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(b) A person must apply for such a permit under the general permit procedures of this part and any other regulations in this subchapter that apply to the proposed activity.

(1) The requirements of all applicable parts of this subchapter must be met.

(2) A person may submit one application that includes the information required in each part of this subchapter, and a single permit will be issued if appropriate.

[72 FR 48445, Aug. 23, 2007]

§ 13.2 Purpose of regulations.

The regulations contained in this part provide uniform rules, conditions, and procedures for the application for and the issuance, denial, suspension, revocation, and general administration of all permits issued pursuant to this subchapter B.

[54 FR 38147, Sept. 14, 1989]

§ 13.3 Scope of regulations.

The provisions in this part are in addition to, and are not in lieu of, other permit regulations of this subchapter and apply to all permits issued thereunder, including “Importation, Exportation and Transportation of Wildlife” (part 14), “Wild Bird Conservation Act” (part 15), “Injurious Wildlife” (part 16), “Endangered and Threatened Wildlife and Plants” (part 17), “Marine Mammals” (part 18), “Migratory Bird Permits” (part 21), “Eagle Permits” (part 22), and “Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES)” (part 23). As used in this part 13, the term “permit” will refer to a license, permit, certificate, letter of authorization, or other document as the context may require, and to all such documents issued by the Service or other authorized U.S. or foreign government agencies.

[70 FR 18317, Apr. 11, 2005, as amended at 79 FR 30417, May 27, 2014]

§ 13.4 Emergency variation from requirements.

The Director may approve variations from the requirements of this part when he finds that an emergency exists and that the proposed variations will not hinder effective administration of

this subchapter B, and will not be unlawful.

§ 13.5 Information collection requirements.

(a) The Office of Management and Budget approved the information collection requirements contained in this part 13 under 44 U.S.C. and assigned OMB Control Number 1018-0092. The Service may not conduct or sponsor, and you are not required to respond, to a collection of information unless it displays a currently valid OMB control number. We are collecting this information to provide information necessary to evaluate permit applications. We will use this information to review permit applications and make decisions, according to criteria established in various Federal wildlife conservation statutes and regulations, on the issuance, suspension, revocation, or denial permits. You must respond to obtain or retain a permit.

(b) We estimate the public reporting burden for these reporting requirements to vary from 15 minutes to 4 hours per response, with an average of 0.803 hours per response, including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the forms. Direct comments regarding the burden estimate or any other aspect of these reporting requirements to the Service Information Collection Control Officer, MS-222 ARLSQ, U.S. Fish and Wildlife Service, Washington, DC 20240, or the Office of Management and Budget, Paperwork Reduction Project (1018-0092), Washington, DC 20603.

[63 FR 52634, Oct. 1, 1998]

Subpart B—Application for Permits

§ 13.11 Application procedures.

The Service may not issue a permit for any activity authorized by this subchapter B unless you have filed an application under the following procedures:

(a) *Forms.* Applications must be submitted in writing on a Federal Fish and Wildlife License/Permit Application (Form 3-200) or as otherwise specifically directed by the Service.

(b) *Forwarding instructions.* Applications for permits in the following categories should be forwarded to the issuing office indicated below.

(1) You may obtain applications for migratory bird banding permits (50 CFR 21.70) by writing to: Bird Banding Laboratory, USGS Patuxent Wildlife Research Center, 12100 Beech Forest Road, Laurel, Maryland 20708–4037. Submit completed permit applications to the same address.

(2) You may obtain applications for designated port exception permits and import/export licenses (50 CFR 14) by writing to the Special Agent in Charge (SAC) of the Region in which you reside (see 50 CFR 2.2 or the Service Web site, <http://www.fws.gov>, for addresses and boundaries of the Regions). Submit completed permit applications to the same address.

(3) You may obtain applications for Wild Bird Conservation Act permits (50 CFR part 15); injurious wildlife permits (50 CFR part 16); captive-bred wildlife registrations (50 CFR part 17); permits authorizing import, export, or foreign commerce of endangered and threatened species, and interstate commerce of nonnative endangered or threatened species (50 CFR part 17); marine mammal permits (50 CFR part 18); and permits and certificates for import, export, and re-export of species listed under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) (50 CFR part 23) from the Service's permits Web page at <http://www.fws.gov/permits/> or from the Division of Management Authority at the address provided at 50 CFR 2.1(b). Submit completed permit applications to the same street address.

