate any vehicle off National Forest System, State or County roads:			
	(a) Without a valid license as required by State law.	\$75.00	\$350.00	\$350.00
	(b) Without an operable braking system	\$50.00	\$50.00	\$50.00
	(c) From one-half hour after sunset to one-half hour before sunrise unless equipped with working head and taillights.	\$50.00	\$75.00	\$75.00
	(d) In violation of any applicable noise emission standard established by any federal or state agency.	\$50.00	\$50.00	\$50.00
	(e) While under the influence of alcohol or other drug.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$1,000.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.15	(f)	Creating excessive or unusual smoke.	\$50.00	\$50.00	\$50.00
	(g)	Carelessly, recklessly, or without regard for the safety of any person, or in a manner that endangers, or is likely to endanger, any person or property.	\$250.00	\$250.00	\$250.00
	(h)	In a manner which damages or unreasonably disturbs the land, wildlife or vegetative resources.	\$200.00	\$200.00	\$200.00
	(i)	In violation of State law established for vehicles used off roads.	\$75.00	\$75.00	\$75.00

<b>Developed Recreation Sites</b>					
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL	
		Current	Proposed	Proposed	
	The following are prohibited:				
§ 261.16	(a)	Occupying any portion of the site for other than recreation purposes.	\$50.00	\$100.00	\$100.00
	(b)	Building, attending, maintaining or using a fire outside of a fire ring provided by the Forest Service for such purpose or outside of a stove, grill or fireplace.	\$100.00	\$250.00	\$250.00
	(c)	Cleaning or washing any personal property, fish, animal, or food, or bathing or washing at a hydrant or water faucet not provided for that purpose.	\$50.00	\$100.00	\$100.00
	(d)	Discharging or igniting a firecracker, rocket or other firework, or explosive.	\$150.00	\$250.00	
	(e)	Occupying between 10:00 p.m. and 6:00 a.m. a place designated for day use only.	\$100.00	\$100.00	\$100.00
	(f)	Failing to remove all camping equipment or personal property when vacating the area or site.	\$100.00	\$100.00	\$100.00
	(g)	Placing, maintaining, or using camping equipment except in a place specifically designated or provided for such equipment.	\$100.00	\$100.00	\$100.00
	(h)	Without permission, failing to have at least one person occupy a camping area during the first night after camping equipment has been set up.	\$75.00	\$75.00	\$75.00
	(i)	Leaving camping equipment unattended for more than 24 hours without permission.	\$75.00	\$75.00	\$75.00
	(j)	Bringing in or possessing an animal, other than a seeing eye dog, unless it is crated, caged or upon a leash not longer than six feet, or otherwise under physical restrictive control.	\$50.00	\$50.00	\$50.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.16	(k)	Bringing in or possessing in a swimming area an animal, other than a seeing eye dog.	\$50.00	\$50.00	\$50.00
	(l)	Bringing in or possessing a saddle, pack or draft animal except as authorized by posted instructions.	\$50.00	\$50.00	\$50.00
	(m)	Operating or parking a motor vehicle or trailer except in places developed or designated for this purpose.	\$50.00	\$50.00	\$50.00
	(n)	Operating a bicycle, motorbike or motorcycle on a trail unless designated for this use.	\$50.00	\$50.00	\$50.00
	(o)	Operating a motorbike, motorcycle, or other motor vehicle for any purpose other than entering or leaving the site.	\$50.00	\$50.00	\$50.00
	(p)	Depositing any body of waste except into receptacles provided for that purpose.	\$150.00	\$150.00	\$150.00

<b>Admission, Recreation Use and Special Recreation Permit Fees</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.17	Failure to pay any recreation is prohibited. Notwithstanding 18 U.S.C. 3571(e), the fine imposed for the first offense of nonpayment shall not exceed \$100.	\$50.00	\$100.00	Infraction

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>National Forest Wilderness</b>					
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL	
		Current	Proposed	Proposed	
§ 261.18	The following are prohibited in a National Forest Wilderness:				
	(a)	Possessing or using a motor vehicle, motorboat or motorized equipment except as authorized by Federal Law or regulation.	\$500.00	\$500.00	\$500.00
	(b)	Possessing or using a hang glider or bicycle.	\$100.00	\$250.00	\$250.00
	(c)	Landing an aircraft, or dropping or picking up of any material, supplies, or person by means of aircraft, including a helicopter.	\$300.00	\$250.00	\$250.00

