

RECEIVED  
AND FILED

SEP 3 9 05 AM '84

CAROL C. FITZGERALD  
CLERK

BY \_\_\_\_\_  
DEPUTY

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

-oOo-

IN THE MATTER OF: )  
 )  
AUTHORIZING NATIONAL PARK )  
SERVICE PERSONNEL TO ACCEPT )  
PRESCRIBED BAIL AND CONDITIONALLY )  
RELEASE CERTAIN VIOLATORS AND )  
OFFENDERS AND TO SET A )  
FORFEITURE OF COLLATERAL IN )  
LIEU OF PERSONAL APPEARANCE )  
RELATIVE TO VIOLATIONS OF )  
FEDERAL REGULATIONS APPLICABLE )  
AT THE LEHMAN CAVES NATIONAL )  
MONUMENT. )  
\_\_\_\_\_ )

SPECIAL ORDER NO. 49

IT IS ORDERED that for all week-end and/or holiday violations and offenses of Federal Regulations, expressly or otherwise warranting mandatory appearances, and/or arrest and physical custody and detention, the National Park Service at Lehman Caves National Monument, in exercise of sound judgment and discretion, may hereafter, in lieu of physical custody and detention of an alleged offender, release any such cited person by the posting of a cash bail as per the attached Bail Schedule or with option, based upon justifiable circumstances, to set bail up to the amount FIVE HUNDRED DOLLARS (\$500.00), hereby fixed as reasonable and minimally acceptable for such cited offenses; and

1           IT IS FURTHER ORDERED that any such release on the  
2 posting of bail in the aforesaid amount shall further be  
3 evidenced by execution of the approved form of ORDER FOR  
4 APPEARANCE and APPEARANCE BOND, with attachment thereto of the  
5 written condition that the cited and released offender is  
6 required to appear before the United States Magistrate at Las  
7 Vegas, Nevada, on a day and time certain; and

8           IT IS FURTHER ORDERED AND DIRECTED that National Park  
9 Service personnel at Lehman Caves National Monument shall only  
10 accept cash bail in the said authorized and prescribed amounts  
11 against official receipt, noting the case incident number on the  
12 official receipt, the order for appearance form, Violation  
13 Notice and the Appearance Bond; and

14           IT IS FURTHER ORDERED that National Park Service  
15 personnel at Lehman Caves National Monument shall promptly and  
16 fully deposit and make accounting for all posted and received  
17 bail monies accepted by them as above provided, together with  
18 related Notices of Citation and Appearance Bonds, to the Clerk  
19 of the Court, United States District Court, District of Nevada,  
20 on the very next succeeding work-day from and after the date of  
21 acceptance of receipt of any such posted bail monies.

22           IT IS FURTHER ORDERED that persons charged with  
23 violation of Title 36, Code of Federal Regulations, Title 16,  
24 United States Code, Section 3 (National Park Service) or under  
25 applicable state statute by virtue of the Assimilative Crime Act

26     . . .

1 (Title 18, United States Code, Section 13) listed herein may  
2 waive an appearance before a United States Magistrate and  
3 dispose of the matter by forfeiting pre-set collateral to the  
4 United States District Court, Las Vegas, Nevada. When such  
5 collateral is forfeited it shall be equivalent to a conviction.

6 Nothing contained in this rule shall prohibit a law  
7 enforcement officer from arresting a person for the commission  
8 of any offense, including those for which collateral may be  
9 posted and forfeited, and requiring the person to immediately  
10 appear before a United States Magistrate.

11 Nothing contained in this rule shall prohibit a law  
12 enforcement officer from filing a complaint before a United  
13 States Magistrate for any offense, including those for which  
14 collateral may be posted and forfeited, in lieu of issuing a  
15 violation notice.

16 IT IS FURTHER ORDERED that the Custody Release Bail  
17 (cash bail) is hereby set at two (2) times the pre-set  
18 collateral amount, not to exceed two hundred fifty dollars  
19 (\$250.00). The two hundred fifty dollar (\$250.00) limitation  
20 may be amended up to five hundred dollars (\$500.00) based on  
21 justifiable circumstances.

22 . . .  
23 . . .  
24 . . .  
25 . . .  
26 . . .

