

2023 EXOTIC ANIMAL LEGISLATION PASSED

5/4/23

STATE	BILL/RULE	TITLE	ANIMALS	SPECIES	SECTOR	TYPE	EFFECTIVE	STATUS
COLORADO	Agency Rule 2 CCR 406 W-0 #010	Transportation of Aquatic Wildlife	VARIOUS	Aquatic Wildlife = fish, amphibians	Scientific Collectors, Owners, others	Transport - Allows License	Effective 5/1/23	Adopted 3/15/23
	Allows scientific collecting license to transport aquatic wildlife							
COLORADO	Agency Rule 2 CCR 406 W- 13 #1300	Definitions	VARIOUS	Aquatic Wildlife = fish, amphibians	Scientific Collectors, Owners, others	Adds definition	Effective 5/1/23	Adopted 3/15/23
	<ul style="list-style-type: none">• Adds definition of aquatic management to the scientific license chapter (take/possess fish, amphibian, crustacean, or mollusk to alter composition in body of water)• Defines scientific collection as take or possession for purposes listed							
COLORADO	Agency Rule 2 CCR 406 W- 13 #1315	Purpose	VARIOUS	Aquatic Wildlife = fish, amphibians	Scientific Collectors, Owners, others	Amends license	Effective 5/1/23	Adopted 3/15/23
	<ul style="list-style-type: none">• Scientific license removes temporary or permanent possession of wildlife and collection of specimens for scientific research and limits to import, mark or band for scientific collection• Removes reference to scientific research definition• For post-secondary education adds fish and amphibians to species license issued for• Replaces section on trapped mortalities going to museum with allowing scientific collecting license for aquatic management• Moves 30 day wait time for license to #1316• Removes manner of take							

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COLORADO	Agency Rule 2 CCR 406 W- 13 #1316	License Requirements	VARIOUS	Aquatic Wildlife = fish, amphibians	Scientific Collectors, Owners, others	Amends license	Effective 5/1/23	Adopted 3/15/23
			VARIOUS	Wildlife				
COLORADO	Agency Rule 2 CCR 406 W- 13 #1317	Special Provisions	VARIOUS	Aquatic Wildlife = fish, amphibians	Scientific Collectors, Owners, others	Amends license	Effective 5/1/23	Adopted 3/15/23
			VARIOUS	Wildlife				
IDAHO	H0156 Chapter 138	An Act Relating to Predatory Wildlife; Amending Section 36-201, Idaho Code, To Classify Rattlesnakes as Predatory Wildlife; And Declaring an Emergency and Providing an Effective Date.	HERPTILE	Rattlesnake	All	Re-classifies Species	Effective 7/1/23	Signed into law 3/24/23

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IDAHO	S1084 Chapter 150	WILDLIFE – Adds to existing law to provide an exception to requirements for wildlife held captive in Idaho.	VARIOUS	Wildlife	USDA Class C exhibitors	Exemption	Effective Immediately	Signed into law 3/27/23
	<ul style="list-style-type: none"> Excludes animals in USDA Class C exhibit from the definition of wildlife Adds USDA Class C exemption to those not needing wildlife license 							
IDAHO	S1127 Chapter 219	State dinosaur designated	DINOSAUR	Oryctodromeus	All	Official State Animal	Effective 7/1/23	Signed into law 3/31/23
	<ul style="list-style-type: none"> Designates Oryctodromeus as official state dinosaur 							
KANSAS	SB 3	Designating Silvisaurus condrayi as the official state land fossil.	DINOSAUR	Silvisaurus condrayi	All	Official State Animal	Effective after published in statute book	Signed into law 4/24/23
	<ul style="list-style-type: none"> Designates Silvisaurus condrayi as official state land fossil 							
KENTUCKY	Agency Rule 301 KAR 2:075	Wildlife rehabilitation permit	N/A	N/A	Wildlife Rehabilitator	Revises Requirement		Adopted 9/15/22 – ARRS Amended 1/10/23
	<ul style="list-style-type: none"> Makes various changes to requirements for rehabilitators 							

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KENTUCKY	Agency Rule 301 KAR 2:081	Transportation and holding of live native wildlife.	VARIOUS <u>New</u> <u>Prohibited:</u> BATS	Native wildlife INCLUDES big brown, Eastern red, Eastern small-footed myotis, evening, gray, hoary, Indiana, little brown, Northern long-eared, Rafinesque's big-eared, seminole, silver-haired, Southeastern myotis, tricolored, Virginia bobcat	All	Ban – New Species; Revises		Adopted 9/15/22 – ARRS approved 1/10/23
			FELINES					
			CANINES	coyote, gray fox, red fox				
			HERPTILES	hellbender, Kirtland's snake				
			MUSTELIDS	Spotted & striped skunk				
			OTHER	Otter, raccoon, RVS hybrids				

