

SEP 06 2011

Stephan Harris, Clerk  
Cheyenne

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF WYOMING**

Administrative General Order 2011-05

**ORDER TO INCLUDE ADDITIONAL FINES IN COLLATERAL FINE  
SCHEDULE FOR THE BUREAU OF RECLAMATION**

It appearing to the Court that it is necessary to include additional collateral forfeiture/appearance bond fee schedules for the Bureau of Reclamation, and being fully advised in the premises, it is

**ORDERED** that the attached list comprises those statutes and regulations that shall be enforced by the Bureau of Reclamation. Included herein is the applicable collateral forfeiture/appearance bond fee schedule for each offense listed, which shall be understood that if not governed by this schedule, the decision whether to (1) take an accused violator into custody; (2) allow him/her to forfeit collateral; or (3) to merely issue a warning shall be within the sound discretion of the law enforcement personnel. In addition, should a violator appear before a United States Magistrate Judge, said Magistrate Judge may impose a fine or imprisonment or both, up to the statutory maximum without regard to this schedule.

Three types of offenses are listed throughout this schedule and the procedures which follow shall govern each:

(1) **Mandatory Appearance Where Bail is Required:**

Some of the offenses contained herein have been deemed by the United States District Court to require that an accused violator be detained and brought before an available United States Magistrate Judge. In the event a Magistrate Judge is not immediately available, and in the interest

of preventing undue detention, an amount of bail has been established, which the accused violator may tender to the person authorized to accept bail for the Magistrate Judge. This bail is intended to insure the appearance of the violator at the time and place noted on the violation notice and is not forfeitable. If the violator is unable to make the required bail, he/she shall be placed in proper custody, and he/she shall remain in such custody until he/she makes bail or is released by the Magistrate Judge.

Throughout the schedule these offenses are denoted by a required appearance and bail amount has been set. In each case where so indicated, the above procedure shall be followed.

(2) Mandatory Appearance Where No Bail Is Required:


In all cases where a mandatory appearance is required but no bail amount has been set, the violator may be allowed to go free, but he/she must be advised to appear on the date indicated on the violation notice, and under no circumstances may he/she forfeit collateral.

(3) Offenses Where Collateral May Be Forfeited:

In those instances where a collateral amount has been set and no mandatory appearance is required, the accused may be allowed to plead guilty without an appearance before the Magistrate Judge and forfeit the collateral amount applicable to the offense charged. The law enforcement officer under any circumstances may require the violator to deposit the collateral in the United States Mail in the presence of said officer.

**IT IS FURTHER ORDERED** that in the event an offense occurs to which no reference has been made in this Schedule, the law enforcement agency involved shall immediately contact the United States Attorney's Office in Cheyenne, Wyoming, at (307) 772-2124 or the United States Attorney's Office in Casper, Wyoming, at (307) 261-5434, or the United States Attorney's Office in Lander, Wyoming, at (307) 332-8195, for advice and consultation.

DATED this 2 day of September 2011.

  
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CHIEF JUDGE  
UNITED STATES DISTRICT COURT

**FINE SCHEDULE**  
**UNITED STATES DEPARTMENT OF THE INTERIOR**  
**BUREAU OF RECLAMATION**

<b>Statute (43 CFR Parts 423 and 429)</b>  <i>(Penalty Section: 43 CFR 423.71 – fine pursuant to 18 U.S.C. § 3571 (up to \$500.00) and/or can be imprisoned for not more than 6 months - Class B Misdemeanors)</i>	<b>Fine Schedule</b>
<b>Interference with Agency Functions and Disorderly Conduct</b>	
<b>423.22(a)</b> <b>Threaten, resist, intimidate, interfere with a Government Employee</b>	<b>\$500</b>
<b>423.22(b)</b> <b>Violate lawful order</b>	<b>\$250</b>
<b>423.22( c)</b> <b>False Report/ False Information</b>	<b>Mandatory Appearance or \$125</b>
<b>423.22(d)</b> <b>Interfering, impeding, disrupting authorized users</b>	<b>\$250</b>
<b>423.22(e)</b> <b>Disorderly conduct</b>	<b>\$250</b>
<b>Abandonment and Impoundment of persona Property</b>	
<b>423.23(a)</b> <b>Abandoned Property - must not abandon personal property of any kind in or on facilities, lands, or water bodies</b>	<b>\$150</b>
<b>423.23(b)</b> <b>Unattended Property - cannot store or leave unattended personal property of any kind</b>	<b>\$100</b>
<b>Trespassing</b>	