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
<u>PART 1 - GENERAL PROVISIONS</u>		
36 CFR 1.5	(f) violating a closure, designation, use or activity restriction or condition, schedule of visiting hours, or public use limit is prohibited; violation of terms and conditions of permit is prohibited	25                      50
36 CFR 1.6	violation of the terms and conditions of a permit is prohibited	100                      200
<u>PART 2 - RESOURCE PROTECTION, PUBLIC USE AND RECREATION</u>		
36 CFR 2.1	(a) the following are prohibited:  (1) possessing, destroying, injuring, defacing, removing, digging, or disturbing from its natural state:  (i) living or dead wildlife or fish, or the parts of products thereof (ii) plants or the parts or products thereof (iii) non-fossilized and fossilized specimens, cultural or archeological resources, or the parts thereof (iv) mineral resource or cave formation or the parts thereof  (2) introducing wildlife, fish or plants, including their reproductive bodies, into a park area  (3) tossing, throwing or rolling rocks or other items inside caves or caverns, into valleys, canyons, or caverns, down hillsides or mountainsides, or into thermal features  (4) using or possessing wood gathered from within the park area, except where Superintendent designates	50                      100 50                      100 100                      200 100                      200  100                      200  50                      100  50                      100

1			PRE-SET	CUSTODY
2	<u>VIOLATION</u>		<u>COLLATERAL</u>	<u>RELEASE</u>
3				<u>BAIL</u>
3	(5) walking on, climbing, entering,			
4	ascending, descending, or traversing an			
5	archeological or cultural resource,			
6	monument or statute, except in			
7	designated areas	50	100	
8	(6) possessing, destroying, injuring,			
9	defacing, removing, digging, or			
10	disturbing a structure or its			
11	furnishings or fixtures or other			
12	cultural or archeological resources	100	200	
13	(7) possessing or using a mineral or			
14	metal detector, magnetometer, side scan			
15	sonar, other metal detecting device, or			
16	subbottom profiler	50	100	
17	(b) leaving a trail or walkway to			
18	shortcut between portions of the same			
19	trail or walkway, or to shortcut to an			
20	adjacent trail or walkway in violation			
21	of designated restrictions is pro-			
22	hibited	25	50	
23	(c)(3) the following are prohibited:			
24	(i) gathering or possessing			
25	undesignated natural products	25	50	
26	(ii) gathering or possessing natural			
27	products in violation of the size			
28	or quantity limits designated by			
29	the Superintendent	25	50	
30	(iii) unauthorized removal of natural			
31	products from the park areas	50	100	
32	(iv) gathering natural products out-			
33	side of designated areas	25	50	
34	(v) sale or commercial use of natural			
35	products			M/A
36	36 CFR			
37	2.2			
38	(a) the following are prohibited			
39	(1) taking of wildlife	500	250	
40	(2) feeding, touching, teasing,			
41	frightening or intentional disturbing of			
42	wildlife nesting, breeding or other			
43	activities	50	100	

M/A - Mandatory Appearance

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

VIOLATION

PRE-SET  
COLLATERAL      CUSTODY  
RELEASE  
BAIL

(3) possessing unlawfully taken wildlife or portions thereof	250	250
(4) discharging a weapon, except where hunting is allowed	50	100
(b)(4) hunting in accordance with Federal and State laws	50	100
(d) violation of conditions or procedures for transporting wildlife through park area	50	100
(e) viewing wildlife with artificial light in closed area	100	200
36 CFR 7.48 (e) unless otherwise designated, fishing in any manner authorized under applicable state law is authorized	50	100
36 CFR 2.3 (d) the following are prohibited:		
(1) fishing in fresh water in manner other than with hook and line, with the rod or line being closely attended	50	100
(4) commercial fishing except where specifically authorized		M/A
(5) fishing by use of drugs, poisons, explosives, or electricity	500	250
(7) failure to return immediately to water unauthorized or unwanted fish	25	50
(8) fishing from or within 200 feet of bridge or within limits of designated swimming, surfing area or public dock	25	50

. . .  
. . .

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

VIOLATION

PRE-SET  
COLLATERAL

CUSTODY  
RELEASE  
BAIL

	(e) fishing with spear, net or weapon shall be in accordance with state law	50	100
36 CFR 2.4	(a) possessing, using, discharging or carrying a weapon, trap or net	50	100
	(b) carrying or possessing a loaded weapon in a motor vehicle, vessel or other mode of transportation that is underway or being used as a shooting platform	100	200
	(c) endangering persons or property by use of a weapon, trap or net	100	200
	(d) violation of permit to carry or possess weapon, trap or net	100	200
	(f) carrying or possessing weapon, trap or net in violation of applicable Federal or State laws	100	200
36 CFR 2.5	(a) taking plants, fish, wildlife, rocks or minerals not in accordance with other regulations or pursuant to the terms and conditions of a specimen collection permit	100	200
	(h) violation of terms and conditions of permit	100	200
36 CFR 2.10	(b) the following are prohibited:		
	(1) digging or leveling ground at campsite	25	50
	(2) leaving camping equipment, site alterations or refuse after departing from campsite	25	50

. . .

