

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS

JUL 4 2005

Michael N. Milby, Clerk
By Deputy Clerk M. Gessert

IN RE:

FORFEITURE OF COLLATERAL

SCHEDULES

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GENERAL ORDER NO. 2005-10

ORDER

On motion of the United States Attorney's Office and after full discussion, the Court adopts the attached Schedule Providing for Forfeiture of Collateral in Lieu of Appearance, as provided in Rule 58(d)(1), Federal Rules of Criminal Procedure. This Order applies to the following revised schedule:

Exhibit G-Padre Island National Seashore Law Enforcement Reference

Any schedules not specifically amended and revised by this Order shall remain in full force and effect.

Ordered this the 4 day of July, 2005.


HAYDEN HEAD
CHIEF JUDGE

EXHIBIT G

FORFEITURE OF COLLATERAL SCHEDULE
UNITED STATES PARK SERVICE
PADRE ISLAND NATIONAL SEASHORE
REVISED MAY 25, 2005

PADRE ISLAND NATIONAL SEASHORE

TITLE 36 - CODE OF FEDERAL REGULATIONS BOND SCHEDULE

<i>PART 1 GENERAL PROVISIONS</i>		<i>Current</i>	<i>Proposed</i>	<i>State</i>
CLOSURES & PULBLIC USE	1.5 (a)	\$50.00	\$50.00	N/A
PERMIT VIOLATIONS	1.6	\$100.00	\$100.00	N/A

PART 2 PRESERVATION OF NATURAL, CULTURAL AND ARCH RESOURCES

PRESERVATION OF NATURAL RESOURCES	2.1			
(a)(1) Possess/destroy/injure/remove/dig/disturb		\$200.00	\$250.00	N/A
(a)(1)(i) Other live/dead fish, wildlife except as prescribed under 2.2(a)(1) and 2.3(a)		\$200.00	\$250.00	N/A
(a)(1)(ii) Plants/parts thereof		\$200.00	\$250.00	N/A
(a)(1)(ii) Plants/parts thereof (Comm. sale/use)		\$200.00	\$250.00	N/A
(a)(1)(iii) Fossilized/non-fossilized specimens		\$200.00	\$250.00	N/A
(a)(1)(iv) Mineral resources/ cave formations		\$200.00	\$200.00	N/A
(a)(2) Introducing wildlife/fish/ plants		\$200.00	\$250.00	N/A
(a)(3) Tossing/ throwing/ rolling/objects		\$100.00	\$100.00	N/A
(a)(4) Using/ possessing gathered wood		\$100.00	\$100.00	N/A
(a)(5) Walking on/ climbing/ entering Archaeological/ cultural structures		\$100.00	\$200.00	N/A
(a)(6) Possess/destroy/injure/disturb archeo resources		\$100.00	\$250.00	N/A
(a)(7) Metal/ mineral detectors		\$100.00	\$100.00	N/A
(b) Leaving designated trail		\$25.00	\$50.00	N/A
(c)(3)(i) Gathering/possess natural products-size and quantity		\$50.00	\$100.00	N/A
(c)(3)(ii) Location of Gathering limited		\$50.00	\$100.00	N/A
(c)(3)(iii) Unauthorized removal		\$200.00	\$200.00	N/A
(c)(3)(iv) Gather outside designated area		\$50.00	\$50.00	N/A
(c)(3)(v) Sale/commercial use		MCA	MCA	N/A

WILDLIFE PROTECTION	2.2			
(a)(1) Poaching/taking		\$250.00	MCA	
(a)(2) Feeding/touching/ teasing/disturbing		\$100.00	\$100.00	
(a)(3) Possessing unlawfully taken		\$200.00	MCA	
(b)(4) Hunting not according to State law		\$500.00	\$500.00	
(d) Transporting unconcealed game		\$50.00	\$100.00	
(e) Spotlighting		\$50.00	\$100.00	

FISHING	2.3			
(a) Not in accordance with state law		\$100.00	\$100.00	
(d)(1) Other than hook and line fresh water		\$50.00	\$50.00	
(d)(2) Unauthorized bait		\$50.00	\$50.00	
(d)(3) Chumming		\$50.00	\$50.00	

