



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE

Morristown National Historical Park
Washington Place
Morristown, New Jersey 07960



RECEIVED

15 1996

AT 8:30 _____ M
WILLIAM T. WALSH, CLERK

August 5, 1996

W34 (MORR)

Clerk of Courts
District Court
50 Walnut Street
Newark, New Jersey 07102

Attached please find a Forfeiture of Collateral Fee Schedule for review and approval. Currently Morristown National Historical Park is operating under proprietary jurisdiction. Most recently Morristown National Historical Park, as well as other National Parks in New Jersey, has been delegated concurrent jurisdiction by Congress.

The changes presented represent the need to conform with the new jurisdiction and an upgrade of the current schedule.

Should you require further information please contact Park Ranger Patricia Montague, at 201-539-2016.

Sincerely,


Clark A. Dixon Jr.
Superintendent

SCHEDULE OF COLLATERAL FORFEITURE
AND MANDATORY APPEARANCES FOR
MISDEMEANOR AND PETTY OFFENSES

PART 1 - GENERAL PROVISIONS

	1st	2nd	3rd
	OFFENSE	OFFENSE	OFFENSE

36 CFR 1.5 - Closures and Public Use Limit

[F] Closure, designation, use or activity	40.00		
restriction visiting hours, public use limit			

36 CFR 1.6 Permits

[H] Terms/conditions of permit	50.00		
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PART 2 - RESOURCE PROTECTION, PUBLIC USE AND RECREATION

36 CFR 2.1 - Preservation of Natural, Cultural and Archeological Resources

[a][1] Possession, destroying, injuring, etc.	150.00		
[i] living or dead wildlife and fish	150.00		
[ii] plants or parts	100.00		
[iii] nonfossilized/fossilized specimens	100.00		
[iv] mineral resources/cave formation	100.00		
[a][2] Introducing wildlife, fish or plants	250.00		
[3] Throwing/rolling rocks	50.00		
[4] Using/possessing wood	50.00		
[5] Walking on, climbing, entering etc	50.00		
[6] Possessing, disturbing... a structure, cultural or archeological resource	250.00	MA	
[7] Possession or use of mineral or metal detector	150.00	MA	

36 CFR 2.2 - Wildlife Protection

[a][1] Taking of wildlife	500.00		MA
[2] Disturbing wildlife	100.00		MA
[3] Possess unlawfully taken wildlife	500.00		MA
Transporting lawfully taken wildlife	500.00		MA
or parts, violation of conditions			
[e] Using artificial light to view wildlife in closed areas	100.00	150.00	MA

36 CFR 2.3 - Fishing

[a]	Adoption of non conflicting state laws for fishing	50.00		
[d][1]	Improper method/unattended line	50.00		
[2]	Possessing/using unauthorized bait etc	50.00		
[3]	Feeding/attracting fish	50.00		
[4]	Commercial fishing	250.00	500.00	MA
[5]	Illegal fishing aids;drugs,poison, explosives,etc	100.00	100.00	MA
[6]	Digging for bait	50.00		
[7]	Improper catch and release	50.00		
[8]	Fishing from bridges,docks,etc	50.00		

36 CFR 2.4 - Weapons, Traps and Nets

[a][1]	Possessing, carrying and use	250.00	500.00	MA
[b]	Improper transportation	250.00	500.00	MA
[c]	Use endangering persons or property	500.00	MA	
[d]	Violation of terms/conditions of permit	50.00		

36 CFR 2.5 - Research Specimens

[a]	Taking specimens without permit	250.00		
[h]	Violation of terms/conditions of a permit	250.00		

36 CFR 2.10 - Camping and Food Storage

[a]	Prohibited	50.00		
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36 CFR 2.11 - Picnicking

	Violation of established conditions	40.00		
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36 CFR 2.12 - Audio Disturbances

[a][1]	Operating motor equip, audio device,	50.00		
[2]	Power saw without permit	50.00		
[3]	Operating motorized equipment, in undeveloped area	50.00		
[4]	Public address system without permit	50.00		
[b]	Terms/conditions of permit	50.00		

36 CFR 2.13 - Fires

[a][1] Prohibited	50.00	
[4] Unattended fire	50.00	
[5] Improper disposal of lighted/smoldering matter	50.00	
[b] Failure to extinguish fires	50.00	