	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
1			
2			
3	(3) camping within 25 feet of a water		
4	hydrant or main road, or within 100		
5	feet of a flowing stream, river or body		
6	of water, except as designated	25	50
7			
8	(4) creating or sustaining unreason-		
9	able noise between hours of 10:00 p.m.		
10	and 6:00 a.m.	50	100
11			
12	(5) installation of permanent camping		
13	facilities	50	100
14			
15	(6) displaying wildlife carcasses or		
16	other remains or parts thereof	50	100
17			
18	(7) connecting to a utility system,		
19	except as designated	25	50
20			
21	(8) failing to obtain permit	25	50
22			
23	(9) violating conditions which may be		
24	established by Superintendent	50	100
25			
26	(10) camping outside of designated		
	sites or areas	25	50
	(c) violation of terms and conditions		
	of permit	50	100
	(d) failure to properly store food,		
	etc.	25	50
19	36 CFR		
20	2.11		
21			
22	picknicking in closed areas or		
23	in violation of established conditions	25	50
24			
25	36 CFR		
26	2.12		
	(a) the following are prohibited:		
	(1) operation of motorized equipment,		
	or audio device in a manner exceeding:		
	(i) noise level of 60 descibles	50	100
	(ii) reasonable noise	50	100
	(2) operating power saw without permit		
	in developed areas	25	50

1			PRE-SET	CUSTODY
2	<u>VIOLATION</u>		<u>COLLATERAL</u>	<u>RELEASE</u>
3		(3) operating motor or engine with-	50	100
4		out permit in undeveloped areas		
5		(4) operating public address system	50	100
6		without permit		
7		(b) violation of terms and	50	100
8		conditions of a permit		
9	36 CFR	(a) the following are prohibited:		
10	2.13	(1) lighting or maintaining a fire	25	50
11		in undesignated area		
12		(2) using stoves or lanterns in	25	50
13		violation of established restrictions		
14		(3) lighting, tending or using a	50	100
15		fire, stove or lantern in a manner		
16		that threatens, causes damages to, or		
17		results in the burning of property,		
18		real property or park resources, or		
19		creates a public safety hazard	50	100
20		(4) leaving a fire unattended	50	100
21		(5) throwing or discarding lighted		
22		or smoldering material in a manner		
23		that threatens, causes damage to, or		
24		results in the burning of property or		
25		park resources, or creates a public	50	100
26		safety hazard		
27		(b) failure to extinguish fire	25	50
28		properly		
29	36 CFR	(a) the following are prohibited:		
30	2.14	(1) disposing of refuse in other than	25	50
31		refuse receptacles		
32		(2) use of Government receptacles	50	100
33		for unauthorized refuse		
34		(3) depositing refuse in plumbing		
35		fixtures or vaults of a toilet		
36		facility	25	50

1 2	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
3 4	(4) draining refuse from a trailer or other vehicle in unauthorized area	25	50
5 6	(5) bathing or washing food, clothing, dishes, or other property at public water outlets, fixtures or pools in undesignated area	25	50
7 8	(6) polluting or contaminating park area waters or water courses	100	200
9 10 11	(7) disposing of fish remains on land, or in waters within 200 feet of boat docks or designated swimming beaches or within developed areas, except as designated	25	50
12 13	(8) improper disposal of human body waste in developed areas	100	200
14 15 16	(9) disposal of human body waste within 100 feet of a water source, high water mark of a body of water, or a campsite, or within sight of a trail, in undeveloped areas, except as designated	100	200
17 18	(b) violation of disposal, containerization, or carryout conditions	50	100
19	36 CFR 2.15		
20 21 22	(a) the following are prohibited:  (1) possessing a pet in a public building, public transportation vehicle or location designated as a swimming beach, or any structure or area closed to the possession of pets	25	50
23 24 25	(2) failing to crate, cage, restrain on a leash which shall not exceed six feet in length, or otherwise physically confine pet at all times	25	50
26	(3) leaving pet unattended and tied to an object, except in designated areas	25	50

