

## UAPPEAL

### EXOTIC ANIMAL LEGISLATION THAT BECAME LAW IN 2018

STATE	BILL/ACT	TITLE	EFFECTIVE DATE	BECAME LAW
ALABAMA	<a href="#">SB 112</a> Act 2018-162	Conservation and Natural Resources, hunting and fishing licenses, game breeder's licenses, issuance, further provided for, penalties, criminal penalties applicable only for intentional violations	6/1/18	Enacted
AFFECTED: Game breeders      SPECIES: Game      CLASSIFICATION: Positive – Requires license issuance to those qualified				
<ul style="list-style-type: none"> <li>The Department is now required to issue an annual game breeders license to those properly accredited if: 1) they pass inspection and 2) had no license revoked after 5/1/06 nor been convicted of illegally importing a forbidden animal (prior law just gave authority to issue one)</li> <li>Clarifies that it is the license fees listed in that section that are based on the animals on hand as of the prior April 1</li> <li>The penalty is now changed to apply only to those who knowingly violated the game breeder license code and rules</li> <li>Willfully failing to get a license or falsifying records is now a penalty</li> </ul>				
ALABAMA	<a href="#">AGENCY RULE 220-2-138</a>	Licensed Game Breeder	3/22/18	Adopted 2/5/18
AFFECTED: Game Breeder      SPECIES: Game      CLASSIFICATION: License requirement change				
<ul style="list-style-type: none"> <li>All inventory records (except for initial records) for game breeder must now be sent through the electronic database</li> <li>Inventory records must now include transports, releases and transfers</li> <li>The department is allowed to conduct inspections</li> <li>Requires fawn ear tags</li> <li>Licensees are now given 10 days to recapture escaped deer and may be granted an additional 10 days by the Department</li> <li>A transport number is now required to transport game animals</li> </ul>				
ARKANSAS	AGENCY RULE	Temporary Suspension of Wildlife Importation and Wildlife Breeder/Dealer Permits for Venomous or Poisonous Species	Immediately to ~10/28/18	Adopted 6/21/18
AFFECTED: New Importers, Breeders, Dealers      SPECIES: Venomous or Poisonous Species      CLASSIFICATION: Temporary Ban – New Permits				
<ul style="list-style-type: none"> <li>Creates 120-day ban on issuing new importation and wildlife breeder/dealer permits for poisonous or venomous species</li> </ul>				
COLORADO	<a href="#">AGENCY RULE</a>	Raptors	9/1/18	Adopted 7/10/18
AFFECTED: Falconers and Raptor Licensees      SPECIES: Raptors      CLASSIFICATION: New License & License Change				
<ul style="list-style-type: none"> <li>Creates raptor educational exhibitors license</li> <li>Changes falconry/raptor license period to April 1 - March 31</li> </ul>				

Updated 8/7/2018

<ul style="list-style-type: none"> <li>Requires leaving 1 live eyas peregrine falcon in nest when capturing from wild</li> </ul>				
CONNECTICUT	<a href="#">HB 5354</a> Act 18-114	AN ACT CONCERNING SNAPPING TURTLES AND RED-EARED SLIDER TURTLES.	10/1/18	Signed into law 5/23/18
<p>AFFECTED: Importers, buyers, sellers, exchangers, owners  SPECIES: Red-eared slider turtles &amp; snapping turtles  CLASSIFICATION: BAN – Import, Purchase, Sale, Exchange, Possession, Import, Release</p>				
<ul style="list-style-type: none"> <li>Removes the exemption of snapping turtles from the regulation of the Department which essentially bans their buying, selling, exchanging and possession unless the Department adopts rules allowing it</li> <li>The import of red-eared slider turtles into the state and release upon lands or waters in the state is now banned</li> <li>The exceptions are 1) red-eared sliders used by any educational or scientific institution and 2) buying, selling, exchanging or possessing red-eared slider turtles with distinctive aberrant color patterns if seller keeps records of all buyer names and addresses and doesn't release the turtles</li> </ul>				
FLORIDA	<a href="#">SB 168</a> Chapter 2018-82	Nonnative Animals	7/1/18	Signed into law on 3/23/18
<p>AFFECTED: None (originally affected pet dealers)  SPECIES: Priority invasive species: red lionfish, common lionfish, tegu, Burmese python, reticulated python, Northern African python, Southern African python, amethystine, Nile monitor, conditional or prohibited reptiles  CLASSIFICATION: Manages wild invasive species</p>				
<p>Creates pilot program to manage "priority invasive species" on public lands and waters, which shall include:</p> <ul style="list-style-type: none"> <li>Examining benefits of using private contractors to slow, contain and eradicate such species</li> <li>Entering into contracts to capture or destroy such species (must get permission from landowner to hunt on areas not owned by state)</li> <li>Document all captures and disposals with location found and photograph</li> <li>Filing a report of its findings with the governor by 1/1/2021</li> </ul>				
FLORIDA	<a href="#">Rule 68A-6.0022</a>	Possession of Class I, II, or III Wildlife in Captivity; Permit Requirements		Adopted 4/5/18
<p>AFFECTED: Exhibitors or Sellers  SPECIES: American Alligators  CLASSIFICATION: Removes exemption</p>				
<p>Removes exemption for American alligator exhibitors and public sellers from having to comply with Class II experience and examination requirements</p>				

