

Monday

27th

December, 2004.

It is ordered that the Rules heretofore adopted and promulgated by this Court and now in effect be and they hereby are amended to become effective immediately.

Amend Rule 3C:2 to read as follows:

Rule 3C:2. Uniform Fine Schedule.

* * *

Description of Offense*	Statute or Regulation	Fine	Processing Fee** ***	Total
Exceeding capacity on personal watercraft	29.1-748(A)(5)	\$35	\$61	\$96
Permitting operation of personal watercraft by person under age 14	29.1-749(A)	\$75	\$61	\$136
Constructing, maintaining or occupying unauthorized structures on department-owned lands or national forest lands	4 VAC 15-20-150 [†]	\$30	\$61	\$91
Using recorded or electronically amplified imitations of animal or bird calls or sounds to take wild animals and wild birds	4 VAC 15-40-30 [†]	\$50	\$61	\$111
Unlawfully possessing or using a bow or gun which is not unloaded and cased or dismantled on national forest lands statewide or on department-owned lands or on other department-managed lands west of the Blue Ridge Mountains during closed season	4 VAC 15-40-60(A) [†]	\$75	\$61	\$136
Using a bow or firearm outside the established boundaries of an archery or shooting range or using a bow or firearm for other than target shooting at such archery or shooting range during closed season	4 VAC 15-40-60(D) [†]	\$50	\$61	\$111
Chasing with a dog or training dogs on national forest lands or on department-owned lands outside authorized hunting, chasing or training seasons or during unauthorized raccoon hound field trials	4 VAC 15-40-60(E) [†]	\$50	\$61	\$111
Failing to mark certain traps or snares with non-ferrous identity tags	4 VAC 15-40-170 ^{††}	\$25	\$61	\$86
Killing or crippling and knowingly allowing any nonmigratory game bird or game animal to be wasted without making a reasonable effort to retrieve and retain it	4 VAC 15-40-250 [†]	\$25	\$61	\$86
Unlawfully validate (notch) a bear license prior to killing a bear or after killing bear fail to validate a bear license tag before moving the carcass from the place of kill	4 VAC 15-50-81(B) [†]	\$50	\$61	\$111

* The description of offense is for reference and is not a legal definition.

** Unless otherwise provided by statute.

*** See §§ 9.1-106 and 53.1-120 of the Code.

[†] The Regulations are promulgated pursuant to §§ 29.1-501 and 29.1-502 of the Code.

^{††} The Regulations are promulgated pursuant to §§ 29.1-103, 29.1-501 and 2.1-502 of the Code.

Description of Offense*	Statute or Regulation	Fine	Processing Fee**,**	Total
Failing to present bear carcass at an authorized checking station after having validated the appropriate bear license tag or failing to comply with procedure at such checking station	4 VAC 15-50-81(C)†	\$50	\$61	\$111
Destroying the identity (sex) of bear before validating bear license tag and checking at an authorized checking station	4 VAC 15-50-81(D)†	\$50	\$61	\$111
Unlawfully validate a deer license tag prior to killing a deer or after killing deer fail to validate a deer license tag before moving the carcass from the place of kill	4 VAC 15-90-231(B)†	\$50	\$61	\$111
Failing to either present deer carcass at an authorized checking station after having validated the appropriate deer license tag or report the kill through telephone checking system	4 VAC 15-90-231(C)†	\$50	\$61	\$111
Destroying the identity (sex) of deer before validating deer license tag and checking at an authorized checking station	4 VAC 15-90-231(D)†	\$50	\$61	\$111
Unlawfully validate a turkey license tag prior to killing a turkey or after killing turkey failing to validate a turkey license tag before moving the carcass from the place of kill	4 VAC 15-240-81(B)†	\$50	\$61	\$111
Failing to either present turkey carcass at an authorized checking station after having validated the appropriate turkey license tag or during the spring season only report the kill through telephone checking system	4 VAC 15-240-81(C)†	\$50	\$61	\$111
Destroying the identity (sex) of turkey before validating turkey license tag and checking at an authorized checking system	4 VAC 15-240-81(D)†	\$50	\$61	\$111
Failing to use nontoxic shot for waterfowl hunting	4 VAC 15-260-140†	\$25	\$61	\$86
Using a rifle of a caliber less than 23 for hunting or killing of bear or deer	4 VAC 15-270-10†††	\$100	\$61	\$161
Exceeding the creel limits for various species of fish on designated waters	4 VAC 15-320-20†	\$60	\$61	\$121
Possessing illegal size game fish	4 VAC 15-320-30†	\$25	\$61	\$86
Fishing in designated stocked trout waters or in waters specified in the regulations listed (during the period from May 16 through September 30) after obtaining the daily creel limit of trout	4 VAC 15-330-80†	\$50	\$61	\$111
Feeding or baiting trout in designated stocked trout waters	4 VAC 15-330-90†	\$10	\$61	\$71
Taking or attempting to take fish at any time by snagging, grabbing, snaring, gigging and with a striking iron	4 VAC 15-350-10†	\$50	\$61	\$111
Unlawfully using trotline, jugline or set pole	4 VAC 15-350-60†	\$25	\$61	\$86
Failure to display light while drifting or at anchor	4 VAC 15-370-30†††	\$25	\$61	\$86
Vessel failing to obey regulatory markers; placing in, on or near the water unauthorized regulatory markers	4 VAC 15-370-50†	\$30	\$61	\$91

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** Unless otherwise provided by statute.

*** See §§ 9.1-106 and 53.1-120 of the Code.

† The Regulations are promulgated pursuant to §§ 29.1-501 and 29.1-502 of the Code.

††† The Regulations are promulgated pursuant to § 29.1-501 of the Code.

†††† The Regulations are promulgated pursuant to §§ 29.1-701 and 29.1-802 of the Code.

Description of Offense*	Statute or Regulation	Fine	Processing Fee^{**,***}	Total
Failure to keep to starboard when meeting head and head	4 VAC 15-390-20 ^{††††}	\$30	\$61	\$91
Failure to yield right-of-way when crossing	4 VAC 15-390-30 ^{††††}	\$30	\$61	\$91
Failure to keep clear when overtaking another vessel	4 VAC 15-390-40(A) ^{††††}	\$30	\$61	\$91
Failure of motorboat to yield right of way to sailing vessel	4 VAC 15-390-50 ^{††††}	\$35	\$61	\$96
Failure to slacken speed to avoid endangerment of persons or property by wake	4 VAC 15-390-80 ^{††††}	\$30	\$61	\$91
Failure of person at least age 16 occupying front seat of vehicle to use safety belt system	46.2-1094(A) 46.2-1094(C)	\$25	--	\$25
Failure of driver to ensure that child 6 through 15 years of age is properly secured by safety belt system	46.2-1095(B) 46.2-1098	\$50	--	\$50
Failure of driver to ensure that child through age 5 is properly secured in approved child restraint device	46.2-1095(A) 46.2-1098	\$50	--	\$50
Failure of driver to carry written statement exempting child from use of child restraint device	46.2-1096 46.2-1098	\$20	--	\$20
Refusing officer's order to drive vehicle to weighing station	46.2-1137	\$35	\$61	\$96

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Teste:

Clerk