1			PRE-SET	CUSTODY
2	<u>VIOLATION</u>		<u>COLLATERAL</u>	<u>RELEASE</u>
3		(4) allowing pet to make noise that is unreasonable	50	100
4		(5) failing to comply with pet excrement disposal conditions	25	50
5		(b) pets used in hunting activities must be in accordance with Federal and State laws	100	200
6		(e) violation of conditions by residents	25	50
7				
8				
9	36 CFR			
10	2.16	(a) use of animals other than those designated as "pack animals" for purposes of transporting equipment	25	50
11		(b) use of horses or pack animals outside of trails, routes or areas designated for their use	100	200
12		(c) use of horses or pack animals on park roads, except as provided	25	50
13		(d) free-trailing or loose-herding of horses or pack animals on trails, except as designated	100	200
14		(e) allowing horses or pack animals to proceed in excess of slow walk when passing in the immediate vicinity of persons on foot or bicycle	100	200
15		(f) obstructing a trail, or making an unreasonable noise or gesture, while horses or pack animals are passing	100	200
16		(g) violations of conditions established by Superintendent	25	50
17				
18				
19	36 CFR			
20	2.17	(a) the following are prohibited:		
21		(1) operating or using aircraft on lands or waters in undesignated areas	100	200
22				
23				
24				
25				
26				

1			
2	<u>VIOLATION</u>	<u>PRE-SET</u>	<u>CUSTODY</u>
		<u>COLLATERAL</u>	<u>RELEASE</u>
			<u>BAIL</u>
3	(2) operating or using aircraft under		
4	power on the water within 500 feet of		
5	locations designated as swimming		
	beaches, boat docks, piers, or ramps,		
	except as otherwise designated	100	200
6	(3) delivering or retrieving a person		
7	or object by parachute, helicopter or		
8	other airborne means, except in		
9	emergencies involving public safety or		
	serious property loss, or pursuant to		
	terms and conditions of permit	250	250
10	(c)(2) failure to comply with		
11	procedures and conditions established		
	for removal of downed aircraft in		
	(c)(1)		M/A
12	(d) use of aircraft shall be in		
13	accordance with FAA regulations	100	200
14	(e) operation or use of hovercraft		
	is prohibited	100	200
15	(f) violation of terms and conditions		
	of permit	100	200
16	36 CFR		
17	2.18		
18	(b) state laws shall govern equipment		
	standards and operation	25	50
19	(c) use of snowmobile prohibited,		
	except in designated areas	50	100
20	(d) the following are prohibited:		
21	(1) operating a snowmobile that makes		
	excessive noise	50	100
22	(2) operating a snowmobile without		
23	lighted white headlamp and red		
24	taillight from 1/2 hour after sunset		
	to 1/2 hour before sunrise, or when		
	persons and vehicles are not clearly		
	visible for a distance of 500 feet	25	50
26	(3) operating a snowmobile with		
	brakes not in good working order	25	50

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

VIOLATION

PRE-SET  
COLLATERAL

CUSTODY  
RELEASE  
BAIL

(4) racing or operating a snowmobile  
in excess of 45 mph or the posted  
limit 50 100

(e) except where State law prescribes,  
the following are prohibited:

(1) operation of a snowmobile by a  
person under 16 years of age unless  
accompanied and supervised within line  
of sight by a responsible person 21  
years of age or older 25 50

(2) operation of a snowmobile by a  
person under 12 years of age, unless  
accompanied on the same machine by a  
responsible person 21 years of age or  
older 25 50

(3) supervision by one person of the  
operation of snowmobiles by more than  
one person under 16 years of age 25 50

36 CFR  
2.19

(a) skiing, snowshoeing, ice skating,  
sledding, innertubing, tobogganing, and  
similar winter sports are prohibited on  
park roads and in parking areas open to  
motor vehicle traffic, except as  
otherwise designated 25 50

(b) towing persons on skis, sleds, or  
other sliding devices by motor vehicle  
or snowmobile is prohibited, except in  
designated areas or routes 25 50

(c) failure to abide by area  
designations or activity restrictions 25 50

36 CFR  
2.20

using roller skates, skateboards,  
roller skis, coasting vehicles, or  
similar devices is prohibited, except  
in designated 25 50

. . .