(d)(4)	Commercial	MCA	MCA
(d)(5)	Drugs/poison/explosives/electricity	\$100.00	\$100.00
(d)(6)	Digging for bait	\$25.00	\$25.00
(d)(7)	Failure to return unauthorized fish	\$50.00	\$50.00
(d)(8)	Fishing within 200 feet of bridge or within limits of designated swimming surfing area or public dock	\$25.00	\$25.00
(e)	Fishing with spear, net, or weapon not in accordance with State laws	\$50.00	\$50.00
(f)	Failure to allow ranger to check license/catch/equip	\$50.00	\$100.00
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WEAPON		2.4	
(a)(1)(i)	*Possession weapon, trap, or net	\$100.00	\$100.00
(a)(1)(ii)	*Carrying weapon, trap, or net	\$100.00	\$100.00
(a)(1)(iii)	*Using weapon, trap, or net	MCA	MCA
(a)(2)(ii)	Discharging of firearm, except where permitted	\$200.00	\$250.00
(b)	Loaded Weapon	\$100.00	\$250.00
(c)	Endangering person/property	\$200.00	\$250.00
(d)	Violation of permit	\$100.00	\$100.00
(f)	Violation of applicable state laws	\$100.00	\$100.00
* Except as provided for in 2.4(a)(2) and (3) and (b)			
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RESEARCH SPECIMENS		2.5	
(a)	Taking plants, fish, wildlife, rocks without a permit	\$200.00	\$250.00
(b)	Violation of the terms and conditions of permit	\$200.00	\$250.00
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CAMPING & FOOD STORAGE		2.10	
(b)(1)	Digging or leveling campground	\$50.00	\$50.00
(b)(2)	Leaving camping equipment	\$100.00	\$100.00
(b)(3)	Camp within 25 feet of water hydrant	\$50.00	\$50.00
(b)(4)	Quiet hours	\$50.00	\$50.00
(b)(5)	Permanent camp	\$50.00	\$50.00
(b)(6)	Displaying wildlife carcass	\$50.00	\$50.00
(b)(7)	Connecting to utility system	\$50.00	\$50.00
(b)(8)	Failure to obtain camping permit	\$50.00	\$50.00
(b)(9)	Violating camping conditions	\$50.00	\$50.00
(b)(10)	Camping outside designated area	\$50.00	\$50.00
(c)	Violation of permit	\$50.00	\$50.00
(d)	failure to properly store food	\$50.00	\$50.00
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PICNICKING		2.11	
	Picnicking in closed areas or in violation of established conditions	\$25.00	\$25.00
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AUDIO DISTURBANCES		2.12	
(a)(1)(i)	Operation of motorized equipment, or audio device in a manner exceeding a noise level of 60 decibels	\$50.00	\$50.00
(a)(1)(ii)	Operation of motorized equipment, or audio device in a manner exceeding reasonable noise	\$50.00	\$50.00
(a)(2)	Operating a power saw in a developed area	\$50.00	\$50.00
(a)(3)	Operating a motor or engine in undeveloped area	\$50.00	\$50.00
(a)(4)	Operating public address system without permit	\$100.00	\$100.00
(b)	Violation of terms and condition of a permit	\$50.00	\$50.00
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FIRES		2.13	
(a)(1)	Fire in undesignated area	\$100.00	\$100.00
(a)(2)	Stoves and lanterns	\$75.00	\$75.00
(a)(3)	Unsafe use of fire	\$75.00	\$100.00
(a)(4)	Leaving fire unattended	\$200.00	\$200.00
(a)(5)	Discarding burning material	\$200.00	\$200.00
(b)	Failure to extinguish	\$100.00	\$100.00
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SANITATION & REFUSE		2.14	

(a)(1)	Failure to use receptacles		\$50.00	\$100.00
(a)(2)	Using government receptacles		\$50.00	\$50.00
(a)(3)	Placing refuse in toilet facility		\$100.00	\$100.00
(a)(4)	Draining refuse from trailer/vehicle		\$100.00	\$100.00
(a)(5)	Bathing/washing in a non-designated area		\$75.00	\$75.00
(a)(6)	Polluting a water source		\$250.00	\$250.00
(a)(7)	Improper disposal of fish remains		\$50.00	\$50.00
(a)(8)	Disposal in developed area		\$100.00	\$100.00
(a)(9)	Disposal in undeveloped area		\$100.00	\$100.00
(b)	Disposal of human waste		\$50.00	\$75.00
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PETS		2.15		
(a)(1)	Pets in closed area		\$50.00	\$50.00
(a)(2)	Failure to restrain pet		\$50.00	\$50.00
(a)(3)	Leaving pet unattended		\$50.00	\$75.00
(a)(4)	Unreasonable noise		\$50.00	\$50.00
(a)(5)	Pet excrement		\$50.00	\$50.00
(b)	Using dogs for hunting		\$100.00	\$100.00
(e)	Violations by residents		\$25.00	\$25.00
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HORSES & PACK ANIMALS		2.16		
(a)	Use of non-pack animals		\$25.00	\$25.00
(b)	Outside of designated trails		\$50.00	\$50.00
(c)	Use of park roadway		\$25.00	\$50.00
(d)	Free-trailing		\$100.00	\$100.00
(e)	Speed when passing		\$50.00	\$50.00
(f)	Obstructing a trail		\$50.00	\$50.00
(g)	Violation of Superintendent's conditions		\$25.00	\$50.00
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AIRCRAFT & AIR DELIVERY		2.17		
(a)(1)	Operating aircraft in undesignated area		\$100.00	\$100.00
(a)(2)	Operating within 500 feet of beaches		\$100.00	\$100.00
(a)(3)	Airborne delivery or retrieval of person or object		\$250.00	\$250.00
(c)(2)	Removal of downed aircraft		MCA	MCA
(d)	Use of aircraft not in accordance with FAA		\$100.00	\$100.00
(e)	Use of Hovercraft		\$100.00	\$100.00
(f)	Violations of terms and conditions of a permit		\$100.00	\$100.00
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SNOWMOBILES		2.18		
(b)	State law shall govern equipment standards and operation		\$25.00	\$25.00
(c)	Use of snowmobiles in unauthorized areas		\$25.00	\$25.00
(d)(1)	Operating a snowmobile that makes excessive noise		\$50.00	\$50.00
(d)(2)	Operating without a headlight and taillight		\$50.00	\$50.00
(d)(3)	Operating a snowmobile without brakes		\$50.00	\$50.00
(d)(4)	Racing or operating in excess of 45 mph		\$50.00	\$50.00
(e)(1)	Operation under 16 yr old out of sight of a 21 yr old		\$50.00	\$50.00
(e)(2)	Operation under 12 yr old unaccompanied by person 21		\$50.00	\$50.00
(e)(3)	Supervising more than one person under 16 yr old		\$50.00	\$50.00
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WINTER ACTIVITIES		2.19		
(a)	Skiing or sledding on road or posted area		\$25.00	\$25.00
(b)	Towing skiers or sled in unauthorized area		\$25.00	\$25.00
(c)	Failure to abide by designation or restriction		\$25.00	\$25.00
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SKATING & SKATEBOARDS		2.20		
	Using outside designated areas		\$25.00	\$25.00
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SMOKING		2.21		
(a)	Smoking in undesignated areas		\$50.00	\$50.00
(b)	Smoking prohibited in caves		\$50.00	\$50.00
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PROPERTY, ABANDONED, UNATTENDED		2.22		

