

HOUSE BILL No. 1550

DIGEST OF INTRODUCED BILL

Citations Affected: IC 14-22-34.

Synopsis: Exotic animals and endangered species. Defines "domestically bred species and subspecies" as any member of a species or subspecies of fish and wildlife appearing on the United States list of endangered foreign fish and wildlife (50 CFR 17, Appendix A) that is bred in the United States or any territory of the United States from parents or stock held in captivity at the time the breeding of the specimen takes place. Specifies that certain domestically bred species and subspecies of fish and wildlife are excluded from certain prohibitions spelled out in fish and wildlife laws.

Effective: July 1, 2017.

VanNatter

January 23, 2017, read first time and referred to Committee on Natural Resources.



First Regular Session of the 120th General Assembly (2017)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2016 Regular Session of the General Assembly.

HOUSE BILL No. 1550

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 14-22-34-0.3 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2017]: **Sec. 0.3. The intent of this chapter is**
4 **to allow for and encourage the conservation of species by means of**
5 **propagation and captive breeding. It is further the intent of this**
6 **chapter to allow the trade and keeping of any domestically bred**
7 **species or subspecies that is any member of a species or subspecies**
8 **of fish and wildlife appearing on the United States list of**
9 **endangered foreign fish and wildlife (50 CFR 17, Appendix A) that**
10 **is not an invasive or dangerous species.**

11 SECTION 2. IC 14-22-34-0.5 IS ADDED TO THE INDIANA
12 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2017]: **Sec. 0.5. As used in this chapter,**
14 **"domestically bred species or subspecies" means any member of a**
15 **species or subspecies of fish and wildlife appearing on the United**
16 **States list of endangered foreign fish and wildlife (50 CFR 17,**
17 **Appendix A) that is bred in the United States or any territory of**



1 **the United States from parents or stock held in captivity at the time**
 2 **the breeding of the specimen takes place.**

3 SECTION 3. IC 14-22-34-1, AS AMENDED BY P.L.7-2015,
 4 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2017]: Sec. 1. (a) As used in this chapter, "endangered
 6 species" means any species or subspecies of wildlife whose prospects
 7 of survival or recruitment within Indiana are in jeopardy or are likely
 8 within the foreseeable future to become so due to any of the following
 9 factors:

- 10 (1) The destruction, drastic modification, or severe curtailment of
 11 the habitat of the wildlife.
 12 (2) The overutilization of the wildlife for scientific, commercial,
 13 or sporting purposes.
 14 (3) The effect on the wildlife of disease, pollution, or predation.
 15 (4) Other natural or manmade factors affecting the prospects of
 16 survival or recruitment within Indiana.
 17 (5) Any combination of the factors described in subdivisions (1)
 18 through (4).

19 (b) The term includes **the following:**

- 20 (1) Any species or subspecies of fish and wildlife appearing on
 21 the United States list of endangered and threatened wildlife (50
 22 CFR 17.11).
 23 (2) **Any species or subspecies of fish and wildlife appearing on**
 24 **the United States list of endangered foreign fish and wildlife**
 25 **(50 CFR 17, Appendix A).**

26 (c) **The term does not include domestically bred species and**
 27 **subspecies.**

28 SECTION 4. IC 14-22-34-4 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. (a) As used in this
 30 chapter, "nongame species" means any wild mammal, bird, amphibian,
 31 reptile, fish, mollusk, crustacean, or other wild animal not otherwise
 32 legally classified by Indiana statute or rule.

33 (b) **The term excludes any domestically bred species or**
 34 **subspecies of fish and wildlife appearing on the United States list**
 35 **of endangered foreign fish and wildlife (50 CFR 17, Appendix A).**

36 SECTION 5. IC 14-22-34-6 IS AMENDED TO READ AS
 37 FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 6. (a) As used in this
 38 chapter, "wildlife" means:

- 39 (1) any wild mammal, bird, reptile, amphibian, fish, mollusk,
 40 crustacean, or other wild animal; or
 41 (2) any part, product, egg or offspring, or the dead body or parts
 42 of the wild animal.



1 **(b) The term excludes any domestically bred species or**
2 **subspecies of fish and wildlife appearing on the United States list**
3 **of endangered foreign fish and wildlife (50 CFR 17, Appendix A).**

4 SECTION 6. IC 14-22-34-18 IS AMENDED TO READ AS
5 FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 18. The provisions of
6 this chapter prohibiting the taking, possessing, transportation,
7 exporting, processing, sale, or offer to sell do not apply to:

8 **(1) wildlife in the possession of a person in Indiana on July 26,**
9 **1973; or**

10 **(2) any domestically bred species or subspecies that is any**
11 **species or subspecies of fish and wildlife appearing on the**
12 **United States list of endangered foreign fish and wildlife (50**
13 **CFR 17, Appendix 17).**

