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out a permit, for scientific, medical, educational, exhibition, or propagating purposes, but no such live reptiles or any
reptile eggs thereof may be released in the wild except by the State wildlife agency having jurisdiction
over the area of release or by person having prior written permission for re-
lease from such agency.

Subpart C—Permits

§ 16.21 [Reserved]

§ 16.22 Injurious wildlife permits.

The Director may, upon receipt of an application and in accordance with the issuance criteria of this section, issue a permit authorizing the importation into or shipment between the continental United States, the District of Columbia, Hawaii, the Commonwealth of Puerto Rico, or any possession of the United States of injurious wildlife (See subpart B of this part) for zoological, educational, medical, or scientific purposes.

(a) Application procedure. Applications for permits to import or ship injurious wildlife for such purposes shall be submitted to the appropriate Special Permit Personnel (See §13.11(b) of this subchapter). Each such application must contain the general information and certi-
ification required by § 13.12(a) of this subchapter plus the following additional information:

1. The number of specimens and the common scientific names (genus and species) of each species of live wildlife proposed to be imported or otherwise acquired, transported, and possessed;

2. The purpose of such importation, acquisition, transportation, and possession;

3. The address of the premises where such live wildlife will be kept in captivity;

4. The name and address of the consignor or other person from whom such wildlife will be acquired; and

5. The qualifications of applicant's qualifications and previous experience in caring for and handling captive wildlife.

(b) Additional permit conditions. In addition to the conditions set forth in Part 13 of this Subchapter B, permits to import or ship injurious wildlife for zoological, educational, medical, or scientific purposes shall be subject to the following conditions:

1. All live wildlife acquired under permit and all progeny thereof, must be confined in the approved facilities on the premises authorized in the permit.

2. No live wildlife, acquired under permit, or any eggs or progeny thereof, may be sold, donated, traded, leased, or transferred to any other person unless such person has a permit issued by the Director under §16.22 authorizing him to acquire and possess such wildlife or the eggs or progeny thereof.

3. Permittees shall submit a report of all live wildlife acquired under authority of permit, to the Director within 10 days following the date of such acquisition.

4. Permittees must notify the Direc-
tor by letter within 10 days following the hour of the escape of a... wildlife or their progeny possessed

under authority of a permit, unless specific-
exempted from either requirement by the Director as an exception of his permit.

(c) Issuance criteria. The Director shall consider the following in determin-
ing whether to issue a permit to import or ship injurious wildlife for zoologi-
cal, educational, medical, or scientific purposes:

1. Whether the wildlife is being imported or otherwise acquired for a bona
fide scientific, medical, educational, or zoological exhibition purpose;

2. Whether the facilities for holding the wildlife in captivity have been ins-
pected and approved, and consist of a basic cage or structure of a design and
material adequate to prevent escape which is maintained inside a building or other facility of such structure that the wildlife could not escape from the building or structure; and

3. Whether the applicant is a responsible person who is aware of the potential public interests posed by such wildlife, and who by reason of his knowledge, experience, and facilities reasonably can be expected to provide the adequate protection for such public interests; and

4. If such wildlife is to be imported or otherwise acquired for zoological or aquaculture purposes, whether such exhibition or display will be open to the public during regular appropriate hours.

Subpart D—Additional Exemptions

§ 16.31 [Reserved]

§ 16.32 Importation by Federal agencies.

Nothing in this part shall restrict the importation and transportation, without a permit, of any live wildlife by Federal agencies solely for their own use, upon the filing of a written declaration with the District Director of Customs at the port of entry or entry under §14.61(c) of this part. Provided, That the provisions of this section shall not apply to bald and golden eagles or their eggs, or to migratory birds or their eggs or other species of which are governed by regulations under Parts 22 and 21 of this chapter, respectively.

§ 16.33 Importation of natural-historic specimens.

Nothing in this part shall restrict the importation and transportation, without a permit, of dead natural-historic specimens of wildlife or their eggs for museum or scientific collection purposes: Provided, That the provisions of this section shall not apply to dead migratory birds, the importation of which is governed by regulations under Parts 20 and 21 of this chapter, to dead game mammals from Mexico, the importation of which is governed by regulations under Part 14 of this chapter, to dead bird and golden eagles or their eggs, the importation of which is governed by regulations under Part 23 of this chapter.