(4) You may obtain Endangered Species Act permit applications (50 CFR 17) for activities involving native endangered and threatened species, including incidental take, scientific purposes, enhancement of propagation or survival (*i.e.*, recovery), and enhancement of survival by writing to the Regional Director (Attention: Endangered Species Permits) of the Region where the activity is to take place (see 50 CFR 2.2 or the Service Web site, <http://www.fws.gov>, for addresses and boundaries of the Regions). Submit com-

pleted applications to the same address (the Regional office covering the area where the activity will take place). Permit applications for interstate commerce for native endangered and threatened species should be obtained by writing to the Regional Director (Attention: Endangered Species Permits) of the Region that has the lead for the particular species, rather than the Region where the activity will take place. You can obtain information on the lead Region via the Service's Endangered Species Program Web page (<http://endangered.fws.gov/wildlife.html>) by entering the common or scientific name of the listed species in the Regulatory Profile query box. Send interstate commerce permit applications for native listed species to the same Regional Office that has the lead for that species. Endangered Species Act permit applications for the import or export of native endangered and threatened species may be obtained from the Division of Management Authority in accordance with paragraph (b)(3) of this section.

(5) You may obtain applications for bald and golden eagle permits (50 CFR part 22) and migratory bird permits (50 CFR part 21), except for banding and marking permits, from, and you may submit completed applications to, the "Migratory Bird Permit Program Office" in the Region in which you reside. For addresses of the regional offices, see 50 CFR 2.2, or go to: <http://www.fws.gov/migratorybirds/mbpermits/Addresses.html>.

(c) *Time notice.* The Service will process all applications as quickly as possible. However, we cannot guarantee final action within the time limit you request. You should ensure that applications for permits for marine mammals and/or endangered and threatened species are postmarked at least 90 calendar days prior to the requested effective date. The time we require for processing of endangered and threatened species incidental take permits will vary according to the project scope and significance of effects. Submit applications for all other permits to the issuing/reviewing office and ensure they are postmarked at least 60 calendar days prior to the requested effective date. Our processing time may be

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increased by the procedural requirements of the National Environmental Policy Act (NEPA), the requirement to publish a notice in the FEDERAL REGISTER requesting a 30-day public comment period when we receive certain types of permit applications, and/or the time required for extensive consultation within the Service, with other Federal agencies, and/or State or foreign governments. When applicable, we may require permit applicants to provide additional information on the proposal and on its environmental effects as may be necessary to satisfy the procedural requirements of NEPA.

(d) *Fees.* (1) Unless otherwise exempted under this paragraph (d), you must pay the required permit processing fee at the time that you apply for issuance or amendment of a permit. You must pay in U.S. dollars. If you submit a check or money order, it must be made payable to the "U.S. Fish and Wildlife Service." The Service will not refund any application fee under any circumstances if we have processed the application. However, we may return the application fee if you withdraw the application before we have significantly processed it.

(2) If regulations in this subchapter require more than one type of permit for an activity and the permits are issued by the same office, the issuing office may issue one consolidated permit authorizing the activity in accordance with §13.1. You may submit a single application in such cases, provided that the single application contains all

the information required by the separate applications for each permitted activity. Where more than one permitted activity is consolidated into one permit, the issuing office will charge the highest single fee for the activity permitted.

(3) Circumstances under which we will not charge a permit application fee are as follows:

(i) We will not charge a permit application fee to any Federal, tribal, State, or local government agency or to any individual or institution acting on behalf of such agency. Except as otherwise authorized or waived, if you fail to submit evidence of such status with your application, we will require the submission of all processing fees prior to the acceptance of the application for processing.

(ii) As noted in paragraph (d)(4) of this section.

(iii) We may waive the fee on a case-by-case basis for extraordinary extenuating circumstances provided that the issuing permit office and a Regional or Assistant Director approves the waiver.

(4) *User fees.* The following table identifies specific fees for each permit application or amendment to a current permit. If no fee is identified under the Amendment Fee column, this particular permit either cannot be amended and a new application, and application fee, would need to be submitted or no fee will be charged for amending the permit (please contact the issuing office for further information).

Type of permit	CFR Citation	Permit application fee	Administration fee ¹	Amendment fee
Migratory Bird Treaty Act				
Migratory Bird Import/Export	50 CFR part 21	75.		
Migratory Bird Banding or Marking	50 CFR part 21	No fee.		
Migratory Bird Scientific Collecting	50 CFR part 21	100		50
Migratory Bird Taxidermy	50 CFR part 21	100.		
Waterfowl Sale and Disposal	50 CFR part 21	75.		
Special Canada Goose	50 CFR part 21	No fee.		
Migratory Bird Special Purpose/Education	50 CFR part 21	75.		
Migratory Bird Special Purpose/Salvage	50 CFR part 21	75.		
Migratory Bird Special Purpose/Game Bird Propagation.	50 CFR part 21	75.		
Migratory Bird Special Purpose/Miscellaneous	50 CFR part 21	100.		
Raptor Propagation	50 CFR part 21	100.		
Migratory Bird Rehabilitation	50 CFR part 21	50.		
Migratory Bird Depredation	50 CFR part 21	100		50
Migratory Bird Depredation/Homeowner	50 CFR part 21	50.		