(a)(1)	Abandoned property		\$100.00	\$100.00
(a)(2)	Unattended for 24 hours		\$25.00	\$50.00
(a)(3)	Failure to turn in found property		\$50.00	\$75.00
RECREATION FEES		2.23		
(b)	Failure to pay appropriate fee(s)		\$25.00	\$50.00
MISAPPROPRIATION OF PROPERTY		2.30		
(a)(1)	Unlawful possession		MCA	MCA
(a)(2)	Obtaining without making payment		\$100.00	100.00
(a)(3)	Deception, bad checks		MCA	MCA
(a)(4)	Shoplifting		\$100.00	100.00
(a)(5)	Possession of stolen property		MCA	MCA
TRESPASSING		2.31		
(a)(1)	Trespassing (property)		\$100.00	\$100.00
(a)(2)	Tampering (property)		\$100.00	\$100.00
(a)(3)	Vandalism		\$200.00	\$200.00
	Archeological Resources		MCA	MCA
	Historic Structures		MCA	MCA
	Museum Property		MCA	MCA
	Other Cultural		MCA	MCA
	Natural Features		MCA	MCA
	Non-Historic Structures		MCA	MCA
	Other Govt. Property		MCA	MCA
	Private Property		MCA	MCA
INTERFERING WITH AGENCY FUNCTIONS		2.32		
(a)(1)	Resisting, threatening, intimidation		MCA	MCA
(a)(1)	Intentional interference		\$50.00	\$100.00
(a)(2)	Fail to obey a lawful order		\$100.00	\$100.00
(a)(3)	False information		\$100.00	\$100.00
(a)(4)	False report		MCA	MCA
REPORT OF INJURY OR DAMAGE		2.33		
(b)	Fail to report accident with damage more than \$300.00 or resulting in personal injury		250.00	\$250.00
DISORDERLY CONDUCT		2.34		
(a)(1)	Fighting/threatening/ violent behavior		\$100.00	\$100.00
(a)(2)	Obscene/ offensive act/ language/utterance/ gesture		\$100.00	\$100.00
(a)(3)	Unreasonable noise		\$50.00	\$50.00
(a)(4)	Creates hazardous conditions		\$100.00	\$150.00
ALCOHOLIC BEVERAGES		2.35		
(a)(2)(i)	Minor-Sale To		\$200.00	\$250.00
(a)(2)(ii)	Minor in Possession		\$50.00	\$100.00
(a)(3)(i)	Alcohol in closed area		\$50.00	\$50.00
(c)	Drunkenness intoxication in Park		\$100.00	\$100.00
CONTROLLED SUBSTANCE		2.35		
(b)(1)	Delivery of controlled substance		\$250.00	MCA
(b)(2)	Possession of controlled substance		\$100.00	\$200.00
	Possession of Paraphernalia (Texas Penal Code §481.125)		\$100.00	\$100.00
GAMBLING		2.36		
(a)	Gambling is prohibited		\$50.00	\$50.00
NONCOMMERCIAL SOLICITING (Panhandling)		2.37		
			\$25.00	\$75.00

EXPLOSIVES		2.38		
(a)	Unauthorized use or possession of explosives		\$500.00	MCA
(b)	Unauthorized use or possession of fireworks		\$75.00	\$100.00
(c)	Violation of terms and condition of permit		\$300.00	\$300.00
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SPECIAL EVENT		2.50		
(a)	Violation of terms and condition of permit		\$250.00	\$250.00
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PUBLIC ASSEMBLIES, MEETINGS		2.51		
(a)	Public meeting, gathering, demonstration parades, or other public expressions without permit		\$100.00	\$100.00
(b)	Obstruction, impeding or harassing public		\$100.00	\$500.00
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SALE OR DISTRIBUTION OF PRINTED MATTER		2.52		
(a)	Sale or distribution of printed matter		\$50.00	\$50.00
(h)	Obstructing, impeding or harassing public		\$50.00	\$50.00
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LIVESTOCK USE & AGRICULTURE		2.60		
(a)	Unauthorized herding, pasturing or grazing		\$50.00	\$50.00
(b)	violation of terms and conditions of permit		\$100.00	\$100.00
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RESIDING ON FEDERAL LANDS		2.61		
(a)	Unauthorized residence on Federal lands		\$100.00	\$500.00
(b)	violation of terms and conditions of permit		\$100.00	\$100.00
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MEMORIALIZATION		2.62		
(a)	Memorialization is prohibited		\$50.00	\$50.00
(b)	Scattering of human remains without permit		\$50.00	\$50.00
(c)	Violation of area designations and conditions		\$50.00	\$50.00
(d)	Violation of terms and conditions of permit		\$50.00	\$50.00