<b>423.24</b> <b>No trespassing on facilities, lands, and/or water bodies</b>	<b>\$250</b>
<b>Vandalism, Tampering and Theft</b>	
<b>423.25(a)</b> <b>Tampering or attempting to tamper with, move, manipulate, operate, adjust, or set in motion property not under lawful control or possession, including but not limited to, vehicles, equipment, controls, recreational facilities and devices</b>	<b>\$250</b>
<b>423.25(b)</b> <b>Vandalism/Theft - must not destroy, injure, deface, damage, or unlawfully remove property not under subject's lawful control or possession</b>	<b>Mandatory Appearance or \$110</b>
<b>423.25(c)</b> <b>Throwing items on/into facilities - must not drop, place, throw, or roll rocks or other items inside, into, down, or from, dams, spillways, dikes, or other structures and facilities</b>	<b>\$200</b>
<b>Public Events and Gatherings</b>	
<b>423.26</b> <b>Public Meetings/ Assemblies - must not conduct public assemblies, meetings, gatherings, demonstrations, parades, and other events without a permit</b>	<b>\$250</b>
<b>Advertising and Public Solicitation</b>	
<b>423.27</b> <b>Advertising/Soliciting - must not engage in advertising or solicitation on Reclamation facilities, lands or water bodies except as allowed on valid contract</b>	<b>\$75</b>
<b>Memorials</b>	

<p><b>423.28</b>  <b>Memorials - must not bury, deposit, or scatter human or animal remains, or place memorials, markers, vases, or plaques on Reclamation facilities, lands, or water bodies</b></p>	<p><b>Mandatory Appearance or \$250</b></p>
<p><b>Natural and Cultural Resources</b></p>	
<p><b>423.29(a)</b>  <b>Damage or Remove Government Property - must not destroy, injure, deface, remove, search for, disturb or alter natural resources or cultural resources including abandoned buildings or structures, on or in Reclamation facilities, lands, or water bodies</b></p>	<p><b>Mandatory Appearance or \$250</b></p>
<p><b>423.29(b)</b>  <b>Introducing Species - must not introduce wildlife, fish, or plants, including their reproductive bodies, into Reclamation lands and water bodies</b></p>	<p><b>Mandatory Appearance or \$500</b></p>
<p><b>423.29(c)</b>  <b>Damage/Disturb Natural Features - must not drop, place, throw, or roll rocks or other items inside, into, at, or down, caves, caverns, valleys, canyons, mountainsides, thermal features, or other natural formations</b></p>	<p><b>\$250</b></p>
<p><b>423.29(d)</b>  <b>Damaging/Removing Live Trees or Parts - must not damage or remove any live tree or part thereof</b></p>	<p><b>\$250</b></p>
<p><b>423.29(e)</b>  <b>Walking/Climbing on Cultural Resources - must not walk on, climb, enter, ascend, descend, or traverse cultural resources on Reclamation lands, including monuments or statutes</b></p>	<p><b>\$250</b></p>
<p><b>423.29(f)</b>  <b>Unauthorized use of a Metal Detector - must not possess a metal detector or other geophysical discovery device, or use a metal detector or other geophysical discovery techniques to locate or recover subsurface objects or features</b></p>	<p><b>\$110</b></p>
<p><b>Weapons, Firearms, Explosives, and Fireworks</b></p>	