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								<ul style="list-style-type: none"> • Related to: Adds reference to statutes regarding definitions, endangered species, commercial guides, permit issuance, license required, physicians to report persons bitten by animals, and quarantine of animals suspected of rabies • Related to: Removes reference to 150.290 and 150.305 regarding wildlife breeder sale and transport and possession out of season • Authority: Adds local government authority to regulate inherently dangerous animals AND destruction or control of animals causing damage • Necessity: Adds 50 C.F.R. 21.29 is for holding raptors for falconry purposes • "Enhanced Rabies Surveillance" replaces area with zone • "Native wildlife" replaces man with humans, removes exclusion of naturalized introduced species, adds those that have naturally expanded their range into KY without humans • Rabies vector species now includes hybrids of listed species • Permits to hold wildlife in captivity – exempts annual transportation permit, falconry permit and captive-bred native wildlife (except fox or coyote) imported or held in temporary facility 10 days; Also limits exemption section to AZA • Northern bobwhite – shooting areas must comply with 301 KAR 2:041 regarding shooting areas • Snapping turtle – limited to common snapping and references the law regarding turtle take • Bullfrogs – can only be taken during season and references rule • Spring lizards – removes from 25 limit and references live bait for personal use rule for dusky salamanders • Falconry permit – ADDS exemption from noncommercial permit and transportation permit for those raptors • Rabies Vector Species (RVS) – adds reference to furbearer trapping law, requires all RVS trapped to be dispatched (replaces euthanized) unless immediately released – keeps fox and coyote for foxhound enclosure exemption but allows all not just those in the designated area • RVS transport ban – limits to living ones and replaces area with zone • Captive wildlife permit – exempts captive-bred native wildlife imported or held in temporary facility 10 days (except fox, coyote) • Requires permit holders to report bites and exposure to local county health department in 12 hours • Requires immediate dispatching of mammals that bite person or show rabies symptoms and submit head for testing – department shall confiscate if not complied with • Commercial permit – ADDS those profit in any way from native wildlife need permit (exempts imported captive-bred wildlife or held in facility 10 days) AND requires permit per facility • Noncommercial permit – excludes those profiting from the native captive wildlife in any way AND requires permit per facility • Transport permit – limits to native species and that receipt of shipment limited to those from outside state • Applications: <ul style="list-style-type: none"> – moves age, fee, and submitting application from reason for denial to application requirements and – ADDS valid email – lists permits required – gives new residents with transportation permit 30 days to get inspection and submit application

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								<ul style="list-style-type: none"> – exempts government agencies doing conservation from fees – Also requires USFWS permit for MBTA or exemption – federal endangered limited to AZA, USFWS permit or cooperator in AZA SSP • Annual transportation permit – amendments must be submitted by mail or email and must not ship until approved • Law compliance – must comply with all federal, state and local laws regarding wildlife in general • Prohibited species: <ul style="list-style-type: none"> – Exemptions – adds trapped RVS, wildlife rehabilitation permit, commercial nuisance wildlife control – transport – limits to into KY – ADDS native bats, bobcat, hellbender, Kirtland’s snake, otter, native RVS, and wild rabbits • Exemptions: <ul style="list-style-type: none"> – Adds subsection titles – Updates name of AZA – makes them exempt for captive wildlife permits - allows them to have federal endangered and prohibited for official zoo activities – requires prohibited species to be in enclosure to prevent escape and prevent public contact – Commissioner’s exemption – only required to consider exemption and must further purposes of fish and game statutes – replaces licensed or accredited research or educational institution – limits government agency to those conducting research or education at permanent wildlife center – limits colleges to those conducting research or education to fulfill classroom requirement • Grandfathering: ADDS MAY exempt prohibited owned 4/4/23 – must microchip RVS, bobcats and otters and report using official form – BANS transfer ownership except owner’s death, reproducing and replacing them – enclosure must prevent escape and public contact • Enclosures: excludes dog training enclosures from requirements – clarifies that permittee must only meet the minimum requirements • Mobile facility: requires those held in mobile facility more than 10 days to meet general caging requirements • Inspections: replaces permit revocation with access – allows inspections of property holding facilities are on – inspection failure is if any deficiencies found or not allowed inspection and given 10 days to correct – must allow inspections • Permit denial and revocation: NEW section <ul style="list-style-type: none"> – Denial: revises old denial reason for violating this regulation and the exotic wildlife one by adding shooting area, import of game birds, falconry, shoot-to-retrieve field trial, furbearer seasons AND includes statutes and federal laws regarding hunting, fishing or wildlife, violating any department regulation, providing false information and failing inspection – REPLACES acquisition before receiving permit with captive wildlife permit, transportation permit, or commissioner's exemption – Revocation: adds same text as denial – adds if permit is revoked then all their facility permits are – Denial period: creates denial period for revoked or suspended permits • Commissioner’s exemption: may revoke if enclosures fail to prevent escape or public contact, not complying with exemption letter provisions, other reason to protect public health and safety, native ecosystems, native wildlife – if revoked must remove prohibited from state in 48 hours