PART 3 BOATING/WATER USE

BOATING		3.1		
(a)	Assimilation of Coast Guard and State regs.		\$50.00	\$50.00
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<i>TEXAS PARKS AND WILDLIFE</i>				
31.021	Required Numbers		\$50.00	\$50.00
31.064	Lights Required		\$50.00	\$50.00
31.065	Whistle/Bell		\$50.00	\$50.00
31.066(c)	Life Preserver required for Children		\$50.00	\$50.00
31.067	Fire Extinguisher		\$50.00	\$50.00
31.068	Flame Arrestor		\$50.00	\$50.00
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<i>U.S. COAST GUARD</i>				
33 CFR 175.140	Giving False Distress Signal		\$50.00	\$75.00
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NPS DISTINCTIVE IDENTIFICATION		3.2		
(b)	Use of NPS identifying insignia		\$100.00	\$100.00
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PERMITS		3.3		
	Use of vessel inside park without permit		\$100.00	\$100.00
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FAILURE TO REPORT AN ACCIDENT		3.4		
(b)	Failure to report boating accident		\$50.00	\$100.00
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VESSEL INSPECTION VIOLATION		3.5		
(a)	Failure to allow authorized person to inspect vessel		\$75.00	\$500.00
(b)	Failure to take immediate steps to correct		\$75.00	\$75.00
(b)(1)	Failure to correct hazardous condition immediately		\$75.00	\$75.00

(b)(2)	Failure to proceed to a mooring, dock, or anchorage		\$75.00	\$75.00
(b)(3)	Failure to suspend use of boat until hazard is corrected		\$75.00	\$75.00
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PROHIBITED OPERATION		3.6		
(a)	Operating a boat in a reckless or negligent manner		\$50.00	\$100.00
(b)	Operating under the influence of alcohol or drugs		\$200.00	MCA
(c)	Failure to observe posted regulations		\$50.00	\$50.00
(d)(1)	In excess of 5 mph, creating a wake in designated area		\$50.00	\$75.00
(d)(2)	within 100 feet of diver's marker or swimmer		\$50.00	\$75.00
(e)	Operating within 500 feet of swimming beach		\$200.00	\$200.00
(f)	Allowing or riding on gunwales or over bow		\$100.00	\$100.00
(g)	Attaching to or interfering with navigation buoy		\$50.00	\$50.00
(h)	Launching with trailer at undesignated area		\$100.00	\$100.00
(i)	Launching motorboat on water, backcountry		\$50.00	\$75.00
(j)	Operating motorboat on water, backcountry		\$50.00	\$75.00
(k)	Launching or operating airboat		\$50.00	\$75.00
(l)	Operation of vessel in excess of size limits		\$50.00	\$75.00
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NOISE ABATEMENT		3.7		
	Operating upon inland waters so as to exceed Noise level of 82 decibels.		\$50.00	\$50.00
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WATER SKIING		3.20		
(a)	Towing in undesignated area		\$50.00	\$50.00
(b)(1)	Towing between sunset and sunrise		\$100.00	\$100.00
(b)(2)	Towing without a lookout on board		\$100.00	\$100.00
(b)(3)	Towing without approved floatation device		\$50.00	\$50.00
(b)(4)	Towing within 500 feet of harbor or swim beach		\$100.00	\$100.00
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SWIMMING/ BATHING		3.21		
(a)(1)	Swimming or bathing in closed area		\$50.00	\$50.00
(a)(2)	Swimming or bathing in restricted area		\$25.00	\$50.00
(a)(3)	Swimming from vessel that is underway		\$50.00	\$50.00
(b)	Violation of conditions of swimming beach		\$50.00	\$50.00
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SURFING		3.22		
	In a swimming area		\$50.00	\$50.00
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SCUBA/ SNORKELING		3.23		
(a)	Scuba diving or snorkeling on swimming dock/mooring		\$50.00	\$50.00
(b)	In waters open to motorboats without diver's flag		\$50.00	\$50.00

PART 4 VEHICLES AND TRAFFIC SAFETY

APPLICABLE STATE LAWS IN TEXAS

4.2

[TEXAS TRANSPORTATION CODE]

OPERATION AND MOVEMENT

545.057	IMPROPER PASSING RIGHT		\$40.00	\$50.00
545.053	IMPROPER PASSING LEFT		\$40.00	\$50.00
545.062	FOLLOWING TOO CLOSE (3 sec rule)		\$40.00	\$50.00
545.421	FLEEING TO ELUDE POLICE		MCA	MCA
545.104	FAILURE TO USE TURN SIGNAL		\$40.00	\$50.00
547.613	WINDOW TINT		\$25.00	\$50.00
547.604	MUFFLER LAW		\$25.00	\$50.00
547.322	LICENSE PLATE LIGHT REQUIRED		\$25.00	\$50.00
547.321	HEADLIGHT VIOLATION		\$25.00	\$50.00
547.323	BREAK LIGHT/REAR DRIVING LIGHT		\$25.00	\$50.00
601.081	NO INSURANCE	1 ST \$75.00 2 ND	\$200.00	1 ST \$100 2 ND \$200
681.006	PARKING IN HANDICAP		\$50.00	\$100.00

