

1 15A NCAC 10I .0103 is amended with changes as published in 31:18 NCR 1826 as follows:

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3 **15A NCAC 10I .0103 ENDANGERED SPECIES LISTED**

4 (a) The following species of resident wildlife shall be designated as federally-listed endangered species:

5 (1) Amphibians: None Listed At This Time.

6 ~~None Listed At This Time.~~

7 (2) Birds:

8 (A) Bachman's warbler (*Vermivora bachmanii*);

9 (B) Ivory-billed woodpecker (*Campephilus principalis*);

10 (C) Kirtland's warbler (~~*Dendroica*~~ *Setophaga kirtlandii*);

11 (D) Piping plover (*Charadrius melodus circumcinctus*);

12 (E) Red-cockaded woodpecker (*Picoides borealis*); and

13 (F) Roseate tern (*Sterna dougallii* ~~*dougalli*~~; and *dougallii*).

14 ~~(G) Wood stork (*Mycteria americana*).~~

15 (3) Crustacea: None Listed At This Time.

16 (4) Fish:

17 (A) Cape Fear shiner (*Notropis mekistocholas*);

18 (B) Roanoke logperch (*Percina rex*);

19 (C) Shortnose sturgeon (*Acipenser brevirostrum*), when found in inland fishing waters as
20 defined in G.S. ~~113-129(9a)-113-291(9)a~~ and ~~(9b); (9)b~~ and

21 (D) Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*), when found in inland fishing waters.

22 (5) Mammals:

23 (A) Carolina northern flying squirrel (*Glaucomys sabrinus coloratus*);

24 (B) Eastern cougar (*Puma concolor*);

25 (C) Gray bat (*Myotis grisescens*);

26 (D) Indiana bat (*Myotis sodalis*);

27 (E) Manatee (*Trichechus manatus*), when found in inland fishing waters; and

28 (F) Virginia big-eared bat (*Corynorhinus townsendii virginianus*).

29 (6) Mollusks:

30 (A) Appalachian elktoe (*Alasmidonta raveneliana*);

31 (B) Carolina heelsplitter (*Lasmigona decorata*);

32 (C) Dwarf ~~wedge-mussel~~ wedgemussel (*Alasmidonta heterodon*);

33 (D) James spiny mussel (*Pleurobema collina*);

34 ~~Little-wing~~ Littlewing pearl mussel (*Pegias fabula*);

35 (F) Tan riffleshell (*Epioblasma florentina walkeri*); and

36 (G) Tar River spiny mussel (*Elliptio steinstansana*).

37 (7) Reptiles:

- 1 (A) Kemp's ridley sea turtle (*Lepidochelys kempii*);
 2 (B) Atlantic hawksbill sea turtle (*Eretmochelys imbricata imbricata*); and
 3 (C) Leatherback sea turtle (*Dermochelys coriacea*).
- 4 (b) The following species of resident wildlife shall be designated as state-listed endangered species:
- 5 (1) Amphibians: ~~Green salamander (*Aneides aeneus*);~~
 6 (A) Gopher frog (*Rana [=Lithobates] capito*);
 7 (B) Ornate chorus frog (*Pseudacris ornata*); and
 8 (C) River frog (*Rana [=Lithobates] heckscheri*).
- 9 (2) Birds:
 10 (A) American peregrine falcon (*Falco peregrinus anatum*); ~~and~~
 11 (B) Bewick's wren (*Thryomanes bewickii*); ~~bewickii~~; bewickii;
 12 (C) Common tern (*Sterna hirundo*);
 13 (D) Henslow's sparrow (*Ammodramus henslowii*); and
 14 (E) Wayne's black-throated green warbler (*Setophaga virens waynei*).
- 15 (3) Crustacea: ~~Bennett's Mill cave water slater (*Caecidotea carolinensis*);~~
 16 (A) Bennett's Mill cave water slater (*Caecidotea carolinensis*).
- 17 (4) Fish:
 18 (A) Blotchside logperch (*Percina burtoni*);
 19 (B) Bridle shiner (*Notropis bifrenatus*);
 20 (C) Dusky darter (*Percina sciera*);
 21 (D) Orange-fin madtom (*Noturus gilberti*);
 22 (E) Paddlefish (*Polyodon spathula*);
 23 (F) Robust redhorse (*Moxostoma robustum*);
 24 (G) Rustyside sucker (*Thoburnia hamiltoni*); ~~and~~
 25 (H) Sharpnose darter (*Percina oxyrhynchus*); and
 26 ~~(H)(I)~~ Stonecat (*Noturus flavus*).
- 27 (5) Mammals: None Listed At This Time.
- 28 (6) Mollusks:
 29 (A) Atlantic pigtoe (*Fusconaia masoni*);
 30 (B) Barrel floater (*Anodonta couperiana*);
 31 (C) Brook floater (*Alasmidonta varicosa*);
 32 (D) Carolina creekshell (*Villosa vaughaniana*);
 33 (E) Fragile glyph (*Glyphyalinia clingmani*);
 34 (F) Green floater (*Lasmigona subviridis*);
 35 (G) Greenfield rams-horn (*Helisoma eucosmium*)
 36 (H) Knotty elimia (*Elimia christyi*);
 37 (I) Longsolid (*Fusconaia subrotunda*);

- 1 ~~(J)~~ Magnificent rams-horn (*Planorbella magnifica*);
- 2 ~~(J)~~ ~~Neuse spike (*Elliptio judithae*);~~
- 3 (K) Purple wartyback (*Cyclonaias tuberculata*);
- 4 (L) Savannah lilliput (*Toxolasma pullus*);
- 5 (M) Slippershell mussel (*Alasmidonta viridis*);
- 6 (N) Tennessee clubshell (*Pleurobema oviforme*);
- 7 (O) Tennessee heelsplitter (*Lasmigona holstonia*);
- 8 (P) Tennessee pigtoe (*Fusconaia barnesiana*);
- 9 (Q) Yellow lampmussel (*Lampsilis cariosa*); and
- 10 (R) Yellow lance (*Elliptio lanceolata*).

11 (7) Reptiles:

- 12 (A) Eastern coral snake (*Micrurus fulvius fulvius*); and
- 13 (B) Eastern diamondback rattlesnake (*Crotalus adamanteus*).

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15 *History Note:* *Authority G.S. 113-134; 113-291.2; 113-292; 113-333;*
16 *Eff. June 11, 1977;*
17 *Amended Eff. October 1, 2017; August 1, 2016; May 1, 2008; April 1, 2001; February 1, 1994;*
18 *November 1, 1991; April 1, 1991; June 1, 1990*