<b>Boundary Waters Canoe Area Wilderness</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.19		N/A		

<b>Pacific Crest National Scenic Trail</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.20	It is prohibited to use a motorized vehicle on the Pacific Crest National Scenic Trail without a special-use authorization.	None	\$400.00	\$400.00

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**ATTACHMENT A**



**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>National Forest Primitive Areas</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
	The following are prohibited in any area classified as a National Forest Primitive Area on September 3, 1964:			
§ 261.21	(a) Landing of aircraft or using a motor boat, unless such use has become well established before September 3, 1964.	\$300.00	\$250.00	\$250.00
	(b) Possessing or using a motor or motorized equipment, except small battery powered, hand-held devices, such as cameras, shavers, flashlights, and Geiger-counters.	\$400.00	\$250.00	\$250.00

<b>Unauthorized Use of “Smoke Bear” and “Woodsy Owl” Symbols</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.22	(a) Manufacture, importation, reproduction, or use of “Smokey Bear” except as provided under §§ 271.2, 271.3 or 271.4 is prohibited.	\$100.00	\$100.00	\$100.00
	(b) Manufacture, importation, reproduction, or use of “Woodsy Owl” except as provided under §§ 272.2, 272.3 or 272.4 is prohibited.	\$100.00	\$100.00	\$100.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>Wilderness Free-Roaming Horses and Burros</b>				
<b>AUTHORITY</b>	<b>VIOLATION</b>	<b>COLLATERAL</b>		<b>CUSTODY RELEASE BAIL</b>
		<b>Current</b>	<b>Proposed</b>	<b>Proposed</b>
	The following are prohibited:			
§ 261.23	(a) Removing or attempting to remove a wild free-roaming horse or burro from the National Forest System unless authorized by law or regulation.	\$250.00	MCA <sup>1</sup>	\$500.00
	(b) Causing or allowing the inhumane treatment or harassment of a wild free-roaming horse or burro.	MCA <sup>1</sup>	\$400.00	\$400.00
	(c) Removing or attempting to remove, alter or destroy any official mark used to identify a wild horse or burro or its remains unless authorized or permitted by law or regulation.	\$200.00	\$350.00	\$350.00
	(d) Violating any terms or conditions specified in a care and maintenance agreement or permit.	\$225.00	\$250.00	\$250.00

**PART 261—SUBPART B: PROHIBITIONS IN AREAS DESIGNATED BY ORDER**

<b>Fire</b>				
<b>AUTHORITY</b>	<b>VIOLATION</b>	<b>COLLATERAL</b>		<b>CUSTODY RELEASE BAIL</b>
		<b>Current</b>	<b>Proposed</b>	<b>Proposed</b>
	When provided by an order, the following are prohibited:			
§ 261.52	(a) Building, maintaining, attending or using a fire, campfire, or stove fire.	\$200.00	\$250.00	\$250.00
	(b) Using an explosive.	MCA <sup>1</sup>	MCA <sup>1</sup>	\$250.00
	(c) Smoking.	\$150.00	\$150.00	\$150.00
	(d) Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material.	\$150.00	\$150.00	\$150.00
	(e) Going into or being upon an area.	\$150.00	\$150.00	\$150.00
	(f) Possessing, discharging, or using any kind of firework or other pyrotechnic device.	\$150.00	\$75.00	\$75.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.52	(g)	Entering an area without any firefighting tool prescribed by the order.	\$50.00	\$75.00	\$75.00
	(h)	Operating an internal combustion engine.	\$150.00	\$150.00	\$150.00
	(i)	Welding, or operating an acetylene or other torch with open flame.	\$150.00	\$150.00	\$150.00
	(j)	Operating or using any internal or external combustion engine without a spark arresting device properly installed, maintained and in effective working order meeting either: (1) Department of Agriculture, Forest Service Standard 5100-1a; or (2) Appropriate Society of Automotive Engineers (SAE) recommended practice J335(b) and J350(a).	\$100.00	\$100.00	\$100.00
	(k)	Violating any state law specified in the order concerning burning, fires or which is for the purpose of preventing or restricting the spread of fires.	\$500.00	\$500.00	\$500.00

