

Use only for **FINAL** and **EMERGENCY RULES**



Revised 7/2015 to reflect new legislation passed in the 2015 Regular Session (Act 1258). This act changed the effective date from 30 days to 10 days after filing the rule.

R1.01 UNRESTRICTED CAPTIVE WILDLIFE SPECIES LIST

A. The following species are exempt from Codes [09.02](#) (Possession Of Non-Native Wildlife In Captivity Restricted), [09.07](#) (Wildlife Breeder/Dealer Permit Required), and [09.10](#) (Wildlife Importation Permit Required):

1. Buffalo (*Bos bison*)
2. House mouse (*Mus musculus*) and Norway rat (*Rattus norvegicus*)
3. Congo peacock (*Arfopavo congensis*)
4. Coturnix quail (*Coturnix* spp.)
5. Emu (*Dromaius novaehollandiae*)
6. European domestic ferret (*Mustela putorius*)
7. Gerbils (Subfamily Gerbillinae)
8. Green peafowl (*Pavo muticus*)
9. Guinea pig (*Cavia porcellus*)
10. Hamster (*Mesocricetus auratus*, *Phodopus campbelli*, *Phodopus sungorus*, *Cricetulusgriseus*, *Phodopus roborovskii*)
11. Indian Peafowl (*Pavo cristatus*)
12. Llama (*Lama glama*)
13. Muscovy duck (*Cairina moschata*)
14. Ringneck dove (*Streptopelia risoria*)
15. Wolf/dog hybrids
16. Sugar glider (*Petaurus breviceps*)
17. Long-tailed chinchilla (*Chinchilla lanigera*)
18. Four-toed hedgehog, African pygmy hedgehog (*Atelerix albiventris*)
19. Bactrian and Dromedary Camels (*Camelus bactrianus* and *Camelus dromedaries*)
20. African Sideneck Turtle (*Pelomedusa subrufa*)
21. Bearded Dragon (*Pogona* spp.)
22. Water Dragon (*Physignathus* spp.)
23. Ball Python (*Python regius*)
24. Blood Python (*Python curtus*)
25. RESERVED
26. Crested Gecko (*Correlophus ciliates*)
27. Fattail Gecko (*Hemixtheconyx caudicinctus*)
28. Gargoyle Gecko (*Rhacodactylus auriculatus*)
29. Leopard Gecko (*Eublepharis macularius*)
30. Tokay Gecko (*Gecko gecko*)
31. Veiled Chameleon (*Chamaeleo calyptratus*)
32. Redbelly Shortneck Turtle (*Emydura subglobosa*)
33. African Mud Turtles (Genera *Pelomedusa*, *Pelusios*)
34. Diamond Dove, Bar-shouldered Dove, Barred Dove, Peaceful Dove, Zebra Dove (*Geopelia cuneata*, *G. humeralis*, *G. maugeus*, *G. placida*, *G. striata*)
35. Spotted Dove, Laughing Dove (*Spilopelia chinensis* and *S. senegalensi*)
36. King Quail (Button Quail, Chinese, Painted) and African Blue Quail (*Excalfactoria chinensis* and *E. andonsonii*)
37. Crested Partridge (*Rollulus rouloul*)
38. Zebra Finch and Double Barred Finch (Owl Finch) (*Taeniopygia guttata* and *T. bichenovii*)
39. Society Finch (*Lonchura striata domestica*)
40. Gouldian Finch and Parrotfinches (*Erythrura gouldiae*, *E. hyperythra*, *E. prasin*, *E. viridifacies*, *E. tricolor*, *E. trichroa*, *E. coloria*, *E. papuana*, *E. psittacea*, *E. cyaneovirens*, *E. pealii*, *E. regia*, *E. kleinschmidtii*)
41. Domestic Canary (*Serinus canaria forma domestica*)
42. Cockatiel (*Nymphicus hollandicus*)

