

115-15-1. Threatened and endangered species; general provisions. (a) The following species shall be designated endangered within the boundaries of the state of Kansas.

(1) Invertebrates

Flat floater mussel, *Anodonta suborbiculata* (Say, 1831)

~~Rabbit's foot~~ Rabbitsfoot mussel, *Quadrula cylindrica cylindrica* (Say, 1817)

Western fanshell mussel, *Cyprogenia aberti* (Conrad, 1850)

Neosho mucket mussel, *Lampsilis rafinesqueana* (Frierson, 1927)

Elktoe mussel, *Alasmidonta marginata* (Say, 1818)

~~Bleedingtooth~~ Ellipse mussel, *Venustaconcha pleasi ellipsiformis* (~~Marsh, 1894~~
Conrad, 1836)

Slender walker snail, *Pomatiopsis lapidaria* (Say, 1817)

Scott optioservus riffle beetle, *Optioservus phaeus* (White, 1978)

American burying beetle, *Nicrophorus americanus* (~~Oliver~~ Olivier, 1890)

Mucket, *Actinonaias ligamentina* (Lamarck, 1819)

(2) Fish

Arkansas River shiner, *Notropis girardi* (Hubbs and Ortenburger, 1929)

Pallid sturgeon, *Scaphirhynchus albus* (Forbes and Richardson, 1905)

Sicklefin chub, ~~Hybopsis~~ Macrhybopsis meeki (Jordan and Evermann, 1896)

Arkansas River speckled chub, *Macrhybopsis aestivalis tetranemus tetranema*
(Gilbert, 1886)

Silver chub, *Macrhybopsis storeriana* (Kirtland, 1845)

(3) Amphibians

Cave salamander, *Eurycea lucifuga* (Rafinesque, 1822)

~~Graybelly~~ Many-ribbed salamander, *Eurycea multiplicata* ~~*griseogaster*~~ (Moore and Hughes Cope, 1869)

Grotto salamander, *Typhlotriton spelaeus* (Stejneger, 1893)

(4) Birds

Black-capped vireo, *Vireo* ~~*atricapillus*~~ *atricapilla* (Woodhouse, 1852)

Eskimo curlew, *Numenius borealis* (Forster, 1772)

Least tern, *Sterna antillarum* (Lesson, 1847)

Peregrine falcon, *Falco peregrinus* (Tunstall, 1771)

Whooping crane, *Grus americana* (Linnaeus, 1758)

(5) Mammals

Black-footed ferret, *Mustela nigripes* (Audubon and Bachman, 1851)

Gray myotis, *Myotis grisescens* (A.H. Howell, 1909)

(b) The following species shall be designated threatened within the boundaries of the state of Kansas.

(1) Invertebrates

Rock pocketbook mussel, *Arcidens confragosus* (Say, 1829)

~~Fluted-shell~~ Flutedshell mussel, *Lasmigona* ~~*eostate*~~ *costata* (Rafinesque, 1820)

Butterfly mussel, *Ellipsaria lineolata* (Rafinesque, 1820)

Ouachita kidneyshell mussel, *Ptychobranchus occidentalis* (Conrad, 1836)

Sharp hornsnail, *Pleurocera acuta* (Rafinesque, 1831)

(2) Fish

Arkansas darter, *Etheostoma cragini* (Gilbert, 1885)

Chestnut lamprey, *Ichthyomyzon castaneus* (Girard, 1858)

Flathead chub, ~~*Hybopsis*~~ *Platygobio gracilis* (Richardson, 1836)

Hornyhead chub, *Nocomis biguttatus* (Kirtland, 1840)

Neosho madtom, *Noturus placidus* (Taylor, 1969)

Redspot chub, *Nocomis asper* (Lachner and Jenkins, 1971)

Silverband shiner, *Notropis shumardi* (Girard, 1856)

Blackside darter, *Percina maculata* (Girard, 1859)

Sturgeon chub, *Macrhybopsis gelida* (Girard, 1856)

Western silvery minnow, *Hybognathus argyritis* (Girard, 1856)

Topeka shiner, *Notropis topeka* (Gilbert, 1884)

(3) Amphibians

~~Central~~ Eastern newt, *Notophthalmus viridescens louisianensis* (Wolterstorff
Rafinesque, 1820)

~~Dark-sided~~ Longtail salamander, *Eurycea longicauda melanopleura* (Cope Green,

1818)

Eastern narrowmouth toad, *Gastrophryne carolinensis* (Holbrook, 1836)

Green frog, *Rana clamitans melanota* (~~Rafinesque~~ Latreille, 1801)

~~Northern~~ Spring peeper, *Pseudacris crucifer erueifer* (~~Wied-Neuwied~~, 1838)

Strecker's chorus frog, *Pseudacris streckeri streckeri* (~~Wright and Wright~~, 1933)

~~Western~~ Green toad, *Bufo debilis insidiosus* (Girard, 1854)

(4) Reptiles

Broadhead skink, *Eumeces laticeps* (Schneider, 1801)

Checkered garter snake, *Thamnophis marcianus marcianus* (Baird and Girard, 1853)

Common map turtle, *Graptemys geographica* (Le Sueur, 1817)

~~New Mexico~~ Texas blind snake, *Leptotyphlops dulcis dissectus* (~~Cope~~ Baird and Girard, 1853)

~~Northern~~ Redbelly snake, *Storeria occipitomaculata occipitomaculata* (Storer, 1839)

~~Texas~~ Longnose snake, *Rhinocheilus lecontei tessellatus* (~~Garman~~ Baird and Girard, 1853)

~~Texas~~ night snake, *Hypsiglena torquata jani* (Duges)

~~Western~~ Smooth earth snake, *Virginia valeriae elegans* (~~Kennicott~~ Baird and

Girard, 1853)

(5) Birds

Piping plover, *Charadrius melodus* (Ord, 1824)

Snowy plover, *Charadrius alexandrinus* (Linnaeus, 1758)

~~White faced ibis, *Plegadis chihi* (Vieillot)~~

Bald eagle, *Haliaeetus leucocephalus* (Linnaeus, 1766)

(6) Mammals

~~Eastern Spotted skunk, *Spilogale putorius interrupta* (Rafinesque~~ Linnaeus, 1758)

(c) A threatened or endangered species taken during established trapping seasons, authorized commercial wildlife operations, fishing by hook and line, bait fish seining, or other lawful activity shall not be unlawfully taken if immediately released.

(d) Any threatened or endangered species in possession before the effective date of this regulation and not prohibited by any previous regulation of the department or national listings may be retained in possession if either of the following conditions is met:

(1) An application of affidavit to that effect has been filed with and approved by the secretary before January 1, 1990 that states the circumstances of how the species came into possession.

(2) Possession of the animal has been previously approved by the department.

(Authorized by K.S.A. ~~1998 Supp.~~ 32-960 and K.S.A. 32-963; implementing K.S.A. ~~1998 Supp.~~

32-960, K.S.A. 32-961, K.S.A. 32-963, K.S.A. 32-1010, and K.S.A. 32-1011; effective Oct. 30,

1989; amended Aug. 31, 1992; Nov. 29, 1999; amended P-_____.)