







UAPPEAL




EXOTIC ANIMAL LEGISLATION THAT BECAME LAW IN 2018

ALABAMA	SB 112 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"> • 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) • 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 • The penalty is now changed to apply only to those who knowingly violated the game breeder license code and rules • Willfully failing to get a license or falsifying records is now a penalty 				
ALABAMA	AGENCY RULE 220-2-.98	Invertebrate Species Regulation	8/24/18	Adopted 7/10/18
AFFECTED: ALL SPECIES: Various crayfish, snails, fish, etc. CLASSIFICATION: Ban – Ownership, Sale, Trade, Take; Positive – Legalizes Species				
Adds many species of invertebrates for which it is illegal to take, possess, or sale or trade for something of monetary value without a scientific permit or special written permit AND removes a few species				
ALABAMA	AGENCY RULE 220-2-.138	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"> • All inventory records (except for initial records) for game breeder must now be sent through the electronic database • Inventory records must now include transports, releases and transfers • The department is allowed to conduct inspections • Requires fawn ear tags • Licensees are now given 10 days to recapture escaped deer and may be granted an additional 10 days by the Department • A transport number is now required to transport game animals 				
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"> • Creates 120-day ban on issuing new importation and wildlife breeder/dealer permits for poisonous or venomous species 				

CALIFORNIA	AGENCY RULE	Commercial Use and Possession of Native Rattlesnakes	1/1/19	Adopted 10/17/18 Approved 11/28/18
<p>AFFECTED: Commercial importers or possessors</p> <p>SPECIES:  Rattlesnake (Western diamondback, mohave, Western, spectacled, paramint) and sidewinder</p> <p>CLASSIFICATION: New License</p> <ul style="list-style-type: none"> Creates commercial rattlesnake permit for the commercial collection of venom for native species or using venom 				
COLORADO	AGENCY RULE	Raptors	9/1/18	Adopted 7/10/18
<p>AFFECTED: Falconers and Raptor Licensees SPECIES: Raptors CLASSIFICATION: New License & License Change</p> <ul style="list-style-type: none"> Creates raptor educational exhibitors license Changes falconry/raptor license period to April 1 - March 31 Requires leaving 1 live eyas peregrine falcon in nest when capturing from wild 				
CONNECTICUT	HB 5354 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</p> <p>SPECIES: Red-eared slider turtles & snapping turtles</p> <p>CLASSIFICATION: BAN – Import, Purchase, Sale, Exchange, Possession, Import, Release</p> <ul style="list-style-type: none"> 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 The import of red-eared slider turtles into the state and release upon lands or waters in the state is now banned 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 				

FLORIDA	SB 168 Chapter 2018-82	Nonnative Animals	7/1/18	Signed into law on 3/23/18
<p>AFFECTED: None (originally affected pet dealers)</p> <p>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</p> <p>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"> • Examining benefits of using private contractors to slow, contain and eradicate such species • Entering into contracts to capture or destroy such species (must get permission from landowner to hunt on areas not owned by state) • Document all captures and disposals with location found and photograph • Filing a report of its findings with the governor by 1/1/2021 				
FLORIDA	Rule 68A-6.0022	Possession of Class I, II, or III Wildlife in Captivity; Permit Requirements		Adopted 4/5/18
<p>AFFECTED: Exhibitors or Sellers</p> <p>SPECIES: American Alligators</p> <p>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>				
FLORIDA	Executive Order 18-46	Injurious Wildlife Importation Prohibition	Immediately	Signed 10/2/18
<p>AFFECTED: Importers except researchers or exhibitors</p> <p>SPECIES: Mongoose, meerkat, Flying fox</p> <p> Indian wild dog, Raccoon dog</p> <p> Brushtail possum</p> <p> Red whiskered bulbul, Red-billed quelea, Java sparrow, Pink/rosy starling</p> <p> Yellow anaconda, Beni anaconda, DeSchauensee's anaconda, Brown tree snake</p> <p>CLASSIFICATION: Ban - Import</p> <p>Bans import of listed species until a permanent rule is complete</p>				