<b>Special Closures</b>					
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE	
		Current	Proposed	BAIL Proposed	
	When provided in an order, it is prohibited to go into or be upon any area which is closed or restricted for the protection of:				
§ 261.53	(a)	Threatened, endangered, rare, unique or vanishing species of plants, animals, birds or fish.	\$150.00	\$150.00	\$150.00
	(b)	Special biological communities.	\$150.00	\$150.00	\$150.00
	(c)	Objects or areas of historical, archeological, geological, or paleontological interest.	\$150.00	\$150.00	\$150.00
	(d)	Scientific experiments or investigations.	\$150.00	\$150.00	\$150.00
	(e)	Public health or safety.	\$150.00	\$150.00	\$150.00
	(f)	Property.	\$150.00	\$150.00	\$150.00
	(g)	The privacy of tribal activities for traditional and cultural purposes. Closure to protect the privacy of tribal activities for traditional and cultural purposes must be requested by an Indian tribe; is subject to approval by the Forest Service; shall be temporary; and shall affect the smallest practicable area for the minimum period necessary for activities of the requesting Indian tribe.	None	\$150.00	\$150.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>National Forest System Roads</b>				
<b>AUTHORITY</b>	<b>VIOLATION</b>	<b>COLLATERAL</b>		<b>CUSTODY RELEASE BAIL</b>
		<b>Current</b>	<b>Proposed</b>	<b>Proposed</b>
	When provided by an order, the following are prohibited:			
§ 261.54	(a) Using any type of vehicle prohibited by the order.	\$150.00	\$150.00	\$150.00
	(b) Use by any type of traffic prohibited by the order.	\$150.00	\$150.00	\$150.00
	(c) Using a road for commercial hauling without a permit or written authorization.	\$150.00	\$150.00	\$150.00
	(d) Operating a vehicle in violation of speed, load, weight, height, length, width or other limitations specified by the order.	\$75.00	\$150.00	\$150.00
	(e) Being on the road.	\$100.00	\$150.00	\$150.00
	(f) Operating a vehicle carelessly, recklessly, or without regard for the rights or safety of other persons or in a manner or at a speed that would endanger or be likely to endanger any person or property.	\$250.00	\$250.00	\$250.00

<b>National Forest System Trails</b>				
<b>AUTHORITY</b>	<b>VIOLATION</b>	<b>COLLATERAL</b>		<b>CUSTODY RELEASE BAIL</b>
		<b>Current</b>	<b>Proposed</b>	<b>Proposed</b>
	When provided by an order issued in accordance with § 261.50 of this subpart, the following are prohibited on a National forest System trail:			
§ 261.55	(a) Being on a trail.	\$100.00	\$150.00	\$150.00
	(b) Using any type of vehicle prohibited by the order.	\$100.00	\$150.00	\$150.00
	(c) Use by any type of traffic or mode of transport prohibited by the order.	\$100.00	\$150.00	\$150.00
	(d) Operating a vehicle in violation of width, weight, height, length, or other limitations specified by the order.	\$75.00	\$150.00	\$150.00
	(e) Shortcutting a switchback in a trail.	\$35.00	\$50.00	\$50.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>Use of Vehicles Off National Forest System Roads</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
§ 261.56	When provided by an order, it is prohibited to possess or use a vehicle off National Forest System roads.	\$150.00	\$250.00	\$250.00

<b>National Forest Wilderness</b>				
AUTHORITY	VIOLATION	COLLATERAL		CUSTODY RELEASE BAIL
		Current	Proposed	Proposed
	When provided by an order, the following are prohibited:			
§ 261.57	(a) Entering or being in the area.	\$150.00	\$150.00	\$150.00
	(b) Possessing camping or pack-outfitting equipment, as specified in the order.	\$100.00	\$100.00	\$100.00
	(c) Possessing a firearm or firework.	\$150.00	\$150.00	\$150.00
	(d) Possess any non-burnable food or beverage containers, including deposit bottles, except for non-burnable containers designed and intended for repeated use.	\$50.00	\$50.00	\$50.00
	(e) Grazing.	\$150.00	\$150.00	\$150.00
	(f) Storing equipment, personal property or supplies.	\$150.00	\$250.00	\$250.00
	(g) Disposing of debris, garbage, or other waste.	\$150.00	\$150.00	\$150.00
	(h) Possessing or using a wagon, cart or other vehicle.	\$100.00	\$100.00	\$100.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

