

## UAPPEAL

### EXOTIC ANIMAL LEGISLATION THAT BECAME LAW IN 2019

ALABAMA	<a href="#">SB 314</a> Act 2019-371	Conservation and Natural Resources, wildlife, possession for public exhibition purposes, importing of cervidae, prohibited, Sec. 9-11-328 am'd	1 <sup>st</sup> day of 3 <sup>rd</sup> month	Became law
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AFFECTED: Public zoo or wildlife exhibit AND privately-owned traveling zoo, circus, or pet shop


SPECIES:  Cervid

CLASSIFICATION: Ban – Import

Municipal, county, state or other publicly owned zoos or wildlife exhibits or privately-owned traveling zoos, circuses and pet shops are now prohibited from importing cervids

ALABAMA	AGENCY RULE 220-2-.26	Restrictions on Possession, Sale, Importation and/or Release of Certain Animals and Fish	10/3/19	Adopted 8/2/19
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AFFECTED: All

SPECIES:  Zander, European perch, Eurasian minnow, wels catfish, Prussian carp, crucian carp, amur sleeper, nonnative freshwater eel (Anguillidae), snakehead (Chanidae)

CLASSIFICATION: Ban – Possess, sell, import

Bans the new listed species including expanding ban on snakeheads from just Genus Channa to Family Chanidae

ALABAMA	AGENCY RULE 220-2-.163	Restrictions on Certain Species of Asian Carp	8/25/19	Adopted 7/8/19
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AFFECTED: All

SPECIES:  Bighead/Silver/ Largescale Silver Carp

CLASSIFICATION: Ban – Possess, Sell

Bans possessing and selling Hypophthalmichthys carp

ARKANSAS	Permit Order 19-073	Captive Wildlife	Immediately	Adopted 11/21/19
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AFFECTED: Wildlife Breeders, Wildlife Dealers, Importers

SPECIES: New Permitted:



Grévy's, plains, and mountains zebra, water buffalo, addax, brindled gnu, gaur, Gerenuk, Himalayan tahr goat, impala



tamarins, black-tufted marmoset, Geoffroy's marmoset

-Native species not prohibited or excluded from permit

New Prohibited:



Capybara



Nilgai, aoudad sheep, oryx, kudu, lechwe, ibex, hippo, warthog, rhino



jaguar, leopard, snow leopard

CLASSIFICATION: Extends Permits

Extends wildlife breeder/dealer and importation permits for species proposed to be added as prohibited and permitted until 6/30/20 to give more time to pass rules to add them

ARKANSAS	<a href="#">AGENCY RULE</a>	Captive Wildlife Regulations	Same	Adopted 2/21/19
AFFECTED: All SPECIES: Captive wildlife CLASSIFICATION: New Permit; Positive – Limits species; Other – Revises Rule				

- Listed medically significant reptiles will now need a Venomous Reptile Possession Permit on 1/1/20 except for native pets and traveling through, and new caging and handling requirements must be followed
- Removes duplicate definition of aquatic wildlife in wildlife
- Unrestricted species are now moved to a separate addendum AND the following are now included: sugar glider, long-tailed chinchilla, four-toed hedgehog, African pygmy hedgehog, Bactrian and dromedary camels.
- Terrestrial invertebrates not otherwise prohibited are exempt from the laws
- Other aquatic wildlife is added to the exemption list
- Owners that fix females or males do not need a breeder permit
- Allows selling 6 wildlife per year that were acquired by a breeder/dealer or imported without a permit
- Wildlife importation permits are not needed for unrestricted species and are banned for prohibited species
- Allows prohibiting a species not unrestricted or prohibited under an importation permit if it poses significant risk to human health/safety, native species, agriculture or cannot be safely confined
- Residents may bring their wildlife back into Arkansas within 30 days without an importation permit if total is reported
- Prohibited wildlife are now in a separate Addendum with an exception for captive-bred waterfowl and the following now included: black-buck antelope and black-tailed prairie dog after 10/18/18
- Frogs, salamanders and aquatic turtles now fall under the 6 legal pet restriction
- Breeder/Dealer permits may now be denied due to human health and safety, agriculture or humane confinement
- Adds new breeder/dealer requirements
- Adds red-necked wallaby to the permitted wildlife list