INDIANA	<a href="#">AGENCY RULE 312 IAC 9</a>	Wildlife Rule Amendments		Approved 6/20/18
AFFECTED: Owners SPECIES: Captive-bred mammals, reptiles, amphibians, mussels CLASSIFICATION: Ban - Release; Other				
<ul style="list-style-type: none"> <li>• Bobcats: Adds USDA exhibitors license to those allowed to possess a live bobcat</li> <li>• Exotic Mammals: Removes 1) cervidae and bovidae from the exotic animal take section and cervidae breeder license due to no longer having authority over them, 2) black bears which are not exotic, and 3) restrictions on owning exotic animals</li> <li>• Bats: New – Can only be possessed with nuisance wild animal control permit, scientific purposes license, limited take permit, or wild animal rehabilitation permit</li> <li>• Black Bears: Live possession limited to wild animal possession or wild animal rehabilitation permit, scientific purposes license, nuisance wild animal control permit, USDA registered educational or scientific institution, USDA breeder or dealer license; sale requires USDA breeder or dealer; must not be released</li> <li>• Game Breeders: Removes Cervidae requirements</li> <li>• Endangered Species: Creates endangered species propagation permit section</li> <li>• First permit for Wild Animal: Removes complying with IC 14-11-4 for Class II</li> </ul>				
LOUISIANA	<a href="#">HB 197 Act 67</a>	Prohibits the importation of live cervid	8/1/18	Signed into law 5/10/18
AFFECTED: Importers SPECIES: Exotic deer and cervids, antelope, elk, farm-raised white tail deer CLASSIFICATION: BAN - Import				
Now bans the import of live cervid from outside the state (Class 4 violation) with the exception of exotic cervid regulated by the Department of Agriculture				
LOUISIANA	<a href="#">HB 226 Act 681</a>	Prohibits the transportation of live feral swine	8/1/18	Signed into law 5/30/18
AFFECTED: Transporters SPECIES: Feral swine CLASSIFICATION: REGISTRATION – Transport				
<ul style="list-style-type: none"> <li>• Transporters of feral swine are now required to register as a feral swine transporter under the Board of Animal Health except for Uncle Earl's Hog Dog Trials</li> <li>• Penalty: up to \$900 and/or 6 months imprisonment</li> </ul>				

MARYLAND	<a href="#">SB 89</a> Chapter 60	Chesapeake Bay and Coastal Zone Advisory Commission and Captive Wildlife Advisory Committee - Repeal	10/1/18	Signed into law 4/10/18
Repealed two unused committees: <ul style="list-style-type: none"> <li>Chesapeake Bay and Coastal Zone Advisory Commission</li> <li>Captive Wildlife Advisory Committee</li> </ul>				
MICHIGAN	<a href="#">RULE Amend 2 of 2018</a>	Falconry		Adopted 2/8/18
AFFECTS: Falconers SPECIES: Raptors CLASSIFICATION: New Requirement				
<ul style="list-style-type: none"> <li>Requires those moving into the state to notify the department of their address and apply for a MI permit within 45 days</li> <li>Requires residents to notify permit specialist of any address change within 5 business days</li> <li>Allows apprentice falconer to do educational presentations under guidance of master falconer</li> <li>Allows others to capture raptors from nest and give to falconer on site</li> <li>Requires limited raptor capture permit application by December 1</li> </ul>				
MONTANA	AGENCY RULE	Peregrine Falcon Falconry Take		Adopted 2/15/18
AFFECTS: Falconers SPECIES: Peregrine Falcons CLASSIFICATION: Allows Take; Ban - Sale				
<ul style="list-style-type: none"> <li>Allows general or master falconer 10 (1 for nonresidents) nestlings during 2018-2019 from Jun 1 – Aug 31</li> <li>Limits take to 1 per year with 2 year waiting period</li> <li>Prohibits take in Eastern MT and high value wildlife</li> <li>Prohibits sale or barter of wild birds</li> </ul>				
NORTH CAROLINA	RULE	POSSESSION OF CERTAIN SPECIES OF WILDLIFE RESOURCES	8/1/18	Adopted
AFFECTS: Importers, owners, sellers SPECIES: Brown anole, Cuban tree frog and Asian newts, red-eared sliders CLASSIFICATION: Ban - Ownership				
<ul style="list-style-type: none"> <li>Amends invasive species rule to add brown anole, Cuban treefrog and Asian newts and revises rules on who can have them</li> <li>Prohibits private ownership of red-eared sliders</li> </ul>				
TENNESSEE	<a href="#">SB 2098</a> Chapter 652	As enacted, authorizes a person who possesses a valid wildlife rehabilitation permit issued by the agency to receive skunks from the wild for the purposes of rehabilitation and release only.	Immediately	Signed into law 4/9/18