PART 17—ENDANGERED WILDLIFE

Subpart A—Introduction

§ 17.1 Purpose of regulations.

§ 17.2 Scope of regulations.
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17.12 Endangered native wildlife.

After consultation with the appropriate States and after having reviewed the petition; and recommendations of interested persons and organizations as appropriate, the Secretary has determined, in accordance with the provisions of 16 USC 668d, that the following species or subspecies of native wildlife be threatened with extinction within the territory of the United States. The presence of a triminimal third word in the "scientific name" column identifies that animal as a subspecies. The "common name" column contains the most generally accepted names in the English language. When two or more common names for a species are in common usage, the most widely used one is placed first, followed by others in parentheses. The public should be aware that common and commercial names may vary from local usage. If one or more subspecies of a species are listed, it indicates that the species as a whole is not endangered although the named subspecies are.

**COMMON NAME AND SCIENTIFIC NAME**

**Birds:**
- *Akepa, Hawaii* (akape); *Loxops coccineus coccineus*.
- *Akepa, Maui* (akepite); *Loxops coccineus ochraceus*.
- *Akalapololu, Hawaii* (akalapoulou); *Hemignathus munroi*.
- *Bobwhite, masked; Colinus virginianus ridgwayi*.
- *Condor, California*; *Gymnogyps californianus*.
- *Cook, Hawaiian*; *Fulica americana alci*.
- *Crane, Mississippi sandhill*; *Grus canadensis pulla*.
- *Crane, whooping*; *Grus americana*.
- *Crow, Hawaiian* (*alaia*); *Corvus taurus*.
- *Creper, Molokai* (katawaha); *Loxops maculata tramata*.
- *Curlew, Eskimo*; *Numenius borealis*.
- *Duck, Hawaiian* (Kolona); *Anas squilla*.
- *Duck, Layas; Anas laysanensis*.
- *Duck, Mexican*; *Anas acqua*.
- *Eagle, Southern bald*; *Haliaeetus leucocephalus*.
- *Falco, American peregrine*; *Falco peregrinus*.
- *Falco, Arctic peregrine*; *Falco peregrinus*.
- *Fleches, Layas and Niihau*; *Ptilorista can- tans*.
- *Galbaliula, Hawaiian*; *Galbaliula chloropoda sandiegensis*.
- *Goose, Auklet Canada*; *Branta canadensis leucopsis*.
- *Goose, Hawaiian* (nene); *Branta sandi- cens*.
- *Hawk, Hawaiian* (*kauei*); *Buteo pallidus*.
- *Kite, Florida Everglades* (*small kite*); *Bankan-COLOMBIA*.
- *Lynx, red*; *Felis concolor coryi*.
- *Prairie Dog, Utah*; *Cynomys parvidens*.
- *Pronghorn, Sonoran*; *Antilocapra americana sonoriens*.
- *Rat, Morro Bay kangaroo*; *Dipodomys heer- manii macroura*.
- *Squirrel, Delmarva Peninsula fox*; *Sciurus niger cinereus*.
- *Wolf, Eastern timber*; *Canis lupus lycaon*.
- *Wolf, Northern Rocky Mountain*; *Canis lupus rufus*.