IDAHO	AGENCY RULE	Ban importation and possession of live mule deer, white-tailed deer, moose, and wild elk in Idaho.		Adopted 7/26/18
<p>AFFECTED: Importers, Owners</p> <p>SPECIES:  Mule deer, white-tailed deer, moose, elk</p> <p>CLASSIFICATION: Ban – Import, Possession</p> <p>Ban importation and possession of live mule deer, white-tailed deer, moose, and wild elk</p>				
INDIANA	AGENCY RULE 312 IAC 9	Wildlife Rule Amendments		Approved 6/20/18
<p>AFFECTED: Owners</p> <p>SPECIES: Captive-bred mammals, reptiles, amphibians, mussels</p> <p>CLASSIFICATION: Ban - Release; Other</p> <ul style="list-style-type: none"> • Bobcats: Adds USDA exhibitors license to those allowed to possess a live bobcat • 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 • Bats: New – Can only be possessed with nuisance wild animal control permit, scientific purposes license, limited take permit, or wild animal rehabilitation permit • 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 • Game Breeders: Removes Cervidae requirements • Endangered Species: Creates endangered species propagation permit section • First permit for Wild Animal: Removes complying with IC 14-11-4 for Class II 				
LOUISIANA	HB 197 Act 67	Prohibits the importation of live cervid	8/1/18	Signed into law 5/10/18
<p>AFFECTED: Importers</p> <p>SPECIES: Exotic deer and cervids, antelope, elk, farm-raised white tail deer</p> <p>CLASSIFICATION: BAN - Import</p> <p>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</p>				

LOUISIANA	HB 226 Act 681	Prohibits the transportation of live feral swine	8/1/18	Signed into law 5/30/18
<p>AFFECTED: Transporters SPECIES: Feral swine CLASSIFICATION: REGISTRATION – Transport</p> <ul style="list-style-type: none"> 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 Penalty: up to \$900 and/or 6 months imprisonment 				
LOUISIANA	Emergency Order	Turtles	12/6/18 for 120 days	12/6/18
<p>AFFECTED: Turtle Farmers SPECIES:  Turtles and Eggs CLASSIFICATION: Positive – Removes restrictions</p> <p>Removes requirement for international turtle and egg export to have certified lab report and health certificate</p>				
MARYLAND	SB 89 Chapter 60	Chesapeake Bay and Coastal Zone Advisory Commission and Captive Wildlife Advisory Committee - Repeal	10/1/18	Signed into law 4/10/18
<p>Repealed two unused committees:</p> <ul style="list-style-type: none"> Chesapeake Bay and Coastal Zone Advisory Commission Captive Wildlife Advisory Committee 				
MICHIGAN	HB 5778 PA 610'18	Agriculture; animals; large carnivore act; amend to allow for breeding of large carnivores in certain situations.	Immediately	12/28/18
<p>AFFECTS: ALL except law enforcement, vet or those traveling through</p> <p>SPECIES: Large carnivore =   lion, leopard, snow leopard, clouded leopard, jaguar, tiger, cougar, panther, cheetah, hybrids</p> <p>CLASSIFICATION: Positive – Legalizes Breeding/New Permit/Other – Changes Exemptions</p> <ul style="list-style-type: none"> Removes definition of circus Moves state veterinarian definition to definitions Replaces allowing transfer of large carnivore for violation to US FWS or DNR, AZA, ASA or AOS to animal shelter or AZA Limits shelter exemption for humane euthanasia or transfer and only exempts shelter and Class C from (4) possession, (6) confinement except for tethering ban, keeping secure, locked gate, no person less than 21, no abuse/neglect, conditions, water and food, cleaning, vet care and death provisions, and (14) failure to obtain permit Removes AZA, association of sanctuaries, and ASA Requires Class C to be resident and must not have had animal confiscated, warning letter or penalty, cease and desist, monetary penalty or suspension or revocation by USDA within last 5 years 				

- Exempts breeder licensees with same exemptions as Class C along with microchip
- Creates breeder license IF for-profit or non-profit presenting animals for education or entertainment, Class C, meets Class C standards with the same restrictions for USDA issues in last 5 years, no direct contact with patron, does not sell except to person allowed
- Can only grant 10 breeder licenses a year
- Requires application with name, address, number, email and partners/ etc if not individual, animal description and purpose for breeding, documentation of no USDA issues mentioned and complying with breeder license requirements (must be from law enforcement agency for written emergency protocols and drills and trained firearms team); good for 2 years; \$2500 application fee along with Agricultural Licensing and Inspection Fees Fund for such fees
- Creates large carnivore advisory committee (state vet, 1 public zoo, 1 private zoo) appointed by the governor to advise state vet on applications or revocations and state vet advises department – department must make decision in 90 days and shall notify applicant of incomplete information in 14 days
- Requires breeders to have adequately lit and clutter free facility with clearly marked service doors with barriers for non public access, provide immediate electronic access to emergency personnel for staff working in/around them, written emergency protocols, trained firearms team with bi-annual practice if no law enforcement nearby, security and fire protection systems, climate control, conditions include need for space, complexity, social interactions, and protection of animals, knowledgeable staff, acquisition/transfer/disposition policy, meet all laws if releasing into wild, succession plan, affidavit of financial ability, contingency plan for extreme loss of income, insurance coverage, participate in managed breeding program, 24 hour vet available with care program for disease prevention and regular checkups with stool samples, blood count and weight and vaccinations, considers castration, uses humane euthanasia and necropsies dead animals, meets food preparation laws, provides proper food, has staff protocol for drug administration; written conservation program that includes participating in conservation program, education awareness, program impact
- Prohibits: transfer to person not capable of caring for it properly or to animal auction or to hunting range or breeding for parts or food, performing disfiguring procedures or removing socially or nutritionally dependent young from mothers unless deemed medically necessary by vet