36 CFR 2.14 - Sanitation and Refuse

[a][1] Improper disposal of refuse			
[i] refuse / litter small amount	50.00		
[ii] refuse / litter large amount	100.00	250.00	
[2] Unauthorized use of disposal receptacles	100.00		
[3] Depos. refuse in plumb. fixtures/toilets	50.00		
[4] Improper draining of refuse from vehicle	50.00		
[5] Improper use of public water outlets .	50.00		
[6] Pollution/contaminating park water . .	250.00	500.00	MA
[7] Improper disposal of fish remains . . .	50.00		
[8] Improper disposal of human body waste in developed areas	50.00		
[9] Improper disposal of human body waste in undeveloped areas	50.00		
[b] Terms/conditions of permit	50.00		

36 CFR 2.15 - Pets

[a][1] Pets in closed area	50.00	
[2] Failure to crate, cage, restrain leash	40.00	
[3] Unattended pet	40.00	
[4] Allowing pet to make unreasonable noise	40.00	
[5] Failure to comply w/pet excrement dispos.	40.00	
[e] Terms/conditions of pet permit, park res.	40.00	

36 CFR 2.16 - Horses and Pack Animals

[a] Use of undesignated pack animals	50.00	
[b] Pack animals off trails or in undesig. areas	50.00	100.00
[c] Pack animals on park roads	40.00	
[d] Free-trailing/loose herding, etc.	50.00	
plus per animal	+10.00	
[e] Moving too fast near persons	50.00	
[f] Obstruct, impeding, disturb pack animals	50.00	
[g] Terms/conditions of permit	50.00	

36 CFR 2.17 - Aircraft/ Parachute

- [a] The following are prohibited:
 - [1] Operating or use of aircraft on lands 100.00
 - [2] Operating, using a parachute, or delivering or retrieving a person or object by any airborne means except in emergency involving public safety or property loss 100.00

36 CFR 2.18 - Snowmobiles

- [a] Prohibited 50.00

36 CFR 2.19 - Winter Activities

- [a] Skiing, snowshoeing, ice skating, etc. on park roads 40.00
- [b] Towing skier, sledder, etc behind veh . 40.00
- [c] Failure to comply with restrictions . . 40.00

36 CFR 2.20 - Skating, Skateboards and Similar Devices

- Use of rollerskates, skatebrds, 25.00
- coasting vehicles, in undesignated areas

36 CFR 2.21 - Smoking

- [a] Smoking in undesignated areas 25.00

36 CFR 2.22 - Property

- [a][1] Abandoning property 50.00
- [2] Unattended property over 24 hours . . . 50.00
- [3] Failure to turn in found property . . . 50.00

36 CFR 2.23 - Recreation Fees

- [b] Failure to pay required fees 50.00

36 CFR 2.30 - Misappropriation of Property

- [a][1] Unlawful possession of anothers property M/A
- [2] Failure to pay for property or services M/A
- [3] Fraudulently obtaining property or ser M/A
- [4] Shoplifting, etc. M/A
- [5] Acquiring/possess stolen property . . M/A

36 CFR 2.31 - Trespassing, Tampering and Vandalism

- [a][1] Trespassing 100.00
- [2] Tampering/attempting 100.00
- [3] Vandalism 250.00 500.00 MA

36 CFR 2.32 - Interfering with Agency Function

- [a][1] Interference 250.00
- [2] Lawful order 150.00
- [3] False information 150.00
- [4] False report 150.00

36 CFR 2.33 - Report of Injury or Damage

- [b] Failure to report 150.00

36 CFR 2.34 - Disorderly Conduct

- [a][1] Fighting, threatening, violent behavior 150.00
- [2] Offensive or abusive utterances, . . . 150.00
gesture, obscene act, etc.
- [3] Unreasonable noise 150.00
- [4] Creation/maintains hazardous or . . . 150.00
offensive condition

36 CFR 2.35 - Alcoholic Beverages and Controlled Substances

- [a][2][i] Sale or gift to underage person . . MA
- [ii] Possession by under age person . . MA
- [iii] Open container within motor vehicle 50.00 100.00 MA
- [3] Alcoholic beverage in closed area . . . 50.00 100.00
- [b][1] Unlawful delivery, controlled substance 500.00 MA
- [2] Unlawful possess of controlled substance 150.00 less loz
MA more loz
- [c] Under the influence of alcohol/drugs . . 150.00