DRIVER LICENSES

522.051	EXPIRED DRIVERS LICENSE	\$35.00	\$50.00
521.029	TX LICENSE-30 DAY RESIDENCY	\$25.00	\$75.00
521.054	ADDRESS CHANGE WITHIN 30 DAYS	\$25.00	\$50.00
521.025	MUST HAVE DRIVERS LICENSE ON HAND	\$35.00	\$50.00
521.457	DRIVING WHILE SUSPENDED	\$50.00	\$250.00
521.457	DRIVING WHILE REVOKED	\$50.00	\$250.00
521.021	DRIVING WITHOUT A LICENSE	\$35.00	\$100.00
521.458	ALLOWING UNAUTHORIZED PERSON TO DRIVE	MCA	MCA

REGISTRATIONS

502.402	UNREGISTERED VEHICLE	\$40.00	\$75.00
502.407	EXPIRED TAGS	\$30.00	\$75.00
502.403	IMPROPER DISPLAY OF TAG	\$40.00	\$75.00
502.408	ALTERED TAG	\$40.00	MCA
502.409	TAG NOT FULLY LEGIBLE	\$40.00	\$50.00

MOTORCYCLES

547.801	HEADLIGHT ON	\$40.00	\$50.00
661.003	HELMET REQUIRED	\$40.00	\$50.00

REPORT AN ACCIDENT WITHIN 24 HOURS		4.4		
(a)	Failure to report accident within 24 hours		\$100.00	\$150.00
(b)	Failure to notify Ranger prior to moving vehicle		\$75.00	\$100.00

TRAVEL OFF PARK ROADS (ATV, MC, VEH)		4.10		
(a)	Driving outside designated areas		\$100.00	\$200.00
(c)(1)	Operating vehicle without pneumatic tires			\$200.00
(c)(2)	Operating vehicle in manner which causes Unreasonable damage to road, trail, etc...			\$200.00
(c)(3)	Operating vehicle on authorized roads and routes without headlights and tail lights required by state law from ½ hour after sunset until ½ hour before sunrise			\$200.00

LOADS, WEIGHT, SIZE LIMITS		4.11		
(b)(1)	Exceed load, weight, or size		\$100.00	\$100.00
(b)(2)	Failure to obtain permit		\$100.00	\$100.00
(b)(3)	Violation of conditions of permit		\$100.00	\$100.00
(b)(4)	Side mirrors no more than 10"		\$100.00	\$100.00

TRAFFIC CONTROL DEVICE		4.12		
	Failure to obey		\$50.00	\$100.00

OBSTRUCTION TRAFFIC		4.13		
(a)	Stopping or parking on park road		\$50.00	\$75.00
(b)	Interfering with normal traffic flow		\$50.00	\$75.00

OPEN CONTAINER IN A MOTOR VEHICLE		4.14		
(a)	Open container of alcohol		\$50.00	\$100.00
(b)	Improper storage of alcohol (driver)		\$50.00	\$100.00

SAFETY BELTS		4.15	\$50.00	\$50.00
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RIGHT OF WAY		4.20	\$50.00	\$75.00
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SPEED LIMIT VIOLATIONS		4.21		
(a)(1)	Speed in excess in 15 mph zone			
(a)(2)	Speed in excess in 25 mph zone			

(a)(3)	Speed in excess in 45 mph zone			
		1-10 mph over	\$35.00	\$35.00
		11-15 mph over	\$45.00	\$75.00
		16-20 mph over	\$55.00	\$100.00
		21-25 mph over	\$65.00	\$125.00
		26-30 mph over	\$75.00	\$150.00
		31-35 mph over	\$90.00	\$175.00
		36-40 mph over	\$105.00	\$200.00

UNSAFE OPERATIONS		4.22		
(b)(1)	Without due care		\$50.00	\$100.00
(b)(2)	Excessive acceleration		\$50.00	\$100.00
(b)(3)	Failure to maintain control		\$50.00	\$100.00
(b)(4)(i)	Riding in towed vehicle		\$50.00	\$75.00
(b)(4)(ii)	Riding on exterior of vehicle		\$50.00	\$100.00

DRIVING UNDER THE INFLUENCE		4.23		
(a)(1)	DUI-Incapable of safe operation		CA	MCA
(a)(2)	DUI-BAC>.08%		MCA	MCA
(c)(2)	Refusal to submit to test		MCA	MCA

BICYCLES VIOLATION		4.30		
(a)	Off designated routes		\$25.00	\$25.00
(d)(2)	Lights required		\$25.00	\$25.00
(d)(3)	Riding abreast/single file		\$25.00	\$25.00
(d)(4)	Alcoholic beverages		\$25.00	\$25.00

HITCHHIKING		4.31	\$25.00	\$50.00
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PART 5 REGULATION OF COMMERCIAL AND PRIVATE OPERATIONS

ADVERTISEMENTS-COM + PRIVATE		5.1		
(a)	Advertising without a permit		\$50.00	\$100.00

ALCOHOLIC BEV, SALE BY BUSINESS		5.2		
(a)	Unlawful sale of alcohol		\$100.00	\$100.00
(b)	Sale of alcohol on private lands		\$100.00	\$100.00

BUSINESS OPERATION VIOLATION PERMIT		5.3	\$100.00	\$100.00
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COMMERCIAL PASSENGER-CARRYING		5.4		
(a)	Commercial transportation of passengers w/o permit		\$50.00	\$50.00
(b)	Oversized passenger carrying vehicles		\$50.00	\$50.00

COMMERCIAL PHOTOGRAPHY		5.5		
(a)	Commercial TV or motion pictures w/o permit		\$200.00	\$200.00
(b)	Commercial still photography w/o permit		\$200.00	\$200.00