MICHIGAN	HB 6050 PA 609'18	Agriculture; animals; large carnivore act; amend to allow for breeding of black bears under certain conditions	Immediately	Signed into law 12/28/18
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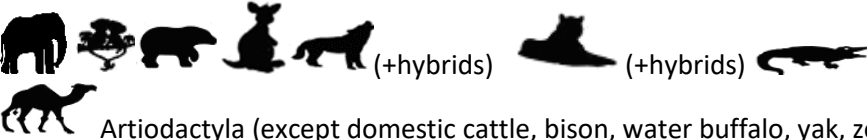
AFFECTS: Breeders



SPECIES:  Black bear

CLASSIFICATION: Positive – Legalizes breeding

- Capitalizes entities, adds effective date of 2013 law
- Allows breeding of up to 4 black bear sows per year if they do not:
 - Transfer it to: 1) unqualified person in safely maintaining or caring for it, 2) animal auction, 3) person that allows hunting
 - Use it for food or parts
 - Perform disfiguring procedures (declawing, etc) unless medically necessary

MICHIGAN	SB 1072 PA 0451'18	Natural resources; nonnative species; permitted species list; eliminate, and require registration of persons selling live nonnative aquatic species.	Immediately	Signed into law 12/28/18
<p>AFFECTS: All</p> <p>SPECIES:  Nonnative</p> <p>CLASSIFICATION: Registration</p> <ul style="list-style-type: none"> • Creates nonnative aquatic species sales registration except for non-prohibited and unrestricted species for consumption, under part 459 and 1-time sale of up to 20 of a species • Requires a risk assessment for determining prohibited and restricted • For annual review, adds to review US injurious wildlife changes in 180 days • Allows emergency orders <90 days • Adds bans on releasing game/bait fish 				
MICHIGAN	RULE Amend 2 of 2018	Falconry		Adopted 2/8/18
<p>AFFECTS: Falconers</p> <p>SPECIES: Raptors</p> <p>CLASSIFICATION: New Requirement</p> <ul style="list-style-type: none"> • Requires those moving into the state to notify the department of their address and apply for a MI permit within 45 days • Requires residents to notify permit specialist of any address change within 5 business days • Allows apprentice falconer to do educational presentations under guidance of master falconer • Allows others to capture raptors from nest and give to falconer on site • Requires limited raptor capture permit application by December 1 				
MONTANA	AGENCY RULE	Peregrine Falcon Falconry Take		Adopted 2/15/18
<p>AFFECTS: Falconers</p> <p>SPECIES: Peregrine Falcons</p> <p>CLASSIFICATION: Allows Take; Ban - Sale</p> <ul style="list-style-type: none"> • Allows general or master falconer 10 (1 for nonresidents) nestlings during 2018-2019 from Jun 1 – Aug 31 • Limits take to 1 per year with 2 year waiting period • Prohibits take in Eastern MT and high value wildlife • Prohibits sale or barter of wild birds 				

MONTANA	RULE 32-18-291	Identification of Omnivores and Carnivores		Adopted 10/5/18
AFFECTS: Importers and owners				
SPECIES:  Wolf, coyote  Tiger, mountain lion 				
CLASSIFICATION: Updates Reference				
Updates import requirement reference to the requirement to ID omnivores and carnivores due to the 2011 repeal of the previous section				
NEVADA	AGENCY RULE	Revises the list of protected reptiles	10/25/18	10/25/18
AFFECTS: All				
SPECIES:  Rosy Boa				
CLASSIFICATION: Updates scientific name				
Updates scientific name of rosy boa under protected reptiles				
NEW JERSEY	S 1093 Chapter 141	"Nosey's Law"; prohibits use of elephants and other wild or exotic animals in traveling animal acts	Immediately	Signed into law 12/14/18
AFFECTS: Traveling exhibitors except for: non-mobile, permanent USDA institutions and educational or conservation outreach programs by such institutions, institute of higher education exhibiting for research or education, government entity outreach programs				
SPECIES:				
 (+hybrids) (Crocodilia), Pinnipedia, Elasmobranchii (except rays)				
Artiodactyla (except domestic cattle, bison, water buffalo, yak, zebu, gayal, bali cattle, suidae, sheep, goats, llamas, vicunas, or alpacas), camels, Perissodactyla (except domestic horses, ponies, donkeys, or mules)				
CLASSIFICATION: Ban – Traveling Acts				
<ul style="list-style-type: none"> • Prohibits using wild or exotic animal in traveling animal act • Exempts animal acts held in first class cities by June 30, 2019 				
NORTH CAROLINA	RULE	15A NCAC 10H .0300 Holding Wildlife in Captivity	new section takes effect	Adopted
AFFECTS: All				
SPECIES: Captive Wildlife				
CLASSIFICATION: Repeals Rule				
Repeals entire captive wildlife sections since they were recodified into section .1400				