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
36 CFR 2.21 (a) smoking not allowed in designated areas	25	50
(b) smoking is prohibited within all caves and caverns	25	50
36 CFR 2.22 (a) the following are prohibited:		
(1) abandoning property	100	200
(2) leaving property unattended for longer than 24 hours, except in designated areas, or in accordance with conditions established by Superintendent	25	50
(3) failing to turn in found property to Superintendent	50	100
36 CFR 2.23 (b) failure to pay required fees	25	50
36 CFR 2.30 (a) the following are prohibited:		
(1) obtaining or exercising unlawful possession over the property of another with the purpose to deprive the owner of the property		M/A
(2) obtaining property or services offered for sale or compensation without making payment or offering to pay	100	200
(3) obtaining property or services offered for sale or compensation by means of deception or a statement of past, present or future fact that is instrumental in causing the wrongful transfer of property or services, or using stolen, forged, expired, revoked or fraudulently obtained credit cards or paying with negotiable paper on which payment is refused.		M/A

1 2	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
3 4 5	(4) concealing unpurchased merchandise on or about the person without the knowledge or consent of the seller or paying less than purchase price by deception	100	200
6 7	(5) acquiring or possessing the property of another, with knowledge or reason to believe that the property is stolen		M/A
8 9	36 CFR 2.31		
10 11 12 13	(a) the following are prohibited:  (1) trespassing, entering or remaining in or upon property or real property not open to the public, except with express invitation or consent of person having lawful custody of the property or real property	50	100
14 15 16	(2) tampering or attempting to tamper with property or real property, or moving, manipulating or setting in motion any of the parts thereof, except when such property is under one's lawful control or possession	50	100
17 18	(3) destroying, injuring, defacing, or damaging property or real property	100	200
19	36 CFR 2.32		
20 21 22 23	(a) the following are prohibited:  (1) threatening, resisting, intimidating, or intentionally interfering with a government employee or agent engaged in an official duty or on account of the performance of an official duty		M/A
24	(2) failure to obey a lawful order	100	200
25 26	(3) knowingly giving false or fictitious report or other false information to an authorized person investigating an accident or violation of law or regulation or on an application for a permit	50	100

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
(4) knowingly giving a false report for the purpose or misleading a government employee or agent in the conduct of official duties, or making a false report that causes a response by the United States to a fictitious event		M/A
36 CFR 2.33		
(b) failure to report an incident resulting in injury to persons or damage to property in excess of \$100	25	50
36 CFR 2.34		
(a) the following are prohibited:		
(1) engaging in fighting or threatening, or in violent behavior	50	100
(2) use of language, an utterance, or gesture, or engaging in a display or act that is obscene, physically threatening or menacing, or done in a manner that is likely to inflict injury or incite an immediate breach of the peace	50	100
(3) making noise that is unreasonable	50	100
(4) creating or maintaining a hazardous or physically offensive condition	50	100
36 CFR 2.35		
(a)(2) the following are prohibited:		
(i) the sale or gift of an alcoholic beverage by a person under 21 years of age, except where allowed by State law	100	200
(ii) possession of an alcoholic beverage by a person under 21 years of age, except where allowed by State law	25	50
(iii) carrying a bottle, can or other receptacle containing an alcoholic beverage that has been opened, or a seal broken, or the contents partially removed, within a motor vehicle upon a park road or designated parking area	50	100

	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
3	(iv) storing a bottle, can or other receptacle containing any alcoholic beverage that has been opened, or seal broken or the contents of which have been partially removed, within a motor vehicle passenger compartment, upon a park road or designated parking area	50	100
8	(3) consumption of alcohol in an area closed to drinking	25	50
10	(b)(1) delivery of a controlled substance	250	250
11	(2) possession of a controlled substance	50	100
13	(c) presence in a park area when under the influence of alcohol or a controlled substance to a degree that may endanger oneself or another person, or damage property or park resources	50	100
16	36 CFR 2.36		
17	(a) gambling in any form, or the operation of gambling devices is prohibited	25	50
18	36 CFR 2.37		
19	soliciting or demanding gifts, money, goods or services is prohibited, except pursuant to terms and conditions of a permit	25	50
21	36 CFR 2.38		
22	(a) using, possessing, storing or transporting explosive, blasting agents or explosive materials is prohibited, except pursuant to terms and conditions of a permit	250	250
25	(b) using or possessing fireworks and firecrackers is prohibited, except pursuant to terms and conditions of a permit	25	50