43. Cockatoos: Lesser Sulphur-crested (Yellow-crested) Cockatoo, Sulphur- crested, Umbrella (White), Salmon-crested (Moluccan), Goffin's (*Cacatua sulphurea*, *C. galerita*, *C. alba*, *C. moluccensis*, *C. goffiniana*)
44. Australian Budgerigar (Parakeet) (*Melopsittacus undulates*)
45. Crimson Rosella and Eastern Rosella (*Platycercus elegans*, *P. eximius*)
46. Lovebirds: Peach-faced, Masked, and Fisher's (*Agapornis roseicollis*, *A. personatus*, *A. fisheri*)
47. Green Cheek Conure (*Pyrrhura molinae*)
48. Pacific Parrotlet (*Forpus coelestis*)
49. Cherry-headed Conure and Mitred Conure (*Psittacara erythrogenys*, *P. mitratus*)
50. Blue-crowned Conure (*Thectocercus acuticaudatus*)
51. Brown-throated Conure (*Eupsittula pertinax*)
52. Jenday Conure, Dusky-headed Conure, Nanday Conure (Parakeets) (*Aratinga jandaya*, *A. weddellii*, *A. nenday*)
53. Sun Conure (Sun Parakeet) (*Aratinga solstitialis*)
54. Black-headed Parrot, Black-Legged Parrot (Yellow-thighed), Green-thighed Parrot (*Pionites melanocephalus*, *P. xantherius*, *P. leucogaster*)
55. Senegal Parrot, Meyer's Parrot, Red-bellied Parrot, Brown-headed Parrot (*Poicephalus senegalus*, *P. meyeri*, *P. rufiventris*, *P. cryptoxanthus*)
56. Blue-headed Parrot, Maximilian's Parrot (Scaly-headed parrot), White- capped Parrot (White-headed Parrot) (*Pionus menstruus*, *P. maximiliani*, *P. seniloides*)
57. Congo African Grey Parrot, Timneh African Grey Parrot (*Psittacus erithacus*, *P. timneh*)
58. Eclectus Parrot (*Eclectus roratus*)
59. Regent Parrot (*Polytelis anthopeplus*)
60. Amazon Parrot: Turquoise-fronted (Blue-fronted), Yellow-headed, Red- crowned (Mexican Red-headed), Lilac-crowned, Orange-winged, Red-lored, Yellow-crowned, Yellow-naped (*Amazona aestiva*, *A. oratrix*, *A. viridigenalis*, *A. finschi*, *A. amazonica*, *A. autumnalis*, *A. ochrocephala*, *A. auropalliata*)
61. Red-shouldered (Hahn's) Macaw (*Diopsittaca nobilis*)
62. Blue-winged (Illiger's) Macaw and Golden-collared Macaw (*Primolius maracana* and *Primolius auricollis*)
63. Ara Macaws: Red and Green (Green-winged) Macaw, Scarlet, Military and Blue and Yellow Macaw (*Ara chloropterus*, *Ara macao*, *Ara militaris*, *Ara ararauna*)
64. Hyacinth Macaw, Lear's (Indigo) Macaw, Glaucous Macaw (*Anodorhynchus hyacinthinus*, *Anodorhynchus leari*, *Anodorhynchus glaucus*)
65. Alligator Lizards (Genus *Abronia*, *Elgaria*, and *Gerrhonotus*)
66. Austral-Asian Agamid Lizards (Genus *Chlamydosaurus*, *Hydrosaurus*, *Intellagama*, *Pogona*)
67. Caiman Lizards (Genus *Dracaena*)
68. File snakes (Genus *Acrochordus*)
69. Tentacle snake (*Erpeton tentaculatum*)
70. Mata mata (*Chelus fimbriata*)
71. Blue-tongue skinks (Genus *Tiliqua*)
72. Housesnakes (Genus *Lamprophis*)
73. Madagascar hognose snakes (Genus *Leioheterodon*)
74. Iguanine Lizards (in part) (Genera *Basiliscus*, *Ctenosaura*, *Cyclura*, *Iguana*)
75. Lacertid Lizards (in part) (Genera *Gastropholis*, *Latastia*, *Timon*)
76. Night Lizards (Genera *Lepidophyma*, *Xantusia*)
77. Asian Vinesnakes (Genus *Ahaetulla*)
78. New World Colubrid Snakes (in part) (Genera *Bogertophis*, *Drymarchon*, *Drymobius*, *Lampropeltis*, *Pantherophis*, *Phrynonax*, *Pituophis*, *Pseudelaphe*, *Senticolis*, *Spilotes*) except species native to Arkansas
79. Asian Cat-eyed Snakes (Genus *Boiga*)
80. Egg-eating Snakes (Genus *Dasypeltis*)