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"> Amends invasive species rule to add brown anole, Cuban treefrog and Asian newts and revises rules on who can have them Prohibits private ownership of red-eared sliders 				
TENNESSEE	SB 2098 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
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				
TEXAS	Agency Rule	Commercial Collection of Freshwater Turtles		Adopted 8/22/18
AFFECTS: Commercial use SPECIES:  Common snapping turtle, red-eared slider, softshell turtle CLASSIFICATION: Ban – Commercial Use				
Bans common snapping turtles, red-eared sliders, and softshell turtles for commercial purposes				
UTAH	Agency Rule R657-53	Amphibian and Reptile Collection, Importation, Transportation and Possession		Adopted 8/9/18
AFFECTS: ALL SPECIES: 				
CLASSIFICATION: Revises Requirements Deletes Certification Review Committee and puts division in charge in consultation with Agriculture & Food and Department of Health AND refers to R657-2 for appeals				

UTAH	Agency Rule R657-3	Collection, Importation, Transportation, and Possession of Animals.		Adopted 8/9/18
<p>AFFECTS: Importers SPECIES: Marine aquatic animals CLASSIFICATION: Revises Requirements</p> <p>Changes import requirements:</p> <ul style="list-style-type: none"> • Extends live fish import rules to include all aquatic animals including marine animals • Deletes certification review committee and puts division in charge <p>Refers to R657-2 for appeals</p>				
UTAH	Agency Rule R657-55	Wildlife Expo Permits		Adopted 8/9/18
<p>AFFECTS: Conservation organizations SPECIES: NA CLASSIFICATION: Revises Rules</p> <ul style="list-style-type: none"> • Specifies that conservation organization must be 501(c)(3) • Specifies that wildlife exposition is where 1+ organizations are sponsoring an event through a single organization • Permits are renewed not extended every 5 years AND adds that Division of Purchasing and General Services Procurement officer and Wildlife Board must agree • Makes several other changes including 1 permit per year instead of per species 				
VERMONT	H 636	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
<p>Makes various changes to the wildlife code with the most significant being (7/1/18):</p> <ul style="list-style-type: none"> • Transport of wild animals into, through or within the state now requires authorization from the Commissioner or a designee • The Department is now authorized to dispose of unlawfully possessed wildlife as it sees best (previously just allowed to dispose of unlawfully imported wildlife) • All imports must comply with the laws of country, state or province of origin • It is now illegal to place Vermont tags on wildlife taken outside the state • Big game taken outside the state may not be reported <p>Other Changes:</p> <ul style="list-style-type: none"> • 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) • 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) 				

- Extends Secretary’s authority to collect property interest to all interests acquired under 6303(a) (7/1/18)
- 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)
- Allows Commissioner to establish lottery applications (Immediately)
- Includes federal migratory waterfowl stamp as stamp for migratory wildfowl stamp program and clarify the section applies to the state stamp (7/1/18)
- 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 1st 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)

VIRGINIA	Agency Rule 4VAC 15-20-50	Definitions and Miscellaneous: In General	1/1/19	Adopted 8/22/18
AFFECTS: All				
SPECIES: Native				
CLASSIFICATION: Update Reference				
Updates reference to 2018 edition of list of native species				
WASHINGTON	RULE 220-640 WAC	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"> • Makes many revisions to deleterious exotic wildlife rule and aquatic invasive species lists and requirements • 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 				

WISCONSIN	Agency Rule WM-10-13	Rehabilitation of wild animals		Adopted 4/11/18
<p>AFFECTS: Wildlife rehabilitators; Captive wildlife holders</p> <p>SPECIES: Wild animals and captive wildlife</p> <p>CLASSIFICATION: Amends Requirements</p>				
<p>Amends rules for rehabilitators and allows Wildlife Rehabilitation Advisory group to provide recommendations on captive wildlife</p>				