1			
2	<u>VIOLATION</u>	<u>PRE-SET</u>	<u>CUSTODY</u>
		<u>COLLATERAL</u>	<u>RELEASE</u>
			<u>BAIL</u>
3	(c) violation of terms and conditions of a permit is prohibited	100	200
4	36 CFR		
5	2.50 (e) violation of terms and conditions of a permit is prohibited	250	250
6	36 CFR		
7	2.51 (a) public assemblies, meetings, gatherings, demonstrations, parades, and other public expressions of views prohibited without permit	50	100
8			
9	(h) persons engaged in activities covered under this section are prohibited from obstructing or impeding pedestrians or vehicles, or from harassing park visitors with physical contact	50	100
10			
11			
12			
13	36 CFR		
14	2.52 (a) sale or distribution of printed matter is prohibited without permit	50	100
15	(h) persons engaged in activities covered under this section are prohibited from obstructing or impeding pedestrians or vehicles, harassing park visitors with physical contact or persistent demands	50	100
16			
17			
18	36 CFR		
19	2.60 (a) running-at-large, herding, driving across, allowing on, pasturing or grazing of livestock of any kind in a park area or the use of a park area for agriculture purposes is prohibited	100	200
20			
21			
22	(b) violation of terms and conditions of a license, permit or lease	100	200
23			
24	36 CFR		
25	2.61 (a) residing in park areas, other than on privately owned lands, except pursuant to terms and conditions of a permit, lease or contract is prohibited	100	200
26			

	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
1			
2			
3	(b) violation of terms and conditions of permit is prohibited	100	200
4			
5	36 CFR 2.62		
6	(a) installation of a monument, memo- rial, tablet, structure, or other com- memorative installation in a park area without the authorization of the Direc- tor is prohibited	25	50
7			
8	(b) scattering of human ashes from cremation is prohibited, except pursuant to the terms and conditions of a permit, or in a designated area according to conditions established by Superintendent	25	50
9			
10			
11	(c) failure to abide by area designations and established conditions is prohibited	25	50
12			
13	(d) violation of the terms and conditions of a permit is prohibited	25	50
14			
15			
16			
17	36 CFR 4.1		
18	unless covered herein, state laws and regulations are applicable	25	50
19	36 CFR 4.3		
20	(a) bicycle riders must comply with all applicable traffic regulations	25	50
21			
22	(b) each bicycle must exhibit a white light on the front and a red light or red reflector on the rear during periods of low visibility or during the period between sundown and sunup	25	50
23			
24	(c) in natural and historical areas the use of bicycles is prohibited, except on established public roads and parking areas, and on routes designated for their use by the posting of signs or by marking on a map which shall be available at the office of Superintendent	25	50
25			
26			

PART 4 - VEHICLES AND TRAFFIC  
SAFETY

1			PRE-SET	CUSTODY
2	<u>VIOLATION</u>		<u>COLLATERAL</u>	<u>RELEASE</u>
3				<u>BAIL</u>
4		(d) in recreational areas, the use of bicycles is permitted unless restricted by posted signs or by marking on a map	25	50
5	36 CFR			
6	4.4	an operator of a vehicle used to provide commercial towing service for another vehicle following an accident or for any other reasons must give immediate notice to the Superintendent before moving the vehicle	100	200
7				
8				
9	36 CFR			
10	4.5	driving or permitting another person to drive a vehicle unless such operator has a valid license is prohibited	50	100
11				
12		driving on revoked or suspended license is prohibited	350	250
13	36 CFR			
14	4.6	driving under the influence of intoxicating liquor or drugs is prohibited	500	250
15	36 CFR			
16	4.7	no operator of a motor vehicle shall enter or leave the park with such vehicle at any place except established entrances and exits	25	50
17				
18	36 CFR			
19	4.8	excessive acceleration of the engine of a motor vehicle or motorcycle when such vehicle is not moving, or is approaching or leaving a stopping place is prohibited	25	50
20				
21				
22	36 CFR			
23	4.9	giving of any false or fictitious report or information to any authorized person investigating an accident or other violation of law or regulations is prohibited	50	100
24				
25	36 CFR			
26	4.10	operator of a vehicle shall not follow another vehicle more closely than is reasonable and prudent	25	50