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Type of permit	CFR Citation	Permit application fee	Administration fee ¹	Amendment fee
Bald and Golden Eagle Protection Act				
Eagle Scientific Collecting	50 CFR part 22	100 .....	.....	50
Eagle Exhibition	50 CFR part 22	75. ....	.....	.....
Eagle—Native American Religion	50 CFR part 22	No fee. ....	.....	.....
Eagle Take permits—Depredation and Protection of Health and Safety.	50 CFR part 22	100. ....	.....	.....
Golden Eagle Nest Take	50 CFR part 22	100 .....	.....	50
Eagle Transport—Scientific or Exhibition	50 CFR part 22	75. ....	.....	.....
Eagle Transport—Native American Religious Purposes.	50 CFR part 22	No fee. ....	.....	.....
Eagle Incidental Take—Up to 5 years, Commercial	50 CFR part 22	2,500 .....	.....	500
Eagle Incidental Take—Non-commercial	50 CFR part 22	500 .....	.....	150
Eagle Incidental Take—5–30 years	50 CFR part 22	36,000	¹ 8,000 .....	.....
Eagle Incidental Take—Transfer of a permit	50 CFR part 22	1,000. ....	.....	.....
Eagle Nest Take—Single nest, Commercial	50 CFR part 22	2,500 .....	.....	500
Eagle Nest Take—Single nest, Non-commercial	50 CFR part 22	500 .....	.....	150
Eagle Nest Take—Multiple nests	50 CFR part 22	5,000 .....	.....	500
Eagle Take—Exempted under ESA	50 CFR part 22	No fee. ....	.....	.....
Endangered Species Act/CITES/Lacey Act				
ESA Recovery	50 CFR part 17	100 .....	.....	50
ESA Interstate Commerce	50 CFR part 17	100 .....	.....	50
ESA Enhancement of Survival (Safe Harbor Agreement).	50 CFR part 17	50 .....	.....	25
ESA Enhancement of Survival (Candidate Conservation Agreement with Assurances).	50 CFR part 17	50 .....	.....	25
ESA Incidental Take (Habitat Conservation Plan) ...	50 CFR part 17	100 .....	.....	50
ESA and CITES Import/Export and Foreign Commerce.	50 CFR part 17	100 .....	.....	50
ESA and CITES Museum Exchange	50 CFR part 17	100 .....	.....	50
ESA Captive-bred Wildlife Registration	50 CFR part 17	200 .....	.....	100
—Renewal of Captive-bred Wildlife Registration	50 CFR part 17	100. ....	.....	.....
CITES Import (including trophies under ESA and MMPA).	50 CFR parts 17, 18, 23	100 .....	.....	50
CITES Export	50 CFR part 23	100 .....	.....	50
CITES Pre-Convention	50 CFR part 23	75 .....	.....	40
CITES Certificate of Origin	50 CFR part 23	75 .....	.....	40
CITES Re-export	50 CFR part 23	75 .....	.....	40
CITES Personal Effects and Pet Export/Re-export	50 CFR part 23	50. ....	.....	.....
CITES Appendix II Export (native furbearers and alligators—excluding live animals).	50 CFR part 23	100 .....	.....	50
CITES Master File (includes files for artificial propagation, biomedical, etc., and covers import, export, and re-export documents).	50 CFR part 23	200 .....	.....	100
—Renewal of CITES Master File	50 CFR part 23	100. ....	.....	.....
—Single-use permits issued on Master File	50 CFR part 23	5 ². ....	.....	.....
CITES Annual Program File	50 CFR part 23	50. ....	.....	.....
—Single-use permits issued under Annual Program	50 CFR part 23	5 ². ....	.....	.....
CITES replacement documents (lost, stolen, or damaged documents).	50 CFR part 23	50 .....	.....	50
CITES Passport for Traveling Exhibitions and Pets	50 CFR part 23	75 ³. ....	.....	.....
CITES/ESA Passport for Traveling Exhibitions	50 CFR part 23	100 ³. ....	.....	.....
CITES Introduction from the Sea	50 CFR part 23	100 .....	.....	50
CITES Participation in the Plant Rescue Center Program.	50 CFR part 23	No fee. ....	.....	.....
CITES Registration of Commercial Breeding Operations for Appendix-I Wildlife.	50 CFR part 23	100. ....	.....	.....
CITES Request for Approval of an Export Program for a State or Tribe (American Ginseng, Certain Furbearers, and American Alligator).	50 CFR part 23	No fee. ....	.....	.....
Import/Export License	50 CFR part 14	100 .....	.....	50
Designated Port Exception	50 CFR part 14	100 .....	.....	50
Injurious Wildlife Permit	50 CFR part 16	100 .....	.....	50
—Transport Authorization for Injurious Wildlife	50 CFR part 16	25. ....	.....	.....
Wild Bird Conservation Act (WBCA)				
Personal Pet Import	50 CFR part 15	50. ....	.....	.....
WBCA Scientific Research, Zoological Breeding or Display, Cooperative Breeding.	50 CFR part 15	100 .....	.....	50
WBCA Approval of Cooperative Breeding Program	50 CFR part 15	200 .....	.....	100

