



FEDERAL FISH AND WILDLIFE PERMIT APPLICATION FORM

**Migratory Bird Special Purpose – Utility
(Migratory Bird Treaty Act, 50 CFR 21.27)**

U.S. Fish and Wildlife Service
Division of Migratory Bird Management



TYPE OF REQUEST

New Application

Renewal

Amendment

If requesting a renewal or amendment, provide Permit # _____

BEFORE FILLING OUT THIS FORM, please access the [Return Addresses](#) (to obtain the email/postal addresses where this form can be returned), review the [Frequently Asked Questions](#), and read the form [Instructions](#). Please retain the "NOTICES" page for your records.

Complete Sections A or B, and C, D, and E of this application. U.S. address may be required in Section C, see instructions for details. **See instruction page(s) for information on how to make your application complete and help avoid unnecessary delays.**

A. Complete if applying as an individual			
1.a. Last name	1.b. First name	1.c. Middle name or initial	1.d. Suffix
2. Date of birth (mm/dd/yyyy)	3.a. Telephone number	3.b. Alternate telephone number	3.d. E-mail address

B. Complete if applying on behalf of a business, corporation, public agency, Tribe, or institution			
1.a. Name of business, agency, Tribe, or institution	1.b. Doing business as (dba)		
2. Tax identification no.	3. Description of business, agency, or institution		
4.a. Principal officer Last name	4.b. Principal officer First name	4.c. Principal officer Middle name/ initial	4.d. Suffix
5. Principal officer title		6. Primary contact name	
7.a. Business telephone number	7.b. Alternate telephone number	7.c. Business fax number	7.d. Business e-mail address

C. All applicants complete address information				
1.a. Physical address (Street address; Apartment #, Suite #, or Room #; no P.O. Boxes)				
1.b. City	1.c. State	1.d. Zip code/Postal code:	1.e. County/Province	1.f. Country
2.a. Mailing Address (include if different than physical address; include name of contact person if applicable)				
2.b. City	2.c. State	2.d. Zip code/Postal code:	2.e. County/Province	2.f. Country

D. All applicants MUST complete	
1. A nonrefundable processing fee is required to process this permit, please attach check or money order payable to the U.S. FISH AND WILDLIFE SERVICE. Federal, Tribal, State, and local government agencies, and those acting on behalf of such agencies, are exempt from the processing fee – Please see link for processing fee cost and fee exempt status as outlined in 50 CFR 13.11(d) . Click here for Processing Fees	
2. Do you currently have or have you ever had any Federal Fish and Wildlife permits? Yes <input type="checkbox"/> No <input type="checkbox"/> If yes, list the number of the most current permit you have held or that you are applying to renew/re-issue:	
3. Certification: I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13 of the Code of Federal Regulations and the other applicable parts in subchapter B of Chapter I of Title 50, and I certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement herein may subject me to the criminal penalties of 18 U.S.C. 1001.	
Signature of applicant/Principal Officer (No stamped signatures. Electronic signatures accepted.)	Date of signature (mm/dd/yyyy)

Please continue to next page



FEDERAL FISH AND WILDLIFE PERMIT APPLICATION FORM

Special Purpose – Utility
(Migratory Bird Treaty Act, 50 CFR 21.27)
U.S. Fish and Wildlife Service
Division of Migratory Bird Management



Note: A Federal Migratory Bird Special Purpose - Utility permit is required for utilities to collect, transport and temporarily possess migratory birds found dead on utility property, structures, and rights-of-way as well as, in emergency circumstances, relocate or destroy active nests. Utilities include facilities that generate or transmit electricity, gas, oil, water, or communications structures such as cellular towers, microwave transmitters and their related infrastructure, as well as resource development and recovery businesses. Permits will be issued to the utility; companies contracted to conduct the permitted work may act as subpermittees under the utility's permit. You must be at least 18 years old to apply for a migratory bird permit. Please read "[Frequently Asked Questions](#)" and the pertinent regulations before you sign and submit your application.

Please provide the information requested below. If additional information needs to be provided that does not fit in the designated spaces, add additional sheets to your application submission. You may use as many additional sheets as needed. Please number pages accordingly using the page number box provided at the bottom of the sheet, and the corresponding question number.

You should be as thorough and specific as possible in your responses. Incomplete applications will be returned.

As the permittee, you are legally responsible for ensuring that your subpermittees, staff, and volunteers adhere to the terms of your permit.

This permit does not authorize prohibited take of eagles or migratory birds and the utility is not absolved of liability for such prohibited take.

SECTION E.

Questions

1) Attachments - In additions to this form, you should also attach the following to complete your application:

- a) Provide copies of any supporting documents that may assist us in evaluating your application, such as your avian protection plan, post-construction monitoring protocols, etc.