CALIFORNIA	<a href="#">SB-313</a> Chapter 768	Animals: prohibition on use in circuses	1/1/20	Signed into law 10/12/19
AFFECTED: Circuses except rodeo per Penal Code Section 596.7 SPECIES: All except domestic dog, domestic cat, domestic horse CLASSIFICATION: Ban – Circuses				

- Creates Circus Cruelty Prevention Act; Bans sponsoring, conducting, operating or participating in AND exhibiting or using in a circus in the state any animal other than domestic dog, domestic cat or domestic horse with civil penalty up to \$25,000 per day that may be collected by Attorney General, the department, the Department of Food and Agriculture, a district attorney, a city attorney, or a city prosecutor in a city or city and county with full-time city prosecutor to be used how listed
- Grants Fish and Game 50% of civil penalty collected if they refer case to Attorney General, attorney or prosecutor

CALIFORNIA	Agency Rule Sec 473 Tit 14 CCR	Possession of Nongame Animals		Adopted 12/11/19
<p>AFFECTED: All for which a permit is issued  SPECIES: Nutria  CLASSIFICATION: Ban – Possession</p>				


Removes nutria from nongame animals that are legal with a permit

FLORIDA	AGENCY RULE	Injurious Species	Same	Adopted 2/12/19
<p>AFFECTED: Importers, Owners</p> <p>SPECIES: Brushtail possum, dhole, flying fox, mongoose, meerkat, raccoon dog, yellow anaconda, Beni anaconda, Deschauensee’s anaconda, brown tree snake, dioch, Java sparrow , pink starling, red-whiskered bulbol</p> <p>CLASSIFICATION: Ban - Ownership</p>				

Adds listed species to prohibited list AND allows grandfather permit for any species added to the prohibited list with disaster and incident plan and identification


HAWAII	<a href="#">HB 808</a> Act 252	RELATING TO SHARK AND RAY PROTECTION.	Immediately	Signed into law 7/9/19
<p>AFFECTED: All                      SPECIES: Native sharks and rays                      CLASSIFICATION: Ban – Capture &amp; possess</p>				

Bans take, possession, capture of native sharks and rays in marine waters

HAWAII	<a href="#">Agency Rule Chapter 4-71</a>	Plants and Non-Domestic Animal Quarantine, Plant Import Rules		Adopted 4/23/19
<p>AFFECTED: Importers                      SPECIES:  Asian swamp water buffalo                      CLASSIFICATION: Positive – Reclassifies</p>				


Reclassifies Asian swamp water buffalo as domestic

INDIANA	Agency Rule 312 IAC 9	Rules governing the captive breeding and selling of reptiles		Adopted 9/18/19
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AFFECTED: Owners, Reptile Captive Breeders  
 SPECIES:  Ring-necked snake, common gartersnake, eastern ribbonsnake, northern watersnake, smooth earthsnake, racer, and eastern wormsnake; western foxsnake, eastern black kingsnake, eastern milksnake, and prairie kingsnake  
 CLASSIFICATION: Positive - Breeding and Pets

- Lists out native subspecies of Ring-necked snake, common gartersnake, eastern ribbonsnake, northern watersnake, smooth earthsnake, racer, and eastern wormsnake
- Revises scientific name of western foxsnake, eastern black kingsnake, eastern milksnake, and prairie kingsnake
- Allows Reptile Captive Breeder Licensees to use scale-clipping to mark snakes


LOUISIANA	<a href="#">HB 123</a> Act 7	PUBLIC RECORDS: Exempts from the Public Records Act information relative to certain activities associated with stocking and breeding of alligators	8/7/19	Signed into law 5/24/19
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AFFECTED: All SPECIES:  Alligator CLASSIFICATION: Positive – Protects from Public Records  
 Exempts activities associated with the egg collection, stocking, captive breeding, or farming inventory of alligators is exempt from the Public Records Act

MICHIGAN	<a href="#">SB 0183</a> PA 0137'19	Animals; other; definition of livestock in wolf-dog cross act; modify citations	Immediately	Signed into law 12/3/19
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AFFECTED: NA SPECIES:  Wolfdog CLASSIFICATION: Updates References  
 Updates references to animal industry act