36 CFR 2.36 - Gambling

[a] Gambling in any form prohibited 100.00

36 CFR 2.37 - Noncommercial Soliciting

Soliciting without permit 50.00

36 CFR 2.38 - Explosives

[a] Use, possession, transporting, storing . 250.00
[b] Unauthorized use/possession of fireworks 50.00
[c] Terms/conditions established or of permit 50.00

36 CFR 2.50 - Special Events

[e] Terms/conditions of permit 50.00

36 CFR 2.51 - Public Assemblies, Meetings

[a] W/o a permit 50.00
[h] Permittees obstruct, impeding, etc . . . 200.00 MA
[j] Terms and conditions of permit 50.00

36 CFR 2.52 - Sale or Distribution of Printed Matter

[a] Sale or distribution without permit . . 50.00
[h] Permittees obstruct, impeding, etc . . . 200.00 MA
[j] Terms and conditions of permit 50.00

36 CFR 2.60 - Livestock and Agriculture

[a] Running-at-large, herding, drive across, 100.00
allowing on, pasturing or grazing of stock
[b] Terms and conditions of permit 100.00

36 CFR 2.61 - Residing on Federal Lands

[a] Residing on park lands without a permit MA
[b] Terms and conditions of permit 50.00

36 CFR 2.62 - Memorialization

- [a] Commemorative installation of memorials 200.00
- [b] Scattering of human ashes from cremation 50.00
- [c] Failure to abide by area designations/ conditions 50.00
- [d] Terms and conditions of permit 50.00

PART 4 - VEHICLES AND TRAFFIC SAFETY

36 CFR 4.4 - Report of motor vehicle accident

- [b] Fail to notify prior to towing/moving . 100.00
- [c] Fail to report 100.00

36 CFR 4.10 - Travel on park roads and designated routes

- [a] Operating a motor vehicle [other than] on designated roads and parking areas 50.00
- [b] Operating off road vehicles prohibited 50.00
- [2] Operating a MV causing unreasonable damage to road surface 100.00

36 CFR 4.11 - Load, Weight and size limits

- [b][1] Exceeds load, weight or size limit . . 250.00
- [2] Failure to obtain permit when required 250.00
- [3] Violating term or condition of permit . 200.00
- [4] Use of detachable side mirror that extends more than 10" beyond fender line, except when towing 50.00

36 CFR 4.12 - Traffic control devices

- Fail to comply w/a traffic control device 50.00
- (except parking which is) 40.00

36 CFR 4.13 - Obstructing traffic

- [a] Stopping or parking on a park road except as authorized or under conditions beyond operators control 50.00
- [b] Operating a motor vehicle so slowly as to interfere w/ normal flow of traffic . . 50.00

36 CFR 4.14 - Open container of alcoholic beverage

- [b] Carrying or storing a bottle, can or other receptacle containing an alcoholic beverage that is open or has been opened or whose seal has been broken or the contents of which have been partially removed within a motor vehicle in a readily accessible location including the glove compartment is prohibited and is the responsibility of the operator . . . 100.00 250.00

36 CFR 4.20 - Right of way

Failure to yield right of way to pedestrians, saddle horses, pack animals and vehicles drawn by animals is prohibited 50.00

36 CFR 4.21 - Speed limits

In excess of the speed limit is prohibited.

- 1-20 over 70.00
- 21-30 over 90.00
- 31-and over MA

36 CFR 4.22 - Unsafe operation

- [b][1] Operating without due care 150.00
- [2] Squealing tires 75.00
- [3] Fail to maintain control 150.00
- [4][i] Allowing persons to ride on or within a trailer towed behind not designated to carry passengers 100.00
- [4][ii] Allowing persons to ride on exterior of a vehicle not designated for riding 100.00

36 CFR 4.23 - Operating under the influence

- [a][1] Operating or being in actual physical control while under the influence of alcohol, drug or drugs of any combination thereof M/A
- [c][2] Refusal to take breath or blood test . M/A

STATE/COUNTY COLLATERALS [REFERENCE 36 CFR 4.2]

