

WILLIAM DONALD SCHAEFER, Governor

(a) Except with respect to species of fish determined to be endangered or threatened pursuant to the Endangered Species Act, the Secretary, upon the petition of an interested person, shall conduct a review of any listed or unlisted species proposed to be removed from or added to the lists published pursuant to § 4-2A-04(f), if he makes and publishes a public notice that the person has presented substantial evidence which warrants a review.

(b) When any species of fish is listed as a threatened species pursuant to § 4-2A-04(f), the Secretary shall adopt regulations necessary and advisable to provide for the conservation of the species. The Secretary, by regulation, shall prohibit with respect to any threatened species of fish any act prohibited under subsection (c).

(c) Except as provided in subsection (f), with respect to any endangered species of fish, no person may:

(1) Export the species from the State;

(2) Take the species within the State;

(3) Possess, process, sell, or offer for sale, deliver, carry, transport, or ship the species by any means; or

(4) Violate any regulation pertaining to the conservation of the species or to any threatened species of wildlife listed pursuant to this subsection and adopted by the Secretary pursuant to authority provided by this section.

(d) Except as provided in subsection (f), with respect to any endangered species of fish, no person may:

(1) Export the species from the State;

(2) Possess, process, sell, offer for sale, deliver, carry, transport, or ship the species by any means; or

(3) Violate any regulation pertaining to the species or to any threatened species of fish listed pursuant to § 4-2A-04(f) and adopted by the Secretary.

(e) If any endangered species of fish which enters the State from another state or from a point outside the territorial limits of the United States and which is being transported to a point within or beyond the State may be so entered and transported without restriction in accordance with the terms of any federal permit or permit issued under the laws or regulations of another state.