Updated 8/7/2018

AFFECTS: Wildlife Rehabilitators SPECIES: Skunks CLASSIFICATION: Legalizes Activity				
Allows wildlife rehabilitators to receive skunks from the wild for rehabilitation and release only				
TENNESSEE	RULE 1660-01-02	Rules and Regulations for Birds	8/30/18	Adopted
AFFECTS: Falconers SPECIES: Peregrine falcon CLASSIFICATION: New Permit				
Creates Peregrine Falcon Take Permit which are only issued by a random drawing for General Class and Master Class – trapping is limited to juvenile peregrine falcons between September 20 to October 20				
VERMONT	<a href="#">H 636</a>	An act relating to miscellaneous fish and wildlife subjects	Immediately 7/1/18 1/1/19 1/1/20	Became law w/o signature 5/22/18
Makes various changes to the wildlife code with the most significant being (7/1/18): <ul style="list-style-type: none"> <li>• Transport of wild animals into, through or within the state now requires authorization from the Commissioner or a designee</li> <li>• The Department is now authorized to dispose of unlawfully possessed wildlife as it sees best (previously just allowed to dispose of unlawfully imported wildlife)</li> <li>• All imports must comply with the laws of country, state or province of origin</li> <li>• It is now illegal to place Vermont tags on wildlife taken outside the state</li> <li>• Big game taken outside the state may not be reported</li> </ul> Other Changes: <ul style="list-style-type: none"> <li>• Anyone who incidentally traps a dog or cat must report it to fish and wildlife or the Department within 24 hours of discovery, which must be recorded by the Department (1/1/19)</li> <li>• Allows Commissioner to collect data to manage fish and wildlife, which may be designated as confidential and exempted under Public Records Act to prevent harm to a species or habitat (7/1/18)</li> <li>• Extends Secretary’s authority to collect property interest to all interests acquired under 6303(a) (7/1/18)</li> <li>• Allows Secretary to convey land under Department for resolving trespass issues, boundary line adjustments, right-of-way and deed corrections, and acquiring new lands for conservation and public recreation if advantageous to state (7/1/18)</li> <li>• Allows Commissioner to establish lottery applications (Immediately)</li> <li>• Includes federal migratory waterfowl stamp as stamp for migratory wildfowl stamp program and clarify the section applies to the state stamp (7/1/18)</li> </ul>				

- Allows game warden to retain possession of firearms, jacks, lights, motor vehicles, and devices collected from taking big game out of season, big game unlawfully possessed, sold, or transported, taking animal from motor-controlled vehicle, and taking wildlife during license suspension (7/1/18)
- Removes violation of rules from fish and wildlife violation (7/1/18)
- Crossbows must now be exhibited to enforcement officer upon demand if used within right-of-way of public highway (7/1/18)
- Valid trapping license now needed for those who are compensated to trap rabbits or fur-bearing animals on another's property to protect such property who may possess pelt if Commissioner contacted within 84 hours and pelt is held (1/1/20)
- Excludes domestic fowl and domestic pets (domesticated dogs, domesticated cats, domesticated ferrets, psittacine birds, or any domesticated animal) from definition of wild animals (1/1/19)
- No person may hold or participate in a coyote hunting competition with \$400-1000 fine for 1<sup>st</sup> offense and \$2000-4000 for subsequent offense PLUS 10 points on hunting license for participating and 20 points for holding one (1/1/19)
- Requires Department to conduct review of potential criminal and civil charges for all fish and wildlife violations and submit a report recommending changes by 1/15/19 with the process used and basis for such changes (7/1/18)

WASHINGTON	<a href="#">RULE 220-640</a> <a href="#">WAC</a>	Aquatic invasive species and deleterious exotic wildlife	3/25/18	Adopted 2/22/18
AFFECTS: All SPECIES: Species listed CLASSIFICATION: Revises Rule				
<ul style="list-style-type: none"> <li>• Makes many revisions to deleterious exotic wildlife rule and aquatic invasive species lists and requirements</li> <li>• Adds following classifications for aquatic invasive species: Prohibited Level 1, Prohibited Level 2, Prohibited Level 3, Regulated Type A, Regulated Type B and Regulated Type C</li> </ul>				