<p><b>423.30(a)(1)</b>  <b>Possessing Weapon at a Facility - must not have a weapon in possession when at or in a Reclamation facility</b></p>	<p><b>\$300</b></p>
<p><b>423.30(a)(2)</b>  <b>Weapon Use Not Compliant with Special Use Area Regulations - must comply with any prohibitions or regulations applicable to weapons in a special use area</b></p>	<p><b>\$150</b></p>
<p><b>423.30(b)</b>  <b>Illegal Discharge of a weapon - must not discharge or shoot a weapon unless authorized</b></p>	<p><b>\$200</b></p>
<p><b>423.30(c)</b>  <b>Explosives - must not use or possess explosives, or fireworks or pyrotechnics of any typed unless authorized</b></p>	<p><b>Mandatory Appearance for Fire Suppression</b></p> <p><b>\$200 for Possession</b></p>
<p><b>Fires and Flammable Materials</b></p>	
<p><b>423.31(a)</b>  <b>Unattended Fire - must not leave a fire unattended, and it must be completely extinguished before departure</b></p>	<p><b>Mandatory Appearance for Fire Suppression or \$200</b></p>
<p><b>423.31(b)</b>  <b>Improper Disposal of Burning Material - must not improperly dispose of lighted smoking materials, including cigarettes, cigars, pipes, matches, or other burning material</b></p>	<p><b>\$150</b></p>
<p><b>423.31(c)</b>  <b>Burning Toxic Materials - must not burn materials that produce toxic fumes, including, but not limited to, tires, plastic, flotation materials, or treated wood products</b></p>	<p><b>\$250</b></p>
<p><b>423.31(d)</b>  <b>Improper Transportation of Fuel - must not transport gasoline and other fuels in containers not designed for that purpose</b></p>	<p><b>\$50</b></p>

<b>423.31(e)</b> <b>Noncompliance with Applicable Fire Regulations - must comply with all applicable Federal, state, and local fire orders, restrictions, or permit requirements</b>	<b>\$300</b>
<b>Hunting, Fishing and Trapping</b>	
<b>423.32(a)(1) Hunting/Fishing/Trapping in a Closed Area - subject to restrictions of § 423.30 in specific areas</b>	<b>\$100</b>
<b>423.32(b)</b> <b>Noncompliance with Area Restrictions - must comply with any additional restrictions</b>	<b>\$100</b>
<b>Camping</b>	
<b>423.33(a)</b> <b>Camping Regulations in Special Use Area - must comply with any restrictions, conditions, limitations, or prohibitions on camping</b>	<b>\$100 plus fee</b>
<b>423.33(b)</b> <b>Exceeding 14 Day Limit - must not camp on Reclamation lands at any single Reclamation project for more than 14 days during any period of 30 consecutive days</b>	<b>\$100</b>
<b>423.33(c)</b> <b>Improper Campsite Reservation - must not attempt to reserve a campsite for future use by placing equipment or other items on the campsite, or by personal appearance</b>	<b>\$75</b>
<b>423.33(d)</b> <b>Leaving Camping Equipment - must not camp on or place any equipment at a campsite that is posted or otherwise marked as “reserved” or “closed</b>	<b>\$75</b>
<b>423.33(e)</b> <b>Digging at Campsite – must not dig in or level any ground, or erect any structure other than a tent</b>	<b>\$75</b>



<b>Sanitation</b>	
<b>423.34 (a) Improper Disposal of Refuse - must not bring or improperly dispose of refuse on Reclamation facilities, lands, and water bodies</b>	<b>\$250</b>
<b>423.34(b) Littering Campsite - campers, picnickers, and all other persons using Reclamation lands must keep their sites free of trash and litter during the period of occupancy and must remove all personal equipment and clean the site before departure</b>	<b>\$200</b>
<b>423.34( c) Improper Latrine Location - must not construct a latrine within 200 yards of any Reclamation water body, or within 200 yards of the high water mark of any reservoir</b>	<b>\$150</b>
<b>Animals</b>	
<b>423.35(a) Pets in Public Buildings, Public Vehicles or Sanitary Facilities - must not bring pets or other animals into public buildings, public transportation vehicles, or sanitary facilities. Does not apply to properly trained animals assisting person with disabilities</b>	<b>\$50</b>
<b>423.35(b) Abandoning/Harassing/Endangering or Unauthorized Collecting Animals - must not abandon any animal on Reclamation facilities, lands or water bodies, or harass, endanger, or attempt to collect any animal except game you are attempting to take in the course of authorized hunting, fishing, or trapping</b>	<b>\$250</b>
<b>423.35(d)(1) Prohibited Wild or Exotic Animal - following animals are prohibited and are subject to removal: captive wild or exotic animals including but not limited to cougars, lions, bears, bobcats, wolves, and snakes</b>	<b>\$500</b>