Type of permit	CFR Citation	Permit application fee	Administration fee ¹	Amendment fee
—Renewal of a WBCA Cooperative Breeding Program.	50 CFR part 15	50.		
WBCA Approval of a Foreign Breeding Facility	50 CFR part 15	250 ⁴ .		
Marine Mammal Protection Act				
Marine Mammal Public Display	50 CFR part 18	300 .....	.....	150
Marine Mammal Scientific Research/Enhancement/Registered Agent or Tannery.	50 CFR part 18	150 .....	.....	75
—Renewal of Marine Mammal Scientific Research/Enhancement/Registered Agent or Tannery.	50 CFR part 18	75 .....	.....

¹ An additional Administration Fee of \$8,000 will be assessed every 5 years for permits with durations longer than 5 years for permit review.

² Each.

³ Per animal.

⁴ Per species.

(5) We will charge a fee for substantive amendments made to permits within the time period that the permit is still valid. The fee is generally half the original fee assessed at the time that the permit is processed; see paragraph (d)(4) of this section for the exact amount. Substantive amendments are those that pertain to the purpose and conditions of the permit and are not purely administrative. Administrative changes, such as updating name and address information, are required under 13.23(c), and we will not charge a fee for such amendments.

(6) Except as specifically noted in paragraph (d)(4) of this section, a permit renewal is an issuance of a new permit, and applicants for permit renewal must pay the appropriate fee listed in paragraph (d)(4) of this section.

(e) *Abandoned or incomplete applications.* If we receive an incomplete or improperly executed application, or if you do not submit the proper fees, the issuing office will notify you of the deficiency. If you fail to supply the correct information to complete the application or to pay the required fees within 45 calendar days of the date of notification, we will consider the application abandoned. We will not refund any fees for an abandoned application.

[70 FR 18317, Apr. 11, 2005, as amended at 72 FR 48445, Aug. 23, 2007; 73 FR 29083, May 20, 2008; 73 FR 42281, July 21, 2008; 74 FR 46875, Sept. 11, 2009; 78 FR 35152, June 12, 2013; 78 FR 73723, Dec. 9, 2013; 79 FR 30417, May 27, 2014; 79 FR 43964, July 29, 2014; 81 FR 8002, Feb. 17, 2016; 82 FR 41177, Aug. 30, 2017; 87 FR 880, Jan. 7, 2022]

§ 13.12 General information requirements on applications for permits.

(a) *General information required for all applications.* All applications must contain the following information:

(1) Applicant's full name and address (street address, city, county, state, and zip code; and mailing address if different from street address); home and work telephone numbers; and, if available, a fax number and e-mail address, and:

(i) If the applicant resides or is located outside the United States, an address in the United States, and, if conducting commercial activities, the name and address of his or her agent that is located in the United States; and

(ii) If the applicant is an individual, the date of birth, social security number, if available, occupation, and any business, agency, organizational, or institutional affiliation associated with the wildlife or plants to be covered by the license or permit; or

(iii) If the applicant is a business, corporation, public agency, or institution, the tax identification number; description of the type of business, corporation, agency, or institution; and the name and title of the person responsible for the permit (such as president, principal officer, or director);

(2) Location where the requested permitted activity is to occur or be conducted;

(3) Reference to the part(s) and section(s) of this subchapter B as listed in paragraph (b) of this section under which the application is made for a