COMMERCIAL VEHICLES		5.6		
(b)	PICKUPS TRUCKS, STATION WAGONS, VANS, CARS		\$100.00	\$100.00

CONSTRUCTION OF BUILDINGS OR FACILITIES		5.7	MCA	MCA
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DISCRIMINATION IN EMPLOYMENT		5.8		
(a)	Unlawful Discrimination		MCA	MCA
(b)	Failure to post required notice		\$25.00	\$50.00

DISCRIMINATION IN FURNISHING PUB TRANSPORT		5.9		
(a)	Unlawful Discrimination		MCA	MCA
(b)	Failure to post required notice		\$25.00	\$50.00

NUISANCES	5.13	\$50.00	\$100.00
PROSPECTING MINING AND MIN LEASE	5.14	MCA	MCA

PAIS SUPERINTENDENT COMPENDIUM SPECIAL REGULATIONS 7.75

PART 1 – GENERAL PROVISIONS

Section 1.5 - Closures and Public Use Limits \$50.00 \$100.00

(a)(1)

(i) Rigid hull motorized vessels are prohibited from launching into the Gulf of Mexico from all beaches within Padre Island National Seashore.

(ii) Airboats are prohibited in all waters under the administration of Padre Island National Seashore except for official use or activities authorized by a permit issued by the Superintendent.

(iii) ATVs, dune buggies, sand rails, golf carts, and other unlicensed, non-highway vehicles are prohibited from being operated within the park.

(iv) Personal Watercraft use within park waters is prohibited. This restriction does not apply to personal watercraft that are trailered or stored in such manner as to prevent their use while in the park.

(v) Kite boarding, hang gliding, parasailing, and car sailing are prohibited within the park.

(vi) The Malaquite Visitor Center Pavilion is closed to barbecuing, skate boarding, rollerblading, bicycling, scooters, pets, wedding ceremonies, and other special use events.

(vii) Fishing is prohibited in Gulf waters east of the Malaquite Visitor Center Pavilion between the southern most and northern most picnic shelters.

(viii) Obstructing or interfering with the normal flow of vehicle traffic on North or South Beach by means of rope, tape, ditch, sand berm, equipment, vehicle, or other object is prohibited, except in the event of an accident or other emergency.

(ix) Malaquite housing area, maintenance facility areas, outbuildings, and the following service roads are closed to public use:

- Pan Am Road
- Six Pigs Road
- Ranger Road
- Sewer Lagoon Road
- Mile and Half Road
- View Tower Road

(x) The interior of all government and concession buildings except for designated public lobbies or public business areas are closed to the public. This closure does not apply to persons in non-public areas who have been granted specific permission by the National Park Service or another authorized federal agency, the licensed concessionaire, or their representatives, or those who are under escort by employees acting within the scope of their employment.

Areas Closed To General Public Use, Presence, and Access Except During Specified Times of Year:

(xi) Sailline fishing is prohibited at Bird Island Basin on weekends from sunrise on Saturdays to sundown on Sundays from Easter through Labor Day and on Presidents Day, Memorial Day, July 4th, and Labor Day.

(xii) North Bird Island, South Bird Island, and all Intracoastal Waterway Dredge Spoil Islands within the park are closed to public entry and use from February 1 to August 31 in order to protect sensitive rookery nesting sites.

Section 1.6 – Permits

\$100.00

A valid permit issued by the Superintendent is required for the following activities, subject to limitations imposed by National Park Service Director's Order 53 on Special Park Uses.

(a) Activities authorized by permit:

- (1) Public Use Activities: fishing tournaments, athletic events, parades, demonstrations, and other special events (§1.5).
- (2) Collecting research specimens (§ 2.5).
- (3) Camping at North Beach, South Beach, Bird Island Basin, and Malaquite Beach Campground (§2.10).
- (4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to 36 CFR 2.50/2.51 (§ 2.12).
- (5) Delivery or retrieval of a person or object by parachute, helicopter, or other airborne means (§2.17).
- (6) Non-commercial soliciting (§ 2.37).
- (7) Conducting a pageant, regatta, public spectator attraction, ceremony, wedding, organized event, and similar activities (§ 2.50).
- (8) Public assemblies, meetings, gatherings, demonstrations, parades, and other public expressions of views (§2.51).
- (9) Sale or distribution of printed matter that is not solely commercial advertising (§2.52).
- (10) Memorialization - Scattering ashes from human cremation (§2.62).
- (11) Advertisements - Display, posting, or distribution (§5.1).
- (12) Engaging in or soliciting any business - requires a permit, contract, or other written agreement with the United States, or must be pursuant to special regulations (§ 5.3).
- (13) Commercial filming of motion pictures or television involving the use of professional casts, settings, or crews, other than bona fide newsreel or news television. (§ 5.5(a)).
- (14) Still photography of vehicles, or other articles of commerce or models for the purpose of commercial advertising (§ 5.5(b)).

PART 2 – RESOURCE PROTECTION, PUBLIC USE, AND RECREATION

Section 2.1 – Preservation of Resources

\$50.00

(a)(3) Archeological resources found within the boundaries of the park shall be handled as property belonging to the U.S. Government under 18 USC 641, 16 USC 433, or 16 USC 470e3.

(a)(4) Driftwood may be collected and used as firewood for beach or campfires.

(c)(1) Collection of a reasonable amount (one five gallon sized bucket) of unoccupied seashells and other natural or made-made objects is permitted for personal use. Commercial collecting of seashells is prohibited to ensure that seashells are available for recreational collecting and to prevent the ecosystem from being adversely affected. The collection of unoccupied seashells does not significantly effect wildlife, plant life, or other natural resources.