<b>423.35(d)(2)</b> <b>Prohibited Vicious Threatening Pet/Animal - following animals are prohibited and are subject to removal: any pets or animals displaying vicious or aggressive behavior or posing a threat to public safety or deemed a public nuisance</b>	<b>\$100</b>
<b>Swimming</b>	
<b>423.36(a)(1) Swimming/Diving/Rafting/ Jumping within 300 Yards of Dam Works - may not swim, wade, snorkel, scuba dive, raft, or tube within 300 yards of dams, power plants, spillways, stilling basins, gates, intake structures and outlet works</b>	<b>\$250</b>
<b>423.36(a)(2) no swimming, diving, rafting, or jumping within in 100 yards of buoys or barriers</b>	<b>\$250</b>
<b>423.36(a)(3) No swimming, diving, rafting, or jumping in canals, laterals, siphons, or tunnels</b>	<b>\$250</b>
<b>423.36 (a)(4)</b> <b>No swimming, diving, rafting or jumping at public docks, launch sites and designated mooring areas</b>	<b>\$100</b>
<b>423.36(b)</b> <b>Failure to display diving flag while engaged in underwater activities</b>	<b>\$100</b>
<b>423.36(c)</b> <b>No diving, jumping, or swinging from dams, spillways, bridges, cables, towers, or other structures</b>	<b>\$250</b>
<b>Winter Activities</b>	
<b>423.37(a)</b> <b>No towing persons on skis, sleds, or other sliding devices with a motor vehicle or snowmobile unless otherwise authorized</b>	<b>\$50</b>
<b>423.37(b)</b> <b>No ice skating, ice fishing, or ice sailing within 300 yards of dams, power plants, pumping plants, spillways, stilling basins, gates, intake structures or outlet works</b>	<b>\$250</b>
<b>Operating Vessels on Reclamation Waters</b>	

<p><b>423.38(a)</b>  <b>Must comply with Federal, state, and local laws applicable to the operation of a vessel or other water craft on Reclamation waters</b></p>	<p><b>\$100</b></p>
<p><b>423.38(b)</b>  <b>Must not operate a vessel in an area closed to the public</b></p>	<p><b>\$500</b></p>
<p><b>423.38(c)</b>  <b>Must observe restrictions established by signs, buoys, and other regulator markers</b></p>	<p><b>\$100</b></p>
<p><b>423.38(d)</b>  <b>Must not operate a vessel, or knowingly allow another person to operate a vessel, in a reckless or negligent manner, or a manner that endangers or is likely to endanger a person, property, natural resource, or cultural resource</b></p>	<p><b>\$250</b></p>
<p><b>423.38(e)</b>  <b>Must not operate a vessel when impaired or intoxicated</b></p>	<p><b>\$250</b></p>
<p><b>423.38(f)</b>  <b>Must not occupy a vessel overnight unless otherwise authorized</b></p>	<p><b>\$100</b></p>
<p><b>423.38(g)</b>  <b>Must not use a vessel as a place of habitation or residence</b></p>	<p><b>\$200</b></p>
<p><b>423.38(h)</b>  <b>Must not place or operate a vessel on a Reclamation water body for a fee or profit unless otherwise authorized</b></p>	<p><b>\$250</b></p>
<p><b>423.38(i)</b>  <b>Must remove vessels from Reclamation lands and waters when not in actual use for a period of more than 24 hours, unless securely moored or stored at special use areas</b></p>	<p><b>\$75</b></p>
<p><b>423.38(j)</b>  <b>Must not attached or anchor a vessel to structures such as locks, dams, regulatory or navigational buoys, or other structures not designed for such purposes</b></p>	<p><b>\$250</b></p>