2) Any permit issued as a result of this application is not valid unless you also have any required State or tribal permits or approvals associated with the activity. Have you obtained all required State or tribal permits or approvals to conduct this activity?

Yes, Have Attached

None Required

Have Applied, Will Provide Upon Request

A. UTILITY INFORMATION

3) *Name of project(s), type of utilities to be covered(e.g. Windfarm Alpha - Wind, LineCo Beta - Transmission, etc.), and utility address(es) if different from Section C.*

4) Location of each utility/project.

- a) Transmission utilities (e.g., electric, pipeline) - provide the general location of the transmission territory where the collecting activity will be conducted. Including:**
- i) State(s)**
 - ii) A map generally delineating the territory**
 - iii) A general description of the type of habitat surrounding the structures (e.g., desert, wetland, mountain ridge, prairie, cropland, forest)**

b) Generation facilities (e.g., wind, solar, communications, mining) - provide the location of each project or site where the collecting activity will be conducted. Including:

- i) State(s)***
- ii) Location of property, including city, county, and latitude and longitude in decimal degrees.***
- iii) A map delineating the property***
- iv) A description of the type of habitat surrounding the structures (e.g., desert, wetland, mountain ridge, prairie, cropland, forest)***

5) Description of utility/project.

a) Transmission utilities, provide a general description of utility, such as number of poles/towers, number of substations, and any generation or other facilities.

b) Generation facilities: provide a detailed description of the utility footprint, equipment and structures, including the height and configuration of structures.

B. COLLECTING INFORMATION

6) Indicate whether collection will occur as standardized searches, opportunistic collections, or both.

Standardized

Opportunistic

Both

7) Specify the purpose and goals of the collection or activity.

8) If standardized fatality monitoring studies are proposed, provide a detailed description of the proposed collecting project or activity, including:

a) Search methods proposed (e.g., transects)

b) Search frequency, search months, and search years proposed

c) Whether searcher efficiency trials and scavenger removal trials will be conducted and their frequency

9) If standardized fatality monitoring searches are proposed, provide the name, address, and qualifications of the individual(s) who will be in charge of the monitoring and collecting activities.

10) Indicate the intended disposition of migratory bird specimens. If specimens will be temporarily stored, provide the location. If specimens will be donated, provide the name and address of the prospective recipient (e.g., public scientific or educational institution or State agency).

C. ADDITIONAL INFORMATION

11) If your operations occur on land not owned by you, your permit will require that you inform landowners on what to do if they find bird. Any landowners collecting birds on your behalf must be designated as a subpermittee. Do you agree to inform landowners on what to do if they find a bird(s) on their property? Yes No

12) Describe any measures you have taken to avoid, reduce, or mitigate migratory bird mortalities that may be caused by the utility infrastructure or operations.

13) If you are working with a Service field office or enforcement agent, provide the name and contact information. If you are working with a State agency, provide the name and contact information for your contact.

14) Identify any federally permitted migratory bird rehabilitator that will receive injured birds. We encourage you to offset the costs incurred by birds injured by utility operations or infrastructure by paying expenses for the care, donations, in-kind assistance, or other means.

15) You must retain records legibly written or reproducible in English relating to the activities conducted under your permit for at least 5 years after the date of expiration of your permit. Is the physical address you provided in Section C on page 1 of this application the address where your records will be kept?

Yes

If no, provide the
physical address.

16) Anyone who will be assisting you with the permitted activities or acting as your agent must either have their own Federal migratory bird permit for the activity or be identified by you, in writing, as a subpermittee under your permit. They may also require a State permit. Subpermittees must be at least 18 years old. As the primary permittee, you will be responsible for ensuring that your subpermittees are properly trained and adhere to the terms of your permit. Provide the name of any subpermittees who will be conducting activities under your permit.

17) Disqualification factor. Have you, the permittee, or your client (if a broker on behalf of your client):

- **Been assessed a civil penalty or convicted of any criminal provision of any statute or regulation relating to the activity for which the application is filed (50 CFR 13.21(b) (1));**
- **Been convicted, or entered a plea of guilty or nolo contendere, for a felony violation of the Lacey Act, the Migratory Bird Treaty Act, or the Bald and Golden Eagle Protection Act. (50 CFR 13.21 (c)(1));**
- **Had a permit revoked within the last five years for willfully violating any Federal or State statute or regulation, or any Indian tribal law or regulation, or any law or regulation of any foreign country, which involves a violation of the conditions of the permit or of the laws or regulations governing the permitted activity (50 CFR 13.28 (a)(1)) or failing to correct deficiencies that were the cause of a permit suspension within 60 days (50 CFR 13.28 (a)(2)).**

Answer "yes" if ANY of the events listed immediately above have occurred. Answer "no" if none of the events listed immediately above have occurred.