81. Eurasian Ratsnakes
(Genera *Archelaphe*, *Elaphe*, *Euprepiophis*, *Gonyosoma*, *Oreocryptophis*, *Zamenis*)
except species native to Arkansas
 82. Hognose & South American Watersnakes (Genera *Heterodon*, *Hydrodynastes*)
except species native to Arkansas
 83. North American Watersnakes (Genus *Nerodia*) except species native to Arkansas
 84. Boa Constrictors (Genus *Boa*)
 85. Tortoises
(Genera *Agrionemys*, *Aldabrachelys*, *Chelonoidis*, *Centrochelys*, *Geochelone*, *Gopherus*, *Indotestudo*, *Manouria*, *Psuedotestudo*, *Stigmochelys*, *Testudo*)
 86. Eublepharine Geckos (in part)
(Genera *Coleonyx*, *Eublepharis*, *Goniurosaurus*, *Hemitheconyx*)
 87. Tegus (Genus *Salvator*)
 88. Angolan Python (*Python anchietae*)
 89. Australo-Asian Pythons (Genera: *Antaresia*, *Aspidites*, *Bothrochilus*, *Liasis*, *Morelia*, *Simalia*)
 90. Bornean Shorttail & Red Blood Pythons (*Python breitensteini*; *P. brongersmai*)
 91. *Carphodactylid* Geckos (Genera: *Nephruerus*, *Underwoodisaurus*)
 92. Casque-head Iguanian Lizards (Genera: *Basiliscus*, *Corytophanes*, *Laemactus*)
 93. Diplodactylid Geckos (Genera: *Correllophus*, *Eurydactylodes*, *Mniarogekko*, *Oedura*, *Strophurus*, *Rhacodactylus*)
 94. Eublepharine Geckos (Genera: *Coleonyx*, *Eublepharis*, *Goniurosaurus*, *Hemitheconyx*)
 95. Gekkonid Geckos (Genera: *Cyrtodactylus*, *Gehyra*, *Gekko*, *Heteronotia*, *Lepidodactylus*, *Lygodactylus*, *Matoatoa*, *Paragehyra*, *Paroedura*, *Phelsuma*, *Pseudogekko*, *Ramigekko*, *Rhinogekko*, *Uroplatus*)
 96. Monitor Lizards (Genus *Varanus*: Species: *Acanthurus*, *Albigularis*, *Glauerti*, *Jobiensis*, *Kingorum*, *Macraei*, *Pilbarensis*, *Prasinus*, *Salvator*, *Timorensis*)
 97. Small Boid Snakes (Genera: *Acranthophis*, *Calabaria*, *Candoia*, *Chilabothrus*, *Corallus*, *Epicrates*, *Eryx*, *Sanzinia*)
- A. Additionally, persons may possess and hold captive fish, bullfrogs, mussels, aquatic turtles, alligators, and other aquatic wildlife in compliance with Code Chapters [26.00](#), [27.00](#), [29.00](#), [30.00](#), [31.00](#), [32.00](#), [33.00](#), [34.00](#), [35.00](#), and Addenda Chapters [I1.00](#), [J1.00](#), and [V1.00](#).