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
36 CFR 4.11		
(a) load, weight, length and width limitations of vehicles except as provided herein, shall be in accordance with applicable state law	50	100
(b) no vehicle, or load thereon, the total outside width of which exceeds 8 feet, shall be permitted on park roads without a permit from the Superintendent	50	100
(c) trailers more than 35 feet long are prohibited without permit from the Superintendent	50	100
(d) transporting explosives in any quantity or form without a permit from the Superintendent is prohibited	250	250
(e) no motor vehicle shall be operated with a side mirror of auxiliary detachable type which extends more than 6 inches beyond the side fender line of either side of the motor vehicle	50	100
36 CFR 4.12		
(a) every motor vehicle shall be equipped with a muffler in good working order at any time motor vehicle is operating	25	50
(b) operating a motor vehicle equipped with a muffler cut-out, by-pass or similar device is prohibited	25	50
36 CFR 4.13		
(a) stopping, parking or leaving any vehicle, whether attended or unattended, upon the paved or maintained surface of a road so as to leave less than 10 feet of the width of the same traffic lane for the free or unobstructed movement of other vehicles or upon a designated fire lane is prohibited	25	50

1	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
3	(b) causing or permitting a motor vehicle under one's control to obstruct traffic by making turns from the wrong traffic lane, or by weaving in and out of traffic, or by driving so slowly as to interfere with the normal flow of traffic, or in any other manner, is prohibited	25	50
8	36 CFR 4.14		
9	driving or operating any vehicle carelessly or heedlessly, or in wilful or wanton disregard for the rights or safety of other persons, or without due care or at a speed greater than is reasonable and prudent is prohibited	250	250
12	36 CFR 4.15		
13	(a) the operator of any vehicle involved in collision or upset resulting in damage to property or injury to or death of any person shall immediately stop such vehicle at the scene of the accident or as close thereto as possible	250	250
16	(b) the operator of any vehicle involved in collision or upset shall at the time and place of the incident give in writing his name and address and identification of his vehicle to the operator or owner of other property involved	100	200
19	(c) the operator of any vehicle involved in collision with an unattended vehicle or other property in the absence of the owner shall at the time and place of incident leave in a secure and conspicuous place a written notice setting forth the name and address of the operator and owner and identification of the moving vehicle, including state registration and license number	250	250
25	(d) the operator of any vehicle involved in collision or upset shall give notice of such accident forthwith by the quickest available means of communication to the Superintendent	50	100

1 2	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
3 4	36 CFR 4.16		
5 6	(a) the operator of any vehicle, when being approached from any direction by any authorized emergency vehicle giving an audible or visual signal, shall yield the right of way to the emergency vehicle	50	100
7 8	(b) pedestrians, saddle horses, pack trains and horse-drawn vehicles have right of way over motor vehicle	25	50
9 10	36 CFR 4.17		
11	(a) speed in excess of maximum limits		200
12	(1) 15 mph zone: \$5.00 fine per mile over limit	\$5.00 per mile	
13	(2) 25 mph zone: \$5.00 fine per mile over limit	\$5.00 per mile	
14	(3) 45 mph zone: \$5.00 fine per mile over limit	\$5.00 per mile	
15 16	(b) specifically posted speed limits: \$5.00 fine per mile over limit	\$5.00 per mile	
17 18	36 CFR 4.18		
19	(a) violation of post regulations	25	50
20 21	(b) all persons shall obey the lawful order or signal of any authorized person directing, controlling or regulating the movement of traffic	100	200
22 23	(c) the operator of a motor vehicle shall comply with and observe all visual or audible signals given by any authorized person directing the operator to bring his motor vehicle to a stop	100	200
24 25	36 CFR 4.19		
26	(a) use of motor vehicles off established roads and parking areas is prohibited	50	100
26	(c) vehicle suitability		

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
(1) operating a motor vehicle other than a wheeled vehicle equipped with pneumatic tires is prohibited	25	50
(2) operation of motor vehicle that will damage or be likely to damage the surface of the road or route is prohibited	250	250
(e) a motor vehicle operated off established roads and parking areas, from a 1/2 hour after sunset to a 1/2 hour before sunrise, shall be equipped with lighted headlights and taillights which comply with the laws and regulations for operation on the roads of the state within whose exterior boundaries the park area or portion thereof is located	25	50
36 CFR 4.20 operation of motor vehicle which does not bear valid license plates and is not properly certificated or registered in accordance with applicable state laws is prohibited	50	100
operating a motor vehicle with fictitious license plates is prohibited	100	200
36 CFR 4.21 a motor vehicle shall be equipped with brakes in good working order in accordance with the laws and regulations for operation on the roads of the state within whose exterior boundaries the park area or portion thereof is located	25	50
36 CFR 4.22 hitchhicking, or the solicitation of transportation is prohibited	25	50
. . .		

