

**ALABAMA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
ADMINISTRATIVE CODE**

**CHAPTER 220-2
GAME AND FISH DIVISION**

220-2-.92 Protected Nongame Species.

(1) It shall be unlawful to take, capture, kill, or attempt to take, capture or kill; possess, sell, trade for anything of monetary value, or offer to sell or trade for anything of monetary value; or propagate the following nongame wildlife species, or any parts or reproductive products of such species, or any hybrids of such species without a scientific collection permit or written permit from the Commissioner, Department of Conservation and Natural Resources, which shall specifically state what the permittee may do with regard to said species:

(a) Fishes

<u>Common Name</u>	<u>Scientific Name</u>
• Cavefish, Alabama	<i>Speoplatyrhinus poulsoni</i>
• Cavefish, Southern	<i>Typhlichthys subterraneus</i>
• Chub, Shoal	<i>Macrhybopsis hyostoma</i>
• Chub, Spotfin	<i>Erimonax monacus</i>
• Darter, Bankhead	<i>Percina sipsi</i>
• Darter, Blotchside	<i>Persina burtoni</i>
• Darter, Bluebreast	<i>Etheostoma camurum</i>
• Darter, Boulder	<i>Etheostoma wapiti</i>
• Darter, Brighteye	<i>Etheostoma lynceum</i>
• Darter, Coldwater	<i>Etheostoma ditrema</i>
• Darter, Crystal	<i>Crystallaria asprella</i>
• Darter, Goldline	<i>Percina aurolineata</i>
• Darter, Halloween	<i>Percina crypta</i>
• Darter, Holiday	<i>Etheostoma brevirostrum</i>
• Darter, Lipstick	<i>Etheostoma chuckwachatte</i>
• Darter, Lollipop	<i>Etheostoma neopterum</i>
• Darter, Rush	<i>Etheostoma phytophilum</i>
• Darter, Scaly Sand	<i>Ammocrypta vivax</i>
• Darter, Slackwater	<i>Etheostoma boschungii</i>
• Darter, Slenderhead	<i>Percina phoxocephala</i>
• Darter, Snail	<i>Percina tanasi</i>
• Darter, Trispot	<i>Etheostoma trisella</i>
• Darter, Tuscumbia	<i>Etheostoma tuscumbia</i>
• Darter, Vermilion	<i>Etheostoma chermocki</i>
• Darter, Watercress	<i>Etheostoma nuchale</i>
• Logperch, Blotchside	<i>Percina burtoni</i>
• Madtom, Frecklebelly	<i>Noturus munitus</i>
• Madtom, Mountain	<i>Noturus eleutherus</i>

• Minnow, Suckermouth	<i>Phenacobius mirabilis</i>
• Sculpin, Pygmy	<i>Cottus paulus</i>
• Shad, Alabama	<i>Alosa alabamae</i>
• Shiner, Blackmouth	<i>Notropis melanostomus</i>
• Shiner, Blue	<i>Cyprinella caerulea</i>
• Shiner, Bluestripe	<i>Cyprinella callitaenia</i>
• Shiner, Broadstripe	<i>Pteronotropis euryzonus</i>
• Shiner, Cahaba	<i>Notropis cahabae</i>
• Shiner, Dusky	<i>Notropis cummingsae</i>
• Shiner, Ironcolor	<i>Notropis chalybaeus</i>
• Shiner, Palezone	<i>Notropis albizonatus</i>
• Sunfish, Spring Pygmy	<i>Elassoma alabamae</i>
• Sturgeon, Alabama	<i>Scaphirynchus suttkusi</i>
• Sturgeon, Gulf	<i>Acipenser oxyrhynchus desotoi</i>
• Sturgeon, Lake	<i>Acipenser fulvescens</i>

(b) Amphibians

<u>Common Name</u>	<u>Scientific Name</u>
• Frog, Crawfish	<i>Lithobates areolatus</i>
• Frog, Gopher	<i>Lithobates capito</i>
• Frog, Little Grass	<i>Pseudacris ocularis</i>
• Frog, Mississippi Gopher	<i>Lithobates sevosa</i>
• Frog, River	<i>Lithobates heckscheri</i>
• Frog, Wood	<i>Lithobates sylvaticus</i>
• Treefrog, Pine Barrens	<i>Hyla andersonii</i>

All native salamander species, including those in the genera *Ambystoma*, *Amphiuma*, *Aneides*, *Cryptobranchus*, *Desmognathus*, *Eurycea*, *Gyrinophilus*, *Hemidactylium*, *Necturus*, *Notophthalmus*, *Phaeognathus*, *Plethodon*, *Pseudotriton*, and *Siren*.