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								<ul style="list-style-type: none"> • Confiscation: requires seizure if permit or commissioner's exemption revoked or not acquired – must be released, transferred or dispatched (RVS immediately dispatched) – does not allow return to owner – allows surrendering • Administrative Hearing: also allows for denials – must be in writing and postmarked or hand delivered in 30 days • References: updates application references to 2022, ADDS Native Prohibited Wildlife Report and Facility Inspection Checklist, ADDS permit links

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KENTUCKY	Agency Rule 301 KAR 2:082	Transportation and holding of live exotic wildlife.	VARIOUS	Exotic Wildlife	All	Revises		Adopted 9/15/22 ARRS approved 1/10/23
	<ul style="list-style-type: none"> • Necessity: writes out department name • Transportation Permits: adds prohibited species to those not requiring permit • Adds import to activities requiring USFWS permit for federal migratory • Inherently dangerous: ADDS transport to prohibited activities • Commissioner's exemption: replaces may grant with shall consider, ADDS import, requires it to further purpose of statutes, circuses limited to inherently dangerous species and no longer for transport in KY • Prohibited species – replaces apply for transportation permit with obtain a valid one • Applications – updates to 2022, removes Captive Wildlife Prohibited Species Report 							
MICHIGAN	Wildlife Conservation Order 1 - 2023	Wildlife Rehabilitation Regulations	VARIOUS	Wildlife	Rehabilitator	Revises Rules		Adopted 1/12/23
	<ul style="list-style-type: none"> • Adds many definitions • Redefines permit, permittee, subpermittee • Defines both wild birds and mammals under wild animals • Permit expires Mar 31 and renewals start Oct/Nov • BANS wild bats, bear, elk, moose, mute swan, skunk for permittee along with wild deer for subpermittee except to transport fawns • Allows subpermittee may rehab bottle baby and wild animals and transport animals not prohibited under permittee • Facility inspection for animals not bottle babies for subpermit facility except transport only • Allows 1 facility affiliate per permit, rest must be subpermittee • Allows another person to temporarily care for animals with permission • Subpermittee at unapproved facility must own property or get written authorization • BANS capture, transport and possession of wild animals not for rehabilitation AND transfer limited to other permittees or disposal of non-releaseable and diseased animals • BANS sale and barter, capture or release without landowner permission, violating other laws • Must provide permit copy upon request • Need federal permit for migratory birds unless exempt by USFWS 							

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MONTANA	<ul style="list-style-type: none">Allows any person to transport animal to rehabilitator, veterinarian, or department employee upon contacting them and transferred within 24 hours weekday and 48 hours weekendExcludes capture/transport of threatened, endangered, wild bat, bear, cougar, elk, lynx, moose, mute swan, skunk, wolve, deer except fawn from abovePermits may be submitted onlineMust be 18+, proof of 30 hours of paid or volunteer experience from vet, proof of 30 working hours as subpermittee by another MI rehabilitator, basic skills class if permit revoked, list all land parcels, own facility property or agreement with property owner, certify understanding laws and compliance with them, meet national wildlife rehabilitators association and international wildlife rehabilitation council’s standards, recordsMust wait 5 years if permit revokedeuthanasia of non-releaseable must be humane and discreetAllows permanent injured non-releaseable migratory bird for foster of young with scientific collector’s permit AND raptors with falconry permitBANS taking wild fawns from Oct 1 to Mar 1Other requirements							
	Petition	Caracal Cats	FELINE	Caracal	All	Add to Controlled		Adopted 2/22/23
	Petition to add caracals to controlled list							
NORTH CAROLINA	Rule 15A NCAC 10I .0103	Endangered Species Listed	<u>New Endangered:</u>		All	Revises List	Effective 2/1/23	Adopted 12/8/22
			FISH	Carolina madtom				Approved Rules
			BATS	Little brown bat, tricolored bat				Review 1/19/23
			<u>Moved Threatened:</u>					
			MOLLUSK	Atlantic pigtoe				
	Adds 2 new species to endangered list and removes 1 and moves Carolina madtom from threatened to endangered							