**Fishes:**
- *Bullhead, Bahama*; *Gila robusta fordani*.
- *Chub, lumpback*; *Gila cypha*.
- *Chub, Mohave*; *Sphaerodus mohavensis*.
- *Coarse, longnose*; *Coregonus alpinus*.
- *Cutief; Osmistes cuba*.
- *Dace, Kendall warm springs*; *Rhinichthys osculatus*.
- *Dace, Moopa; Mopasa corvis*.
- *Draper; fountain; Ethostoma fonticola*.
- *Darter, Maryland*; *Ethostoma solare*.
- *Darter, Okalona; Ethostoma okalona*.
- *Darter, water races*; *Ethostoma nuchae*.
- *Gambusia, Big Bend*; *Gambusia galap*.
- *Gambusia, Clear Creek*; *Gambusia heetrochir*.
- *Gambusia, Pecos*; *Gambusia holbrooki*.
- *Gililfish, Pharetra; Empetrichthys latost*.
- *Pike, blue; Stizostedion vitreum lawsoni*.
- *Pike, Warm springs; Cyprinodon nevalen*.
- *Squawfish, Colorado River*; *Ptychocheilus lucius*.
- *Stickleback, unarmored threespine*; *Gaster-  stereus aculeatus williamsoni*.
- *Streus, shorhtnose*; *Acontia breviceps*.
- *Topminnow, Gila*; *Poeciliopsis occidentalis*.
- *Trot; Arizona (Apache)*; *Salmo sp.*
- *Trot; Russian Burbank*; *Salmo gairdneri*.
- *Trot; greenback cutthroat*; *Salmo clarki hoffi*.
- *Trot; Lahontan cutthroat*; *Salmo clarki hoffi*.
- *Trot; Palate*; *cutthroat*; *Salmo clarki je- lentris*.
- *Woundfin; Plagophybus argenteus*.

**Reptiles and amphibians:**
- *Alligator, American*; *Alligator mississippiensis*.
- *Blanford New Mexican*; *Chamaeleo chamaeleon*.
- *Lizard, blunt-nosed leopard*; *Crotaphytus lucasii*.
- *Salamanier, desert slender*; *Eupholosoma aridus*.
- *Salamanier, Santa Cruz long-toed*; *Ambyst- oma mexicanum*.
- *Salamander, Texas blind*; *Typhomolge rath- nen*.
- *Snake, San Francisco garter*; *Thamnophis sirtalis tetrataenia*.
- *Toad, Houston*; *Bufo houstonensis*.

**Mammals:**
- *Bat, Hawaiian hoary*; *Lasiurus cinereus semotus*.
- *Bat, Indiana*; *Ergotus sodalis*.
- *Cow, Eastern*; *Bos indicus*.
- *Deer, Columbian white-tailed*; *Odocoileus virginianus leucurus*.
- *Deer, Key*; *Odocoileus virginianus clavium*.
- *Ferret, black-footed*; *Mustela nigripes*.
- *Fowl, Quail Joojin kit*; *Uoples macrocop rufus*.
- *Manatee, Florida* (*sea cow*); *Trichechus manatus latirostris*.
- *Mouse, salt marsh*; *Neothromys raniventer*.
- *Prairie Dog, Utah*; *Cynomys parvidens*.
- *Pronghorn, Sonoran*; *Antilocapra americana sonoriens*.
- *Rat, Morro Bay kangaroo*; *Dipodomys heer- manii macroura*.
- *Squirrel, Delmarva Peninsula fox*; *Sciurus niger cinereus*.
- *Wolf, Eastern timber*; *Canis lupus lycaon*.
- *Wolf, Northern Rocky Mountain*; *Canis lupus rufus*.

§17.13 Amendments of the list of en-dangered wildlife.

(a) The lists of endangered foreign wildlife (§17.11) and endangered na- tive wildlife (§17.12) may be revised from time to time as additional data become available which show, to the Secretary’s satisfaction, that a species or subspecies should be added to or removed from either list.

(b) The Director shall receive and maintain data regarding endangered species and subspecies of wildlife and at least once every 5 years, will conduct a thorough review of the lists of endan-gered wildlife. Any revisions of the lists which are proposed by the Secretary as the result of such review or otherwise will be published in the Federal Regis-ter, and such notice shall give interested persons not less than 30 days to submit written comments and suggestions.

(c) At any time any interested person may submit a request for a review of any particular listed or non-listed species or subspecies. Such requests must be dated and in writing, and should be submitted to the Director. The request must con-tain the following information:

1. Name and address of the person making the request;
2. Association, organization, or busi-ness, if any, represented by the person making the request;
3. Reasons why the person making the request, or the person he represents, should be considered to be an “interested person”;
4. Designation of the particular spe-cies or subspecies in question by common and scientific name;
5. Narrative explanation of the re-quests review and justification for a change in the status of the species or subspecies as aforesaid in question;
6. Scientific, commercial, or other data believed to support the request;
7. Signature of the person making the request.