(c) Reptiles

<u>Common Name</u>	<u>Scientific Name</u>
• Lizard, Eastern Slender Glass	<i>Ophisaurus attenuates longicaudus</i>
• Lizard, Mimic Glass	<i>Ophisaurus mimicus</i>

• Skink, Coal	<i>Plestiodon anthracinus</i>
• Skink, Southeastern Five-lined	<i>Plestiodon inexpectatus</i>
• Snake, Pine	<i>Pituophis melanoleucus_ssp.</i>
• Snake, Eastern Indigo	<i>Drymarchon couperi</i>
• Snake, Eastern Coral	<i>Micrurus fulvius</i>
• Snake, Gulf Salt Marsh	<i>Nerodia clarkii</i>
• Snake, All Native King	<i>Lampropeltis spp.</i>
• Snake, Rainbow	<i>Farancia erythrogramma</i>
• Snake, Southern Hognose	<i>Heterodon simus</i>
• Terrapin, Diamondback	<i>Malaclemys spp.</i>
• Tortoise, Gopher	<i>Gopherus polyphemus</i>
• Turtle, Alabama Red-bellied	<i>Pseudemys alabamensis</i>
• Turtle, All Map	<i>Graptemys spp.</i>
• Turtle, Flattened Musk	<i>Sternotherus depressus</i>
• Turtle, Alligator Snapping	<i>Macrochelys temminikii</i>
• Turtle, Razor-backed Musk	<i>Sternotherus carinatus</i>

Informational Note: See Section 9-11-269, Code of Ala. 1975, relating to protection of the flattened musk turtle (*Sternotherus depressus*).

(d) Birds

All nongame birds are protected under the provisions of this regulation except crows, and non-native species including starlings, house sparrows, Eurasian collared doves, rock pigeons.

(e) Mammals

<u>Common Name</u>	<u>Scientific Name</u>
• Bat, Brazilian Free-tailed	<i>Tadarida brasiliensis</i>
• Bat, Eastern Small-footed	<i>Myotis leibi</i>
• Bat, Gray	<i>Myotis grisescens</i>
• Bat, Indiana	<i>Myotis sodalis</i>
• Bat, Little Brown	<i>Myotis lucifugus</i>
• Bat, Northern Long-eared	<i>Myotis septentrionalis</i>
• Bat, Northern Yellow	<i>Lasiurus intermedius</i>
• Bat, Rafinesque's Big-eared	<i>Corynorhinus rafinesquii</i>
• Bat, Southeastern	<i>Myotis austroriparius</i>
• Bat, Tricolored	<i>Perimyotis subflavus</i>
• Gopher, Southeastern Pocket	<i>Geomys pinetis</i>
• Manatee, West Indian	<i>Trichechus manatus</i>

• Mouse, Alabama Beach	<i>Peromyscus polionotus ammobates</i>
• Mouse, Meadow Jumping	<i>Zapus hudsonius</i>
• Mouse, Perdido Key Beach	<i>Peromyscus polionotustrissylepsis</i>
• Shrew, Pygmy	<i>Sorex hoyi</i>
• Shrew, Smoky	<i>Sorex fumeus</i>
• Cottontail, Appalachian	<i>Sylvilagus obscurus</i>
• Rabbit, Marsh	<i>Sylvilagus palustris</i>
• Skunk, Spotted	<i>Spilogale putorius</i>
• Weasel, Long-tailed	<i>Neogale frenata</i>
• Woodrat, Allegheny	<i>Neotoma magister</i>

(f) Other State or Federally protected nongame species.

(2) It shall be unlawful for any person to take, capture, kill or possess any bullfrog (*Lithobates catesbeianus*) or pig frog (*Lithobates grylio*) from the public waters of this state for commercial purposes. Furthermore, it shall be unlawful for any person to take, capture, kill or possess more than twenty (20) bullfrogs and pig frogs in aggregate from the public waters of this state during any twenty-four (24) hour period from 12 noon to the following 12 noon.

(3) It shall be unlawful for any person to sell, offer for sale, or trade anything of value for any Eastern Diamondback Rattlesnake (*Crotalus adamanteus*), hybrid, or any parts, or possess alive any Eastern Diamondback Rattlesnake or hybrid without a permit from the Commissioner. Nothing herein is intended to prevent the relocation of live Eastern Diamondback Rattlesnakes (*Crotalus adamanteus*) to suitable native habitat within the county of capture when conducted in the same day as capture and with landowner permission.

(4) It shall be unlawful to possess more than one (1) box turtle or to offer for sale, sell, or trade for anything of value any box turtle (*Terrapene* spp.), box turtle part, or reproductive product except by permit as outlined in paragraph (1).

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Statutory Authority: Code of Ala. 1975, §§9-2-7, 9-2-8, 9-2-12 and Act No. 82-424, Acts of Alabama.

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Penalty: As provided by law.