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NORTH CAROLINA	Rule 15A NCAC 10I .0104	Threatened Species Listed	<u>New:</u> FISH	Blotched chub, ironcolor shiner, santee chub, thicklip chub	All	Revises List	Effective 2/1/23	Adopted 12/8/22 Approved Rules Review 1/19/23
			<u>Was Endangered:</u> MOLLUSK	Atlantic pigtoe				
			<u>Was Special Concern:</u> HERTILE	Neuse River waterdog				
			<ul style="list-style-type: none">• Adds 4 new species to list• moves Carolina madtom from threatened to endangered• moves Neuse River waterdog from special concern to threatened					
NORTH CAROLINA	Rule 15A NCAC 10I .0105	Special Concern Species Listed	<u>New:</u> FISH	Seagreen darter	All	Revises List	Effective 2/1/23	Adopted 12/8/22 Approved Rules Review 1/19/23
			<u>Removed:</u> HERPTILE	crevice salamander				
			RODENT	Pungo white-footed mouse				
			<u>Replaces with:</u> HERPTILE	Collinses’ mountain chorus frog				
			<u>Moved to Threatened:</u> HERPTILE	Neuse River waterdog				
			<ul style="list-style-type: none">• Adds 1 new species to list and removes 2• moves Carolina madtom from threatened to endangered					

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PA	<ul style="list-style-type: none"> replaces mountain chorus frog with Collinses' mountain chorus frog updates scientific name of Carolina swamp snake 							
	Agency Rule 147.282	Safety (Menageries)	VARIOUS	Wildlife	Menageries	Allow Public Contact		Adopted 4/15/23
	Revises removal from cage and public contact for menageries: <ul style="list-style-type: none"> Classifies ruminant animals as Category 1 Wildlife and allows removal from cages and direct exposure to public including contact without restriction Classifies Category 2 wildlife as wildlife not listed elsewhere and allows removal from cage or enclosure and direct exposure to public including public contact if under immediate control of handler (was organ grinder monkey, performing chimp and elephant) Classifies Category 3 wildlife as families Ursidae, Felidae, and Canidae and bans previously allowed option of removing from cage (leaves public contact ban) 							
PA	Agency Rule 141.67	Furbearer seasons.	VARIOUS BIRD	Furbearers Raptors	Falconers	Allows Furbearer Take		Adopted 4/15/23
	<ul style="list-style-type: none"> Adds raptors under falconry to equipment that can be used to take furbearers during open season 							
UTAH	HB0030	Wildlife Resources Code Recodification	VARIOUS	Wildlife	All	Renumbers		Signed into law 3/14/23
	<ul style="list-style-type: none"> Renumbers the code Makes technical and a few other changes 							
UTAH	H.B. 31	Wildlife Resources Recodification Cross References	VARIOUS	Wildlife	All	Updates cross references		Signed into law 3/13/23
	<ul style="list-style-type: none"> Updates cross references and makes a few other minor corrections 							
UTAH	HB0137	State Crustacean Designation	CRUSTACEA	Brine Shrimp	All	Official State Animal		Signed into law 3/17/23
	<ul style="list-style-type: none"> Makes brine shrimp official state crustacean 							

STATE	BILL/RULE	TITLE	ANIMALS	SPECIES	SECTOR	TYPE	EFFECTIVE	STATUS
WASHINGTON	Agency Rule WAC 200-200-100	Wildlife classified as protected shall not be hunted or fished.	UNGULATE	Columbian white-tailed deer	All	Reclassifies Threatened		Adopted 1/27/23
	<ul style="list-style-type: none"> Reclassifies Columbian white-tailed deer from endangered to threatened 							
WASHINGTON	Agency Rule WAC 220-610-010	Wildlife classified as endangered species	UNGULATE	Columbian white-tailed deer	All	Reclassifies; Adds Species		Adopted 1/27/23
			CANINE	Cascade red fox				
	<ul style="list-style-type: none"> Reclassifies Columbian white-tailed deer from endangered to threatened Adds Cascade red fox 							
WEST VIRGINIA	HB 2749 SB 418	Authorizing the Division of Natural Resources to promulgate a legislative rule relating to miscellaneous permits and licenses	N/A	N/A	Licensees	Extends sunset date		SB: Added to SB 409 – Signed into law 3/23/23
	<ul style="list-style-type: none"> Approve agency rule to extend the sunset date on wildlife permit rule to 5 years after effective date (expires 5/7/23) 							
WYOMING	Agency Rule Chapter 10	Importation and Possession of Live Warm-Blooded Wildlife	VARIOUS	Wildlife	NX Bar Ranch	Increases Acreage	Effective immediately	Adopted with change 3/9/23
	<ul style="list-style-type: none"> Increases allowed acreage of the NX Bar Ranch to 26,000 acres to account for their newly acquired land and makes permit attached to land on application 							