ARKANSAS GAME AND FISH COMMISSION
 Little Rock, Arkansas

MINUTE ORDER NO:	<u>20-062</u>	SUBJECT:	<u>Captive Wildlife Regulations</u>
DATE PASSED:	<u>December 10, 2020</u>		<u>Approval</u>
PAGE <u>1</u> of <u>2</u> PAGES		LOCATION:	<u>Statewide</u>



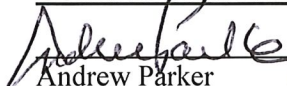


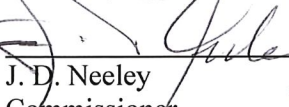

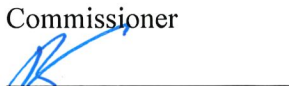
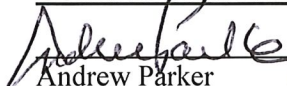


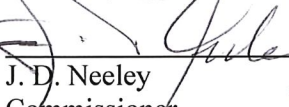

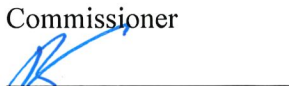
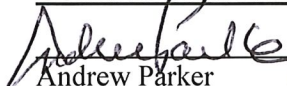


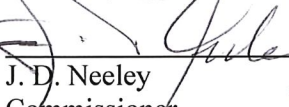

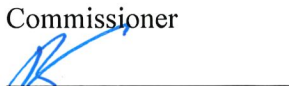
WHEREAS, the Arkansas Game and Fish Commission and its staff have proposed the attached regulations to amend existing requirements for captive wildlife, including to: (1) add species of snakes and lizards (including Angolan Python, Australo-Asian Pythons, Bornean Shorttail and Red Blood Pythons, Carphodactylid Geckos, Casque-head Iguanian Lizards, Diplodactylid Geckos, Eublepharine Geckos, Gekkonid Geckos, Monitor Lizards, Small Boid Snakes, and Thecadactylus Geckos) to Addendum R1.01 - Unrestricted Captive Wildlife Species list; and (2) add species of lizards and frogs (including Beaded Lizards and Gila Monster, and Poison Dart Frogs) to Addendum R1.02 - Permitted Captive Wildlife Species list; **and**

WHEREAS, the attached regulations have been communicated through a variety of media avenues to sportsmen and the general public throughout the state for review and comment for at least the past 30 days; **and**

WHEREAS, after carefully considering the recommendations of the Director and Commission staff, as well as comments received from the public, the Commission has determined that the attached regulations promote sound wildlife conservation and management and are consistent with Amendment 35 of the Arkansas Constitution and that these regulations should now be approved for application statewide.

NOW, THEREFORE, BE IT ORDERED this 10th day of December 2020, that the Arkansas Game and Fish Commission hereby approves and adopts the attached regulations, which shall become effective immediately upon public filing or as soon thereafter as possible.

BE IT FURTHER ORDERED that the Commission staff is authorized to proceed with legally certifying and filing the attached regulations with the Secretary of State, State Library, and Bureau of Legislative Research and incorporating them into the Commission Code Book and Addendum.

<p>Submitted by: <u></u> Ben Batten Chief</p> <p>Division: <u>Fisheries</u></p> <p>Approved: <u></u> Director</p>	<p style="text-align: center;"><u>COMMISSION APPROVAL</u></p> <table border="0" style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;"> <p><u></u> Andrew Parker Chair</p> <p><u></u> Bennie Westphal Commissioner</p> <p><u></u> Bobby Martin Commissioner</p> </td> <td style="width: 50%; vertical-align: top;"> <p><u></u> J. D. Neeley Commissioner</p> <p><u></u> Anne Marie Doramus Commissioner</p> <p><u></u> Rob Finley Commissioner</p> </td> </tr> </table>	<p><u></u> Andrew Parker Chair</p> <p><u></u> Bennie Westphal Commissioner</p> <p><u></u> Bobby Martin Commissioner</p>	<p><u></u> J. D. Neeley Commissioner</p> <p><u></u> Anne Marie Doramus Commissioner</p> <p><u></u> Rob Finley Commissioner</p>
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MINUTE ORDER NO: 20-062