Section 2.2 – Wildlife Protection

(a)(1) Hunting for waterfowl within Padre Island National Seashore is authorized on Laguna Madre waters pursuant to applicable seasons, times, and other regulations established by the State of Texas and federal agencies. Waterfowl hunters must hunt only from a floating vessel.

(d)(1) Waterfowl lawfully taken on park waters or neighboring jurisdictions may be transported by boat to the public boat

launch ramp at Bird Island Basin, and then transported through the park on Bird Island Basin Road and Park Road 22. All other roads and waterways within the National Seashore are closed to transportation of lawfully taken wildlife.

(e) The park is closed to the use of artificial light for the viewing of wildlife.

Section 2.3 – Fishing

\$50.00

(a) Shellfishing is permitted in accordance with the provisions of Federal and Texas State laws.

(d)(4) Commercially caught fish that are legally caught in State waters but illegal to possess in Padre Island National Seashore may be transported through park waters only in the Bird Island Basin Channel and in the Yarborough Boat Channel. Commercially licensed fisherman or vessels outside the Bird Island Basin Channel or Yarborough Boat Channel in possession of fish stocks exceeding personal limits is considered prima facie evidence as to have been caught in park waters.

(e) A cast net (not exceeding 14 feet in diameter) or dip net (not exceeding 3 feet in diameter) may be used to take non-game fish for bait purposes only. Finger-sized mullet, anchovies, pinfish (piggy perch), small croakers, gulf menhaden, and other baitfish are permitted for use as bait.

(d)(7) Conservation of Fish Resources and Beach Sanitation: Notwithstanding any General Regulation of the State of Texas or the National Park Service to the contrary, fisherman landing fish in the Seashore by any method and not using such fish because of size, edible quality, or other reason, shall immediately release and return such fish alive in the waters from which it was taken.

Section 2.4 – Weapons, traps, or nets

\$100.00

(a)(1) The possession of a loaded shotgun on Laguna Madre waters to hunt waterfowl is provided for in 36 CFR 7.75(b), provided that the hunting is consistent with applicable seasons, times, and other regulations established by the State of Texas and Federal agencies.

Section 2.10 – Camping and food storage

\$50.00

(a)(i) The following areas are designated for primitive camping with a permit. All other areas, including dredge islands, are closed except under conditions of a permit issued by the Superintendent.

(1) Beaches along the Gulf of Mexico open to vehicle travel.

(2) Bird Island Basin windsurfing area.

(3) Yarborough Pass parking areas.

(4) The road parallel to the Mansfield Channel.

(ii) No person, party, or organization shall be permitted to camp in Padre Island National Seashore for more than a total of 56 calendar days per year in any combination of visits or consecutive nights. These limits apply to all overnight visits, including backcountry stays, campground stays or any other overnight activity. The intent of this regulation is to augment 36 CFR 2.61, "Residing on Federal Lands;" the establishing of resource-impacting and/or long-term campsites by people who seek to make the park their primary residence, or seek to reside in the park while working elsewhere. Nothing in this paragraph precludes long-term day use of the park by visitors.

(iii) The maximum time permitted for camping in the park is 14 consecutive days in primitive sites or 30 days in the Malaquite Beach Campground. At the end of each time period, campers must completely remove themselves and their property from the park for a minimum of 48 hours before returning for another overnight visit.

(iv) Overnight camping is prohibited at the Malaquite Beach Visitor Center parking lot.

Section 2.13 – Fires

\$75.00

(a)(i) Fires are permitted if fully contained within barbecue grills at designated sites at Malaquite Beach Campground.

(ii) Ground camp fires are permitted only east of the vegetated dunes on open sand areas along Gulf shore beaches that are

open to camping as long as they are built where flames or embers cannot threaten or blow into the grasslands. Wooden pallets and crates are prohibited from burning due to the abundance of nails that are left on beach. Additionally, refuse, household trash, petroleum products, and plastics shall not be burned.

(iii) Ground fires at Bird Island Basin are allowed provided the fire is enclosed in a receptacle.

Section 2.14 – Sanitation and Refuse \$50.00

(a)(7)(i) No dead fish or parts thereof may be left on any shore, beach, dock, or cleaning table. Fish waste left over from cleaning must be deposited in Gulf waters or in the Laguna Madre.

(ii) Fish may be cleaned and filleted before transportation to their final destination in accordance with the provisions of Texas State law.

(a)(9)(i) In non-developed areas, human waste must be packed out or buried at least six inches.

Section 2.15 – Pets \$50.00

(a)(1)(i) The Malaquite Visitor Center Pavilion and beach are closed to dogs, cats, and other pets. This restriction does not apply to certified guide dogs accompanying impaired visitors.

Section 2.16 – Horses and pack animals \$50.00

(b)(i) Horses and pack animals are allowed on Gulf beaches except in front of the Malaquite Beach Visitor Center and campground. Horses and pack animals are prohibited on paved roads, dunes, grasslands, and mudflats.

(g)(i) Hay will be kept in feed troughs or horse trailer feeding bays to prevent hay from being placed on the ground. All unused hay will be removed from the park.

Section 2.21 – Smoking \$50.00

(a)(i) Smoking is prohibited in all government buildings and vehicles. Smoking at Park Headquarters is permitted outside except on the front porch of the main building. Smoking is prohibited in all grassland areas.