If it is determined that substantial evidence has been presented which war-rants a review, a finding to that effect...
shall be published in the Federal Register. Such notice shall give all interested persons an opportunity to submit information on the status of the species or subspecies under review in such form of manner as may be specified.

Subpart C—Endangered Wildlife Importation Permits

§ 17.21 General permit requirement.

No person shall import from any foreign country and species or subspecies of wildlife which the Secretary has determined to be threatened with worldwide extinction, as evidenced by its inclusion on the list of endangered foreign wildlife (§ 17.11) without a valid permit issued pursuant to this subpart C.

§ 17.22 Economic hardship permits.

The Director may, upon receipt of an application and in accordance with the issuance criteria of this section, issue a permit authorizing importation of endangered foreign wildlife to prevent undue economic hardship.

(a) Application procedure.—Applications for permits to import endangered foreign wildlife to prevent undue economic hardship shall be submitted by letter of application to the Director. Each such application must contain the general information and certification required by § 13.12(a) of this subchapter plus the following additional information:

(1) Common and scientific names of species or subspecies, number, and distinction (e.g., tanned hides) of the wildlife to be covered in the permit;

(2) Purpose of the importation;

(3) A full statement of the facts, circumstances and reasons why failure to grant a permit under this section would lead to undue economic hardship, together with all supporting documents, including certified copies of all relevant correspondence, financial commitments, and current and historical financial data which show the dollar amount of anticipated loss or economic hardship;

(4) A full statement of the applicant's involvement with the importation of the same or similar species or subspecies of wildlife during the calendar year immediately preceding the date the proposal to list such species or subspecies as endangered was published in the Federal Register and the same information for the period between the date the proposed listing was published in the Federal Register and the date the actual determination that the species or subspecies was endangered. This statement should include certified copies of all relevant correspondence, and financial data pertaining to such importations;

(5) The economic and legal alternatives available to the applicant;

(6) Method of shipment;

(7) If live wildlife is involved, a detailed description of the type, size, and structure of the container; arrangements for feeding, watering, and other arrangements for care of the wildlife in transit; and the arrangements for caring for the wildlife on importation into the United States must be included;

(8) Date of the importation is expected to occur; and

(9) Designated port of entry through which the importation will be made.

(c) Issuance criteria.—In addition to the general conditions set forth in part 13 of this subchapter B, permits to import endangered wildlife to prevent undue economic hardship shall be subject to the following conditions:

1. In addition to any reporting requirements set forth in the permit, a report of the importations made under authority of such permit shall be submitted in writing to the Director within 10 days following such importation.

2. The death or escape of any living wildlife imported under the authority of such permit shall be reported to the Bureau of Endangered Species and International Activities (phone 202-343-5637) immediately. The carcass of any such wildlife which die or are killed should be retained in such a manner as not to impair its use as a scientific specimen.

3. Endangered species as well as the number, age, and sex of the wildlife to be covered in the permit;

4. Copy of the contract or other agreement under which such wildlife is to be imported, showing the country of origin, name and address of the seller or other persons, date, number and weight (if available), and description of the wildlife;

5. A full statement of justification for the permit, including details of the project or other plans for utilization of the wildlife in relation to zoological, educational, scientific, or propagation purposes as appropriate and the planned disposition of the wildlife upon termination of the project;

6. A description and the address of the institution or other facility where the wildlife will be used or maintained;

7. A statement that at the time of application the wildlife to be imported is still in the wild, was born in captivity, or has been removed from the wild;

8. A résumé of the applicant's attempt to obtain the wildlife to be imported from sources which would not cause the death or removal of additional animals from the wild, if appropriate:

9. If 'live' wildlife is to be imported, included:

(i) A complete description, including photographs or diagrams, of the area and facilities in which the wildlife will be housed;

(ii) A brief résumé of the technical expertise available, including any experience the applicant or his personnel have had in propagating the species or closely related species to be imported;

(iii) A statement of willingness to participate in a cooperative breeding program and maintain or contribute data to a studbook; and

(iv) A detailed description of the type, size, and construction of the container; arrangements for feeding, watering, and other arrangements for care of the wildlife in transit; and the arrangements for caring for the wildlife on importation into the United States.

(d) Additional permit conditions.—In addition to the general conditions set