MISSISSIPPI	<a href="#">Rule 40 Miss. Admin. Code Part 2, Rule 8.2</a>	Regulations for White-Tailed Deer Enclosures	5/6/19	Adopted 4/5/19
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AFFECTED: Owners SPECIES:  White-tailed deer CLASSIFICATION: Revises Requirement  
 Replaces regulations for enclosures preventing the ingress and egress of wild animals and replaces with white-tailed deer AND makes changes

MISSOURI	<a href="#">RULE 3 CSR 10-9.220</a>	Wildlife Confinement Standards	Same	Adopted 4/12/19
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AFFECTED: Holders SPECIES:  Deer CLASSIFICATION: Revises Caging  
 Amended the caging standards for deer

NEBRASKA	<a href="#">LB 61</a>	Change and eliminate provisions relating to rabies	~ Sep 2019	Signed into law 3/7/19
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AFFECTED: Owners SPECIES:  Domestic Hybrids  Ferret CLASSIFICATION: Rabies law change


- Requires USDA licensed rabies vaccine administered consistent with its labeling for domestic animals (dogs, cats, ferrets) and hybrid dogs to be considered vaccinated against rabies
- Specifies that rabies rules must comply with CDC
- Replaces animal bite procedure to state that domestic animal bites and that domestics, hybrids and livestock exposed to rabies will be handled according to rules
- Requires including dosage, years of effectiveness and date next vaccine is due for domestics and hybrids
- Adds that rabies rules are to protect the health, safety and welfare of public and ensure efficient and adequate practices

NEBRASKA	<a href="#">Title: 163</a> <a href="#">Chapter(s): 004</a> <a href="#">Section(s): 008</a>	Keeping Wildlife in Captivity		Adopted 6/22/18 – Approved 2019
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AFFECTED: Importers SPECIES:  Mouflon & Aoudad sheep CLASSIFICATION: Ban – Import

Bans import of mouflon and aoudad sheep

NEVADA	<a href="#">SB 85</a> Chapter 74	Revises provisions governing the importation into this State of certain live animals or parts of the carcass of certain animals	5/16/19	Signed into law 5/16/19
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AFFECTED: Importers  
SPECIES:  Elk, mule deer, white-tailed deer, moose, alternative livestock, CWD susceptible  
CLASSIFICATION: Ban - Import

An import ban for elk, mule deer, white-tailed deer, moose, alternative livestock and other species declared CWD susceptible is now in effect


NORTH CAROLINA	<a href="#">S 433</a> Ch. SL 2019-241	DNCR Omnibus & Other Changes.		Signed into law 11/6/19
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AFFECTED: NA SPECIES: NA CLASSIFICATION: NA

Originally added requirements for crocodylians, constrictors and venomous snakes, but REMOVED due to passage in HB 597.

NORTH CAROLINA	<a href="#">HB 597</a> Ch. SL 2019-204	Wildlife Resources Commission Amends.	12/1/19	Signed into law 8/27/19
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AFFECTED: All

SPECIES:  Crocodilians, venomous snakes, reticulated python, Burmese python, African rock python, Amethystine, green anaconda

CLASSIFICATION: Revises Requirements

- Requires transport containers of crocodilians, large constrictors and venomous snakes to have operable lock
- For violations, requires law enforcement or animal control to consult with department to identify species and determine interim disposition and no longer requires it for escapes or risk to safety of officer AND no longer requires delivering to designated entities based on species
- Specifies that owner is liable for reimbursement upon conviction
- Allows criminal citations to be initiated against owner
- Removes provision arresting owner of violation
- Etc.