Section 2.22 – Property \$100.00

(a)(2)(i) Vehicles and boat trailers may be left unattended at owner’s risk for up to seven days at the Bird Island Basin boat parking lot and at Yarborough Pass parking area.

(a)(3)(i) Contraband, illegal drugs, and other dangerous items (e.g., unexploded ordinance, hazardous waste, chemicals) found on the beach are illegal to possess and shall be reported to a Park Ranger as soon as possible.

Section 2.51 - Public Assemblies \$100.00

(a)(i) Public assemblies meetings, gatherings, demonstrations, parades, and other public expression of views are permitted in designated park areas incidental to the terms and conditions of a permit. First Amendment Activities at the Malaquite Visitor Center Pavilion are permitted on the sidewalk no closer than 100 feet in front of the stairs leading to the pavilion. No assembly may interfere with access to any park facility or vehicle access along the beach. Vehicles may not be approached.

(e) See attached map, Attachment 1 for detailed information as to where First Amendment Activities are permitted at the Malaquite Visitor Center Pavilion.

Section 2.52 – Sale or Distribution of Printed Materials \$50.00

(a)(i) The sale or distribution of printed material is permitted incidental to the terms and conditions of a permit at the Malaquite Visitor Center Pavilion on the sidewalk no closer than 100 feet in front of the stairs leading to the pavilion. This activity can not interfere with access to the Malaquite Visitor Center nor can participants approach any vehicle in the parking lot.

Section 2.62 – Memorialization \$50.00

(c)(i) The scattering of human ashes may be done at any location south of the five-mile marker.

PART 3 – BOATING AND WATER USE ACTIVITIES

Section 3.6 – Prohibited operations \$50.00

(e)(i) Operating a motorized vessel within 500 feet of the Bird Island Basin shoreline from the Bird Island Basin channel to a point ½ mile south of the Worldwind Windsurfing business buildings.

Section 3.21 – Swimming and bathing \$50.00

(a)(1)(i) All park waters and beaches with the exception of the boat launch areas at Bird Island Basin and Yarborough Pass are open to swimming and considered “designated swimming beaches”.

Section 3.23 – SCUBA and snorkeling \$50.00

(a)(i) SCUBA and snorkeling are prohibited in the boat launching areas at Bird Island Basin and Yarborough Pass.

PART 4 – VEHICLES AND TRAFFIC SAFETY

Section 4.30 \$25.00

(a)(i) Bicycles may be ridden on park roads, gulf beaches, and in parking areas. All other areas including the Malaquite Beach Visitor Center Pavilion are prohibited.

TITLE 16 CONSERVATION

16 USC—CONSERVATION

16 USC 1—NATIONAL PARK SERVICE ORGANIC ACT

16 USC 1a-1—GENERAL AUTHORITIES ACT

16 USC 431—ANTIQUITIES ACT OF 1906

16 USC 470aa—ARCHEOLOGICAL RESOURCE PROTECTION ACT OF 1979

16 USC 1131-1133—WILDERNESS ACT OF 1964

16 USC 1531-1533-1538

16 USC 3371-3376—LACEY ACT

TITLE 18 CRIMES AND CRIMINAL PROCEEDURE

18 USC 7—SPECIAL MARITIME AND TERRITORIAL JURISDICTION OF THE US DEFINED

18 USC 13—ASSIMULATION OF STATE LAWS

18 USC CH. 5, SEC. 81—ARSON

18 USC 111—ASSAULTING, RESISTTING, OR IMPEDING, CERTAIN OFFICERS

18 USC 113—ASSAULTS WITHIN MARITIME AND TERRITORIAL JURISDICTION

18 USC 371—CONSPIRACY TO COMMIT OFFENSE

18 USC 372—CONSPIRACY TO IMPEDE OR INJURE OFFICER

18 USC 930—POSSESSION OF FIREARMS AND DANGEROUS WEAPONS IN FED FACILITIES

18 USC 912—IMPERSONATION AN OFFICER OR GOVERNMENT EMPLOYEE

18 USC 511—ALTERING OR REMOVING MOTOR VEHICLE IDENTIFICATION NUMBERS

18 USC 922—FELON, MENTALLY ILL OR DRUG ADDICT IN POSSESSION OF FIREARM

18 USC 921—SHOTGUN AND RIFFLE BARREL MINIMUM LENGTHS

18 USC—POSSESSING A FIREARM WITH THE SERIAL NUMBER REMOVED OR ALTERED

18 USC 922 –POSSESSION OF AN AUTOMATIC WEAPON WITHOUT A PERMIT

18 USC—SEXUAL ABUSE/RAPE

18 USC 5031-5039—JUVENILE DELINQUENCY ACT

18 USC CH 110, sec.s 2251 & 2252

18 USC CH. 39, SEC. 836—INTERSTATE TRANSPORT OF FIREWORKS

18 USC CH. 91, SEC. 1855—TIMBER SET FIRE

18 USC 2231—ASSAULT OR RESISTANCE

18 USC 2111—ROBBERY, SPECIAL MARITIME AND TERRITORIAL JURISDICTION

18 USC 2112—ROBBERY OF PERSONAL PROPERTY OF THE UNITED STATES
18 USC 2114—ROBBERY OF MAIL, MONEY, OR OTHER PROPERTY OF UNITED STATES

TITLE 21 FOOD AND DRUGS

21 USC 812—SCHEDULES OF CONTROLLED SUBSTANCES

Attachment One: Locations for Expressing First Amendment Rights



● Locations