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Approved:

AF Goodhart
Legal

Stan Jones
Stan Jones
Commissioner

Approved:

James Ibe
Fiscal

FINANCIAL/ECONOMIC IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

(Attach additional pages if needed)

DEPARTMENT: Arkansas Game and Fish Commission

DIVISION: Wildlife Management

PERSON COMPLETING THIS STATEMENT: Matthew Warriner

TELEPHONE #: 501-978-7318 **FAX #:** 501-223-6452

EMAIL: matthew.warriner@agfc.ar.gov

SHORT TITLE OF THIS RULE: Captive Wildlife Regulation Amendments

1. Does this proposed, amended, or repealed rule or regulation have a financial impact? Yes:
X No:

2. Do you believe that the development of a financial impact statement is so speculative as to be cost prohibitive? Yes: X No: If "Yes", please explain: the financial impact of these regulation changes is not easily quantifiable due to the nature of the proposed changes.

3. If the purpose of this rule is to implement a **federal** rule or regulation, please give the incremental cost for implementing the regulation. Please indicate if the cost provided is the cost of the program.

<u>Current Fiscal Year</u>		<u>Next Fiscal Year</u>	
General Revenue	\$	General Revenue	\$
Federal Funds	\$	Federal Funds	\$
Cash Funds	\$	Cash Funds	\$
Special Revenue	\$	Special Revenue	\$
Other (Identify)	\$	Other (Identify)	\$
Total	\$	Total	\$

4. What is the total estimated cost by fiscal year to any **party** subject to the proposed, amended, or repealed rule? (Estimated cost includes fees, administrative penalties, reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs associated with compliance.) Identify the **party** subject to the proposed rule, and explain how they are impacted.

Current Fiscal Year: Unknown

Next Fiscal Year: Unknown

Amend captive wildlife regulations:

- Add approximately 889 species of snakes and lizards (including Angolan Python, Australo-Asian Pythons, Bornean Shorttail and Red Blood Pythons, Carphodactylid Geckos, Casque-head Iguanian Lizards, Diplodactylid Geckos, Eublepharine Geckos, Gekkonid Geckos, Monitor Lizards, Small Boid Snakes, and Thecadactylus Geckos) to Addendum R1.01 - Unrestricted Captive Wildlife Species list; and
- Add approximately 47 species of lizards and frogs (including Beaded Lizards and Gila Monster, and Poison Dart Frogs) to Addendum R1.02 - Permitted Captive Wildlife Species list.

Party Subject to Rule: Persons proposing to import, breed or sell species being added to the unrestricted and permitted captive wildlife species list.

Effect on Party Subject to Rule: Adding species to the permitted captive wildlife species list will have no effect on persons interested in importing, breeding or selling these species. Prior to captive wildlife regulation changes in February 2019, Wildlife Breeder/Dealer and Wildlife Importation permits were required for most species. Adding species to the unrestricted captive wildlife species list will allow persons to breed, sale and import species without having to purchase Wildlife Breeder/Dealer and Wildlife Importation Permits.

5. What is the total estimated cost by fiscal year to the **agency** to implement this rule? Explain the financial benefit to the agency from implementing this rule.

Current Fiscal Year: Unknown

Next Fiscal Year: Unknown

Financial Benefit to Agency: None

6. Do alternative means exist for accomplishing the objectives of the rules that might be less burdensome to small business? Yes: No: ☒ X

Why were such alternatives not proposed: N/A

7. Compare this rule with federal and state counterparts: Regulations vary greatly among states. The species being proposed for the unrestricted and permitted captive wildlife species list were evaluated by staff for threats to human health and safety, native fish and wildlife health or populations and agriculture. Upon staff review, the species were placed on the appropriate captive wildlife species list based on level of risk.