NORTH CAROLINA	<a href="#">AGENCY RULE</a> <a href="#">15A NCAC 10H</a> <a href="#">.1400</a>	Rehabilitation and Captivity of Wildlife		Adopted 7/18/19
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AFFECTED: Rehabilitators, Exhibitors, Educators, Scientific

SPECIES: Native Species

CLASSIFICATION: New Permits

Creates 3 new captivity license types to replace the old with special rules for each: Captivity License for Rehabilitation, Captivity License for Holding, and Non-farmed Cervid Transportation

NORTH CAROLINA	<a href="#">AGENCY RULE</a> <a href="#">15A NCAC 10H</a> <a href="#">1300</a>	Reptiles and Amphibians		Adopted 8/29/19
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AFFECTED: All

SPECIES:  Diamondback Terrapin & native

CLASSIFICATION: Mostly Technical

Removes separate mention of terrapins in the Reptiles and Amphibians laws since they are turtles

OHIO	<a href="#">Agency Rule 901:1-4-01.1</a>	Enclosures for dangerous wild animals.	10/21/19	Adopted
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AFFECTED: All not exempt  
SPECIES: Dangerous wild animals  
CLASSIFICATION: Revises caging standards

- Removes requirement to provide quiet birthing area
- Clarifies that fencing not chain link shall be material of equivalent strength
- Requires the high-tension cables with electrified top to be 2 even-spaced high-tension cables with separate electric wire for cantilever fencing

OHIO	<a href="#">Agency Rule 901:1-4-01.3</a>	Health for dangerous wild animals.	10/21/19	Adopted
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AFFECTED: All not exempt  
SPECIES: Dangerous wild animals & restricted snakes  
CLASSIFICATION: Revises caging standards

Replaces committee of 3 veterinarians with state veterinarian and veterinarian housing animal to evaluate animals under control of department

OHIO	<a href="#">Agency Rule 901:1-4-05</a>	Family $\in$ felidae; common names: cheetah, lion, tiger, jaguar, leopard, snow leopard, puma, caracal, serval, bobcat, canada lynx, eurasian lynx, iberian lynx, sunda clouded leopard, and clouded leopard.	10/21/19	Adopted
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AFFECTED: All not exempt

SPECIES:  Bobcat

CLASSIFICATION: Positive – Removes Species

Removes bobcats from feline caging standards (no longer considered DWA)

OHIO	<a href="#">Agency Rule 901:1-4-06</a>	Family $\in$ hippopotamidae, elephantidae, rhinocerotidae, bovidae (cape buffalo only)	10/21/19	Adopted
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AFFECTED: All not exempt

SPECIES: 

CLASSIFICATION: Revises Caging Standards

Elephants may not undergo prolonged restraint by tethering unless directed by vet (prior allowed up to 14 days of constant tethering)



OHIO	<a href="#">Agency Rule 901:1-4-09</a>	Nonhuman primates.	10/21/19	Adopted
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AFFECTED: All not exempt

SPECIES: 

CLASSIFICATION: Revises Caging Standards

Allows fencing for monkeys and lesser apes to be on either side of vertical posts

OHIO	<a href="#">Agency Rule 901:1-4-10</a>	Recordkeeping.	10/21/19	Adopted
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AFFECTED: All not exempt

SPECIES: Dangerous wild animals

CLASSIFICATION: Revises Caging Standards

- Specifies that it is for renewal of EXISTING permit that new animals need to be identified
- Removes permit holder database with animal's identifying information
- Combines requirement to submit records to department within 30 days with other record requirements

OHIO	<a href="#">Agency Rule 901:1-4-19</a>	Restricted snake permits.	10/21/19	Adopted
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AFFECTED: All not exempt SPECIES: Restricted Snakes CLASSIFICATION: Revises Permit Requirements

Adds NEW section for restricted snake permits requiring application to have not only revised code information but also completed form, signed background check and permission and release form, written proof of experience as required, written plan of action, appropriate fee, proof of financial responsibility, affidavit not allowing public contact, declaration whether there will be employees, affidavit that facility will meet requirements, and photo of snake

OREGON	<a href="#">Agency Rule</a>	Administrative Fees		Adopted 10/11/19
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AFFECTED: All permit holders SPECIES: NA CLASSIFICATION: Increases Fees

Increases fees for all permits for 2020

SOUTH DAKOTA	<a href="#">Agency Rule Chapter 41:10:04</a>	Aquatic Invasive Species		Adopted 10/3/19
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AFFECTED: All SPECIES: Spiny waterflea, round goby, white perch CLASSIFICATION: Ban

