

ESA Overview Module 7 – Section 11, Penalties and Enforcement

Introduction (slides 1 - 3)

Hello, I'm Steve Martin, assistant special-agent-in-charge with the Bureau of Land Management in Phoenix. I'm joining you for this overview of Section 11 of the Endangered Species Act, where penalties and enforcement provisions are spelled out.

Unless we work closely with our agencies' law enforcement divisions, or with our Solicitor's office, we don't often spend a lot of time with this section.

But the major law enforcement concepts in the Act are important to understand ... and to know that more details are in the U.S. Code (Title 16, subsection 1540) and the Code of Federal Regulations (Title 50, Parts 17 and 402).

When we finish our review of Section 11 of the Act and the Federal Sentencing Guidelines, we'll know the maximum civil and criminal penalties for Endangered Species Act violations and the options that Federal agencies may take against Federal lease and permit holders who are convicted of criminal violations of the Act.

We'll discuss both civil and criminal penalties, rewards and incidental expenses, Endangered Species Act enforcement by designated agencies, and citizen lawsuits. Then we'll take a short assessment quiz.