<p><b>423.38(k)</b>  <b>Must display an international diver down, or inland diving flag in accordance with State and US Coast Guard guidelines when operating a vessel involved in any underwater activities</b></p>	<p><b>\$100</b></p>
<p><b>423.38(l)</b>  <b>May engage in towing activities, including but not limited to waterskiing and tubing, only during daylight hours</b></p>	<p><b>\$75</b></p>
<p><b>Standards for Vessels</b></p>	
<p><b>423.39(a)(1)</b>  <b>All vessels on Reclamation waters must be constructed and maintained in compliance with the standards and requirements of 46 United States Code and applicable state and local laws</b></p>	<p><b>\$100</b></p>
<p><b>423.39(a)(2)</b>  <b>All vessels on Reclamation waters must have safety equipment, including personal flotation devices, on board in compliance with US Coast Guard requirements and applicable state and local boating safety laws</b></p>	<p><b>\$100</b></p>
<p><b>423.39(a)(3)</b>  <b>All vessels on Reclamation waters, if motorized, must have and utilize a proper and effective exhaust muffler</b></p>	<p><b>\$100</b></p>
<p><b>Vehicles</b></p>	
<p><b>423.40(a)</b>  <b>Must comply with applicable Federal, state and local laws and with posted restrictions and regulations. It is prohibited to operate any vehicle through, around, or beyond a restrictive sign</b></p>	<p><b>\$150</b></p>
<p><b>423.40(b)</b>  <b>Must not park a vehicle in violation of posted restrictions and regulations, or in a manner that would obstruct or impede normal or emergency traffic movement or the parking of other vehicles, create a safety hazard, or endanger any person, property, or natural feature</b></p>	<p><b>\$50</b></p>

<p><b>423.40( c)</b>  <b>Must not operate any vehicle, or allow another person to operate a vehicle in your control, in a careless, negligent or reckless manner that would endanger any person, property, natural resource or cultural resource</b></p>	<p><b>Careless Driving:</b>  <b>\$250 if no injury or damage</b>  <b>Mandatory Appearance if injury or damage</b></p> <p><b>Reckless Driving:</b>  <b>\$500 if no injury or damage</b>  <b>Mandatory Appearance if injury or damage</b></p>
<p><b>423.40(d)</b>  <b>Regulations governing off-road vehicles use in 43 CFR part 420 apply</b></p>	<p><b>\$200</b></p>
<p><b>Aircraft</b></p>	
<p><b>423.41(a)</b>  <b>Must comply with any applicable Federal, State, and local laws and with any additional requirements or restrictions established by an authorized official in special use areas</b></p>	<p><b>\$250</b></p>
<p><b>423.41(b)</b>  <b>Must not operate any aircraft while on or able Reclamation facilities, lands, and water bodies in a careless, negligent, or reckless manner so as to endanger any person, property, or natural feature</b></p>	<p><b>\$500 or Mandatory Appearance</b></p>
<p><b>423.41(d)</b>  <b>Must not use non-standard boarding and loading procedures to deliver or retrieve people, material, or equipment by parachute, balloon, helicopter, or other aircraft</b></p>	<p><b>\$250</b></p>
<p><b>423.41(e)</b>  <b>Must comply with all applicable US Coast Guard rules when operating a seaplane on Reclamation water bodies</b></p>	<p><b>\$250</b></p>

<b>423.41(f)</b> <b>Must securely moor any seaplane remaining on Reclamation water bodies in excess of 24 hours at mooring facilities and designated locations</b>	<b>\$100</b>
<b>423.41 (g)</b> <b>Must not operate model aircraft except as allowed in special use areas</b>	<b>\$75</b>
<b>Gambling</b>	
<b>423.42</b> <b>Commercial gambling in any form , or the operation of gambling devices, is prohibited on Reclamation facilities, lands, and water bodies</b>	<b>\$100</b>
<b>Alcoholic Beverages</b>	
<b>423.43</b> <b>Must not possess or consume alcoholic beverages in violation fo Federal, State or local laws</b>	<b>\$100</b>
<b>Controlled Substances</b>	
<b>423.44</b> <b>Must not possess, consume, deliver, or be under the influence of controlled substances</b>	<b>\$250 or Mandatory Appearance</b>