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)
Rabbitsfoot mussel, *Quadrula cylindrica* (Say, 1817)
Western fanshell mussel, *Cyprogenia aberti* (Conrad, 1850)
Neosho mucket mussel, *Lampsilis rafinesqueana* (Frierson, 1927)
Elktoe mussel, *Alasmidonta marginata* (Say, 1818)
Ellipse mussel, *Venustaconcha ellipsiformis* (Conrad, 1836)
Slender walker snail, *Pomatiopsis lapidaria* (Say, 1817)
Scott optioservus riffle beetle, *Optioservus phaeus* (White, 1978)
American burying beetle, *Nicrophorus americanus* (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, *Macrhybopsis meeki* (Jordan and Evermann, 1896)
Arkansas River speckled chub, *Macrhybopsis tetranema* (Gilbert, 1886)
Silver chub, *Macrhybopsis storeriana* (Kirtland, 1845)

(3) Amphibians

Cave salamander, *Eurycea lucifuga* (Rafinesque, 1822)
Many-ribbed salamander, *Eurycea multiplicata* (Cope, 1869)
Grotto salamander, *Eurycea spelaea* (Stejneger, 1892)

(4) Birds

Black-capped vireo, *Vireo atricapilla* (Woodhouse, 1852)
Eskimo curlew, *Numenius borealis* (Forster, 1772)
Least tern, *Sterna antillarum* (Lesson, 1847)
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)
Flutedshell mussel, *Lasmigona costata* (Rafinesque, 1820)
Butterfly mussel, *Ellipsaria lineolata* (Rafinesque, 1820)
Ouachita kidneyshell mussel, *Ptychobranchus occidentalis* (Conrad, 1836)
Sharp hornsnail, *Pleurocera acuta* (Rafinesque, 1831)
Delta hydrobe, *Probythinella emarginata* (Kuster, 1852)

(2) Fish

Arkansas darter, *Etheostoma cragini* (Gilbert, 1885)
Chestnut lamprey, *Ichthyomyzon castaneus* (Girard, 1858)
Flathead chub, *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)
Shoal chub, *Macrhybopsis hyostoma* (Gilbert, 1884)

Plains minnow, *Hybognathus placitus* (Girard, 1856)

(3) Amphibians

Eastern newt, *Notophthalmus viridescens* (Rafinesque, 1820)
Longtail salamander, *Eurycea longicauda* (Green, 1818)
Eastern narrowmouth toad, *Gastrophryne carolinensis* (Holbrook, 1836)
Green frog, *Rana clamitans* (Latreille, 1801)
Spring peeper, *Pseudacris crucifer* (Wied-Neuwied, 1838)
Strecker's chorus frog, *Pseudacris streckeri* (Wright and Wright, 1933)
Green toad, *Bufo debilis* (Girard, 1854)

(4) Reptiles

Broadhead skink, *Eumeces laticeps* (Schneider, 1801)
Checkered garter snake, *Thamnophis marcianus* (Baird and Girard, 1853)
Texas blind snake, *Leptotyphlops dulcis* (Baird and Girard, 1853)
Redbelly snake, *Storeria occipitomaculata* (Storer, 1839)
Longnose snake, *Rhinocheilus lecontei* (Baird and Girard, 1853)
Smooth earth snake, *Virginia valeriae* (Baird and Girard, 1853)

(5) Birds

Piping plover, *Charadrius melodus* (Ord, 1824)
Snowy plover, *Charadrius alexandrinus* (Linnaeus, 1758)

(6) Mammals

Spotted skunk, *Spilogale putorius* (Linnaeus, 1758)

(7) Turtles

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

(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. 32-960 and K.S.A. 32-963; implementing K.S.A. 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; amended Nov. 29, 1999; amended Feb. 18, 2005; amended July 24, 2009.)