Adds 3 species to aquatic invasive species list

TEXAS	<a href="#">SB 810</a>	Relating to the identification of breeder deer.	9/1/19	Signed into law 6/10/19
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AFFECTED: Breeders

SPECIES:  Deer

CLASSIFICATION: Revises Requirements

Creates new very specific requirements regarding the identification of breeder deer

TEXAS	<a href="#">SB 948</a>	Relating to release sites for breeder deer.	9/1/19	Signed into law 6/10/19
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AFFECTED: Breeders

SPECIES:  Deer

CLASSIFICATION: New Requirement

Release sites for breeder deer must now contain a 7' high fence capable of restraining them in reasonable conditions with the owner responsible for properly maintaining it

TEXAS	<a href="#">Agency Rule</a>	Commercial Nongame and Furbearer Permit	9/19/19	Adopted
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AFFECTED: Commercial, Nongame and Live Furbearer Permittees

SPECIES: Native

CLASSIFICATION: Revises Denial of Permits

- Allows Department to refuse Commercial Nongame and Live Furbearer Permits and refuse agents for conviction, nolo contendere plead, deferred adjudication, or administrative penalty for 1) Scientific, Zoological Collection, Rehabilitation, Education Display, Game Bird and Animal, Deer Breeder, White-tailed or Mule Deer Permits, Nongame, and Possession of Live Game, 2) Wildlife Code violation with Class A or B Parks and Wildlife Code misdemeanor, state jail felony, or felony, 3) Lacey Act violation along with record violation
- Allows review request within 10 days which must be completed in 30

VIRGINIA	<a href="#">AGENCY RULE 4VAC15-360</a>	Fish: Aquatic Invertebrates, Amphibians, Reptiles, and Nongame Fish	3/1/19	Adopted 1/24/19
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AFFECTED: Commercial Collectors SPECIES:  Snapping turtles; Crayfish, Hellgrammites CLASSIFICATION: Revises Rules

Revises Permit to Collect and Sell Snapping Turtles and Hellgrammites as follows:

- Snapping turtles may no longer be taken and sold under a Permit to Hold and Sell Certain Wildlife
- Snapping turtle harvest requires:
  - Being a resident,
  - Submitting an annual report (even if reporting no activity),
  - Being in compliance with all federal/state laws
  - A curved carapace length of 13+”
  - NO harvest between October 1 and May 31
  - NOT take any other species
  - Using only hoop nets or similar homemade traps up to 6’ long and up to 36” throat opening
  - NOT more than 20 traps marked with permit number which are check daily and all animals removed
- Snapping turtle permits are limited to 25 per year and only 1 permit per residence in the order in which applied
- Failing to comply can result in loss of license and harvest for one year

VIRGINIA	<a href="#">AGENCY RULE 2VAC5-141</a>	Health Requirements Governing the Admission of Agricultural Animals, Companion Animals, and Other Animals or Birds into Virginia	2/7/19	Adopted
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AFFECTED: Importers SPECIES: All and  CLASSIFICATION: Permit

- Replaces companion animals with pet animals to match statutes and redefines from all vertebrates other than ornamental fish to “a dog, cat, nonpoultry bird species, or any other animal, ferae naturae, wild or tame under domestication or in custody that is not intended for commercial use or that by its nature is fit for use only as a pet”
- Amends which veterinarians may issue Certificate of Veterinary Inspection (CVI)
- Permit now required to import animals
- Pets brought into the state by their owners and those being transported through the state are exempt from pet entry requirements
- Revises primate import requirements

WASHINGTON	<a href="#">AGENCY RULE WAC 220-450</a>	Wildlife in Captivity and Wildlife Rehabilitation	~ 4/1/19	Adopted 2/8/19
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AFFECTED: Wildlife rehabilitators; Captive wildlife holders SPECIES: All Wildlife – Uncertain CLASSIFICATION: Rule Study

Revises rehabilitation rules

WASHINGTON	<a href="#">Expedited Rule</a>	Live wildlife – Taking from the wild, importation, possession, transfer, and holding in captivity	Immediately	Adopted
AFFECTED: All SPECIES: Live Wildlife CLASSIFICATION: Correction				

Makes technical corrections to the law