

Background Information
Captive Wildlife Draft Rules

68A-6.0021 Possession or Transfer of Class I Wildlife as Personal Use Wildlife;
Transfer of Wildlife and Record Keeping Requirements

Item 6 C 1 c
August 7, 2008

68A-6.0021 Possession or Transfer of Class I Wildlife as Personal Use Wildlife; Transfer of Wildlife and Record Keeping Requirements.

(1) Any Class I wildlife possessed for personal use on August 1, 1980, shall be eligible for a permit in accordance with the provisions for Class II wildlife. Any Class II wildlife that is up listed to Class I upon the effective date of Rule 68A-6.002, F.A.C., shall be eligible for a permit in accordance with the provisions for Class II wildlife. No other Class I wildlife shall be transferred or kept for personal use.

(a) All Class I possessed for personal use in accordance with the provisions for Class II Wildlife, shall be permanently identified by means of tattoo, brand, passive integrated transponder (PIT tag), photographic identification, or other method that clearly and permanently identifies that particular specimen so as to be distinguished from other specimens of the same species.

1. For photographic identification the photograph of the specimen must include sufficient distinguishing characteristics (marks, scars, and patterns, etc.) to enable that particular specimen to be distinguished from other specimens of the same species.

2. Record of identification including PIT tag numbers where applicable, along with information about the specimen being identified (species, method of identification, specimen name or number, gender and age) must be maintained in the possessors records for as long as the specimen is possessed. Such records shall be made available for inspection, upon request, of commission personnel. A copy of such record shall be provided to the Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, upon annual renewal of the license issued in accordance with Section 379.3761, F.S., and authorizing possession of such wildlife.

(b) Effective Date: All permanent identificaiton requirements in this rule shall not take effect until July 1, 2009.

(2) It shall be unlawful for any person to buy, sell, or transfer any wildlife to or from an unpermitted entity within Florida. The record of sale or transfer ~~recipient's name, address and the permit or license number if required~~ shall be entered in the transferor's records and made available for inspection upon request of Commission employees for a period of ~~one~~ three years after the sale or transfer.

(a) Records of sale or transfer shall include the date of sale or transfer; quantity and species of wildlife sold or transferred; name and complete address of the recipient; and permit or license identification number of the recipient where applicable.

(b) Records of sale or transfer are not required for wildlife that may be possessed for personal use without a permit as specified in Rule 68A-6.0022 (2)(a) – (v), F.A.C., unless such record keeping requirements are otherwise regulated by other rules of the Commission.

(3) Persons possessing Class I wildlife for personal use shall comply with all provisions of this chapter relating to the personal use of wildlife.

Specific Authority Art. IV, Sec. 9, Fla. Const., ~~372.021 379.1025, 372.022 379, 372.922 379.303~~ FS. Law Implemented ~~372.16 379.3711, 372.86 379.372, 372.921 379.3761, 372.922 379.303~~ FS. History– New 6-21-82, Formerly 39-6.021, Amended 6-1-86, 4-11-90, Formerly 39-6.0021.