39:3-4	Driving or parking unregistered vehicle	40.00	
39:3-10	Driving with expired license	40.00	
39:3-11	Conditional license violation	40.00	
39:3-17	Failure of possession of driver's license and/ or registration	40.00	
39:3-75	Tinted Windows	40.00	
39:6B-2	No Insurance	MA	
39:2-29	Refusal to show license, regis, insur .	40.00	
39:3-32	Fail to repl. lost, defaced plates . .	40.00	
39:3-33	Display of unclear, indistinct plates .	40.00	
39:3-36	Failure to notify of change of address	40.00	
39:3-44	Vehicle in unsafe condition	40.00	
39:3-47	Improper lighting equipment	40.00	
39:3-49	Headlights	40.00	
39:3-69	Horns and warning devices	40.00	
39:3-70	Noisy Muffler	40.00	
39:3-71	Mirrors	40.00	
39:3-74	Obstruction of windshield for vision .	40.00	
39:3-76.2	Safety belt equipment	40.00	
39:3-76.2A	Fail to Use Child Restrnt, under age 5	40.00	
39:3-76.2f	Failure to wear seatbelt	40.00	
39:3-76.4	Muffler system for motorcycles	40.00	
39:76.10	Motorcycle oper and equipment violations	40.00	
39:3-76.5	Footrests and helmet for passenger . .	70.00	
39:4-10.1	Bicycle Helmet, (under 14 yrs)	25.00	100.00
39:4-123	Right and Left hand turns	50.00	
39:4-124	Failure to turn as indicated	50.00	
39:4-125	U-turn on curve or grade w obst view/posted sin	50.00	
39:4-126	Failure to signal	50.00	
39:4-127	Backing or turning in street	50.00	
39:4-135	Improper parking	40.00	
	a. within intersection		
	b. on a crosswalk		
	d. in front of driveway		
	e. within 25' of a crosswalk		
	f. on a sidewalk		
	h. within 50' of a "stop" sign		
	i. within 10' of a fire hydrant		
	m. double parking		
39:3-35	Lend or use wrong tags	40.00	
39:3-39A	Loaning a driver's license	40.00	
39:3-39C	Display another's driver's license . . .	40.00	
39:3-40	Driving w/ revoked or susp. license . .	40.00	
39:4-96	Reckless driving	70.00	
39:4-91	Right of way emergency vehicles	70.00	

36 CFR 4.30 - Bicycles

[a] Off designated roads 40.00

PART 5 - COMMERCIAL AND PRIVATE OPERATIONS

36 CFR 5.1 - Advertisements

Advertise, display, post, distribute commercial
notice without permit 50.00

36 CFR 5.2 - Alcoholic Beverages; Sale of Intoxicants

[b] Sale on privately owned lands within
specified parks w/o permit 150.00

36 CFR 5.3 - Business Operations

Engaging in or soliciting business w/o
permit, contract, etc. 150.00

36 CFR 5.4 - Commercial Passenger Carrying Motor Vehicles

[a] Commercial transportation by motor vehicle
w/o contract or permit in specified parks 150.00
[b] Oversized passenger carrying motor veh . 150.00

36 CFR 5.5 - Commercial Photography

[a] Motion pictures/television w/o permit . 150.00
[b] Still photography for commercial
advertising w/o permit 150.00

36 CFR 5.6 - Commercial Vehicles

[b] Use of park roads prohibited 150.00

36 CFR 5.7 - Construction of Buildings or Other Facilities

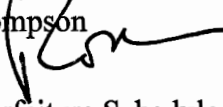
Construction or attempting to construct
w/o permit, contract, etc. M/A

36 CFR 5.13 - Nuisance

Creating or maintaining a nuisance . . . 50.00

U.S. DISTRICT COURT

MEMORANDUM**DISTRICT OF NEW JERSEY**

To: Chief Judge Anne E. Thompson
From: Ron Nau, Chief Deputy 
Subject: Revision of Collateral Forfeiture Schedule
Date: August 28, 1996

The Department of the Interior, National Park Service, requests that the Court revise its collateral forfeiture schedules governing those petty offenses applicable within their jurisdiction.

Apparently, numerous regulations have been revised and enacted since this Court last adopted a collateral schedule on August 30, 1983. In 1994 the Wildlife Division of the Department of the Interior made a similar request which former Chief Judge Gerry approved. At this belated date, the Park Service makes a similar request.

Attached is a proposed order and the revised forfeiture schedule. A copy of Chief Judge Gerry's order relating to the Wildlife forfeitures schedules is also attached.

Attach.