Yes

No

If you answered "Yes", provide: a) the individual's name; b) date of conviction, civil penalty assessment or revocation; c) charge(s), or reason(s) for revocation; d) location of the incident; e) court (if applicable, ticket, federal/state/tribal court etc.); and f) legal action taken for each violation (i.e. fine, incarceration, probation...). Please be aware that a "Yes" response does not automatically disqualify you from getting a permit.

18) Are you eligible for Fee Exempt Status? Fee exempt status applies to government agencies (Federal, State, Tribal, and municipal governments). Applicants acting on behalf of such agencies must submit a letter on agency letterhead and signed by the head of the unit of government for which the applicant is acting on behalf, confirming that the applicant will be carrying out the permitted activity for the agency, or the agencies tax exempt form.

Yes - Government Agency

Yes - Acting on behalf of Government Agency
Documentation Included

No - not eligible for Fee Exempt Status

19) I acknowledge that I have read the form [Instructions](#) and [Frequently Asked Questions](#), and have accessed the page with the [Return Addresses](#) to obtain the address where I should return this form. I have also filled out all fields and questions in this application. Check this box to acknowledge:

NOTICES

PRIVACY ACT STATEMENT

Authority: The information requested is authorized by the following: the Bald and Golden Eagle Protection Act (16 U.S.C. 668), 50 CFR 22; the Endangered Species Act (16 U.S.C. 1531-1544), 50 CFR 17; the Migratory Bird Treaty Act (16 U.S.C. 703-712), 50 CFR 21; the Wild Bird Conservation Act (16 U.S.C. 4901-4916), 50 CFR 15; the Lacey Act: Injurious Wildlife (18 U.S.C. 42), 50 CFR 16; Convention on International Trade in Endangered Species of Wild Fauna and Flora (TIAS 8249), 50 CFR 23; General Provisions, 50 CFR 10; General Permit Procedures, 50 CFR 13; and Wildlife Provisions (Import/export/transport), 50 CFR 14.

Purpose: The collection of contact information is to verify the individual has an eligible permit to conduct activities that affect protected species. The information the individual provides helps the FWS monitor and report on protected species and assess the impact of permitted activities on the conservation and management of species and their habitats.

Routine Uses: The collected information may be used to verify an applicant's eligibility for a permit to conduct activities with protected wildlife; to provide the public and the permittees with permit related information; to monitor activities under a permit; to analyze data and produce reports to monitor the use of protected wildlife; to assess the impact of permitted activities on the conservation and management of protected species and their habitats; and to evaluate the effectiveness of the permit programs. More information about routine uses can be found in the System of Records Notice, Permits System, FWS-21.

Disclosure: The information requested in this form is voluntary. However, submission of requested information is required to process applications for permits authorized under the listed authorities. Failure to provide the requested information may be sufficient cause for the U.S. Fish & Wildlife Service to deny the request.

PAPERWORK REDUCTION ACT STATEMENT

In accordance with the Paperwork Reduction Act (44 U.S.C. 3501), the U.S. Fish and Wildlife Service collects information necessary to monitor take and disposition of migratory birds, under the applicable laws governing the requested activity, for which a permit is requested, and to respond to requests made under the Freedom of Information Act and the Privacy Act of 1974. Information requested in this form is purely voluntary. However, submission of requested information is required in order to process applications for permits authorized under the above laws. Failure to provide all requested information may be sufficient cause for the U.S. Fish and Wildlife Service to deny the request. According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. OMB has approved this collection of information and assigned Control No. 1018-0022.

ESTIMATED BURDEN STATEMENT

We estimate public reporting for this collection of information averages:

Original submission - paper-based: 15 hours
Amended submission - paper-based: 10 hours 30 minutes
Original submission - electronic: 12 hours 30 minutes
Amended submission - electronic: 8 hours

These estimates include time for reviewing instructions, gathering and maintaining data and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of the form to the Service Information Clearance Officer, Fish and Wildlife Service, U.S. Department of the Interior, 5275 Leesburg Pike, MS: PRB/PERMA (JAO), Falls Church, VA 22041-3803, or via email at Info_Coll@fws.gov. Please do not send your completed form to this address.

FREEDOM OF INFORMATION ACT

For organizations, businesses, or individuals operating as a business (i.e., permittees not covered by the Privacy Act), we request that you identify any information that should be considered privileged and confidential business information to allow the Service to meet its responsibilities under FOIA. Confidential business information must be clearly marked "Business Confidential" at the top of the letter or page and each succeeding page and must be accompanied by a non-confidential summary of the confidential information. The non-confidential summary and remaining documents may be made available to the public under FOIA [43 CFR 2.26 – 2.33].