<b>Occupancy and Use</b>				
<b>AUTHORITY</b>	<b>VIOLATION</b>	<b>COLLATERAL</b>		<b>CUSTODY RELEASE BAIL</b>
		<b>Current</b>	<b>Proposed</b>	<b>Proposed</b>
	When provided by an order, the following are prohibited:			
§ 261.58	(a) Camping for a period longer than allowed by the order.	\$100.00 + \$25.00 per extra day	\$100.00 + \$25.00 per extra day	\$100.00 + \$25.00 per extra day
	(b) Entering or using a developed recreation site or portion thereof.	\$100.00	\$100.00	\$100.00
	(c) Entering or remaining in a campground during the night periods prescribed in the order except for persons who are occupying such campgrounds.	\$100.00	\$100.00	\$100.00
	(d) Occupying a developed recreation site with prohibited camping equipment prescribed by the order.	\$50.00	\$100.00	\$100.00
	(e) Camping.	\$100.00 + \$25.00 per extra day	\$100.00 + \$25.00 per extra day	\$100.00 + \$25.00 per extra day
	(f) Using a campsite or other area described in the order by more than the number of users allowed by the order.	\$50.00	\$50.00	\$50.00
	(g) Parking or leaving a vehicle in violation of posted instructions.	\$50.00	\$75.00	\$75.00
	(h) Parking or leaving a vehicle outside a parking space assigned to one's own camp unit.	\$50.00	\$50.00	\$50.00
	(i) Possessing, parking or leaving more than two vehicles, except motorcycles or bicycles, per camp unit.	\$50.00	\$50.00	\$50.00
	(j) Being publicly nude.	\$100.00	\$100.00	\$100.00
	(k) Entering or being in a body of water.	\$50.00	\$150.00	\$150.00
	(l) Being in the area after sundown or before sunrise.	\$100.00	\$100.00	\$100.00
	(m) Discharging a firearm, air rifle, or gas gun.	\$250.00	\$250.00	\$250.00
	(n) Possessing or operating a motorboat.	\$50.00	\$50.00	\$50.00
	(o) Water skiing.	\$50.00	\$50.00	\$50.00

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**ATTACHMENT A**

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH  
Collateral Forfeiture Schedule  
UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

§ 261.58	(p)	Storing or leaving a boat or raft.	\$50.00	\$50.00	\$50.00
	(q)	Operating any watercraft in excess of a posted speed limit.	\$50.00	\$50.00	\$50.00
	(r)	Launching a boat except as t designated launching ramp.	\$50.00	\$50.00	\$50.00
	(s)	Possessing, storing, or transporting any bird, fish, or other animal or parts thereof, as specified in the order.	\$100.00	\$100.00	\$100.00
	(t)	Possessing, storing or transporting any part of a tree, or other plant, as specified in the order.	\$100.00	\$100.00	\$100.00
	(u)	Being in the area between 10:00 p.m. and 6:00 a.m. except a person who is camping or who is visiting a person camping in that area.	\$100.00	\$50.00	\$50.00
	(v)	Hunting or fishing. Fishing or small game Hunting: Big Game, Cougar, Bear	MCA <sup>1</sup> Big game/bear and cougar \$100.00 Small game and fish	MCA <sup>1</sup> Big game/bear and cougar \$100.00 Small game and fish	\$100.00 Small game and fish
	(w)	Possessing or transporting any motor or mechanical device capable of propelling a watercraft through the water by any means.	\$50.00	\$150.00	\$150.00
	(x)	Using any wheel, roller or other mechanical device for the overland transportation of any watercraft.	\$50.00	\$50.00	\$50.00
	(y)	Landing of aircraft, or dropping or picking up any material, supplies or person by means of an aircraft, including a helicopter.	\$200.00	\$200.00	\$200.00
	(z)	Entering or being on lands or waters within the boundaries of a component of the National Wild and Scenic Rivers System.	\$100.00	\$100.00	\$100.00
	(aa)	Riding, hitching, tethering or hobbling a horse or other saddle or pack animal in violation of posted instructions.	\$50.00	\$50.00	\$50.00
	(bb)	Possessing a beverage which is defined as an alcoholic beverage by State law.	\$150.00	\$150.00	\$150.00
	(cc)	Possessing or storing any food or refuse, as specified in the order.	\$75.00	\$75.00	\$75.00
	(dd)	Reserved.	N/A	N/A	N/A
(ee)	Depositing anybody waste in caves except into receptacles provided for that purpose.	\$150.00	\$150.00	\$150.00	

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**ATTACHMENT A**