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

VIOLATION

PRE-SET  
COLLATERAL

CUSTODY  
RELEASE  
BAIL

PART 5 - COMMERCIAL AND PRIVATE  
OPERATIONS

36 CFR 5.1	advertising without permit	50	100
36 CFR 5.2	(a) the sale of alcoholic, spirituous, vinous, or fermented liquor, containing more than 1% of alcohol by weight, shall conform with all applicable federal, state and local laws and regulations	50	100
	(b) no such liquor shall be sold on any privately owned lands under the legislative jurisdiction of the United States within Glacier, Lassen, Volcanic Mesa Verde, Mount McKinley, Mount Rainier, Olympic, Rocky Mountain, Sequoia-Kings Canyon, Yellowstone or Yosemite National Parks unless a permit for the sale thereof has first been secured from the appropriate Regional Director	50	100
36 CFR 5.3	engaging in or soliciting any business in park areas, except in accordance with the provisions of a permit, contract or other written agreement with the United States, is prohibited	100	200
36 CFR 5.4	(a) commercial transportation of passengers by motor vehicles except as authorized under a contract or permit from the Secretary of his authorized representative is prohibited	50	100
	(b) passenger-carrying motor vehicles otherwise admissible, that are so large as to require special escort in order to proceed safely over park roads, or which in		

1	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
2	judgment of the Superintendent are beyond the carrying capacity of safety factor of the roads, will not be permitted in the parks, except that, where they may satisfactorily enter and travel to park headquarters they may be parked there during the period of stay	50	100
3	36 CFR 5.5	500	250
4	(a) commercial television or motion pictures is prohibited without permit	500	250
5	(b) commercial still photograph is prohibited without permit	100	200
6	36 CFR 5.6	M/A	250
7	(b) use of government roads within park areas by commercial vehicles, when such use is in no way connected with the operation of the park area, is prohibited	M/A	250
8	36 CFR 5.7	M/A	250
9	constructing or attempting to construct a building, or other structure, boat dock, road, trail, path, or other way, telephone line, telegraph line, power line or any other private or public utility, upon, across, over, through or under any pay areas, except in accordance with the provisions of a valid permit, contract or other written agreement with the United States is prohibited	M/A	250
10	36 CFR 5.8	M/A	250
11	(a) the proprietor, owner, or operator of any hotel, inn, lodge or other facility or accommodation offered to or enjoyed by the general public within any park area is prohibited from discriminating against any employee or maintaining any employment practice which discriminates	M/A	250
12		M/A	250
13		M/A	250
14		M/A	250
15		M/A	250
16		M/A	250
17		M/A	250
18		M/A	250
19		M/A	250
20		M/A	250
21		M/A	250
22		M/A	250
23		M/A	250
24		M/A	250
25		M/A	250
26		M/A	250

1	<u>VIOLATION</u>	<u>PRE-SET COLLATERAL</u>	<u>CUSTODY RELEASE BAIL</u>
2			
3	(b) each such proprietor, owner or operator must post required notices	25	50
4	36 CFR		
5	5.9		
6	(a) the proprietor, owner or operator and the employees of any hotel, inn, lodge or other facility accommodation offered to or enjoyed by the general public within a park area and, while using such a park area, any commercial passenger-carrying motor vehicle transportation service and its employees are prohibited from discriminating because of race, creed, color, ancestry or national origin	M/A	250
7			
8			
9			
10			
11	(b) each such proprietor, owner or operator must post required notices	25	50
12			
13	36 CFR		
14	5.10		
15	(a) no establishment offering food, drink or lodging for sale on any privately owned lands under the legislative jurisdiction of the United States within Glacier, Lassen Volcanic, Mesa Verde, Mount McKinley, Mount Rainier, Olympic, Rocky Mountain, Sequoia-Kings Canyon, Yellowstone, and Yosemite National Parks may be operated without a permit	M/A	250
16			
17			
18			
19	(b) such establishment shall be maintained and operated in accordance with the rules and regulations recommended by the United States Public Health Service, and the substantive requirements of state and local laws and regulations	100	200
20			
21			
22			
23	36 CFR		
24	5.13		
25	creation or maintenance of a nuisance upon the federally owned lands of a park area or upon any private lands within a park area under the exclusive jurisdiction of the United States is prohibited	100	200
26			

