

§ 21.29 Falconry standards and falconry permitting.

(a) Background

- (1) *The legal basis for regulating falconry.*
- (2) *“ Possession” and short-term handling of a falconry raptor.*
- (3) *Regulatory year for governing falconry.*

(b) Federal approval of State, tribal, and territorial falconry programs

- (1) *General*
- (2) *State, tribal, or territorial submission for approval.*
- (3) *Electronic reporting.*
- (4) *Federal approval and terms .*
- (5) *Review of a State, tribal, or territorial falconry program .*
- (6) *Suspension of a State's, tribe's, or territory's certification*
- (7) *Appeal of a decision to suspend State, tribal, or territorial certification .*
- (8) *Recertification of compliance with this section if a State's, tribe's, or territory's falconry permitting authority has been suspended .*
- (9) *Authority to suspend or revoke a falconry permit issued by a State, tribe, or territory .*
- (10) *Standards in effect in your place of residence.*
- (11) *Compliance date for the regulations in this section.*
- (12) *What will happen if a State with falconry regulations certified under earlier regulations does not come into compliance with this section by January 1, 2014?*

(c) Practicing falconry

- (1) *Permits and inspections to practice falconry.*
- (2) *Classes of permit to practice falconry.*
 - (i) *Requirements and possession options for an Apprentice Falconer.*
 - (ii) *Requirements and possession options for a General Falconer.*
 - (iii) *Requirements and possession options for a Master Falconer.*
- (3) *Taking a test to qualify for a falconry permit.*
- (4) *Reinstatement of a lapsed falconry permit if your State, tribe, or territory allows it.*
- (5) *Permit to practice falconry at an appropriate level if you have experience in falconry but are a new resident in the United States.*
- (6) *Banding or tagging raptors used in falconry.*
- (7) *Carrying your permit(s) when conducting falconry activities.*
- (8) *Transporting a falconry raptor or raptors to other States or territories.*

(d) Facilities and care requirements

- (1) *Facilities you must have and maintain .*
- (2) *Falconry facilities on property you do not own*
- (3) *Equipment you must have and maintain.*
- (4) *Facilities you must have for a raptor when you are transporting it, using it for hunting, or are away from your home with it.*
- (5) *Temporarily housing a raptor outside of your permanent facilities when you are not transporting it or using it for hunting.*
- (6) *Care of falconry raptors by another falconry permittee .*
- (7) *Care of falconry raptors by someone who does not have a falconry permit.*
- (8) *Residence part of the year in another jurisdiction.*
- (9) *Inspections.*

(e) Taking, possessing, and transporting raptors for falconry

- (1) *Raptor species you may take from the wild to use for falconry.*
- (2) *How and when you may take raptors from the wild to use in falconry.*
- (3) *Other restrictions on taking raptors from the wild for falconry.*
 - (i) *If you are a General or Master Falconer, you may take only raptors less than 1 year of age from the wild*
 - (ii) *If you are a Master Falconer authorized to possess golden eagles for use in falconry*
 - (iii) *You may recapture a falconry bird you have lost at any time.*
 - (iv) *You may recapture a raptor wearing falconry equipment or a captive-bred bird at any time - even if you are not allowed to possess the species.*
 - (v) *You may take any raptor that you are authorized to possess from the wild if the bird is banded with a Federal Bird Banding Laboratory aluminum band*
 - (vi) *You must leave at least one young from any nest or aerie from which you take a nestling.*
 - (vii) *If you are an Apprentice Falconer, you may not take a nestling from the wild.*
 - (viii) *If you are a Master Falconer with a permit to do so, you may take, transport, or possess up to three eagles*

(4) Take of a species or subspecies that was recently removed from the Federal List of Endangered and Threatened Wildlife to use in falconry.

- (5) *Raptors injured due to falconer trapping efforts.*
- (6) *Acquisition, transfer, loss, or rebanding of a raptor.*
- (7) *Acquiring a bird for falconry from a permitted rehabilitator.*
- (8) *Flying a hybrid raptor in falconry.*
- (9) *Releasing a falconry bird to the wild.*
- (10) *Restrictions on transfers of falconry raptors from other falconers.*

(f) Additional information on the practice of falconry

- (1) *Raptors removed from the wild for falconry are always considered "wild" raptors.*
- (2) *"Hacking" of falconry raptors .*
- (3) *Use of other falconry training or conditioning techniques.*
- (4) *Selling or trading raptors under a falconry permit.*
- (5) *Transfer of wild-caught raptors captured for falconry to another type of permit.*
- (6) *Transfer of captive-bred falconry raptors to another type of permit .*
- (7) *Use of raptors held under a falconry permit in captive propagation .*
- (8) *Use of falconry raptors in conservation education programs .*
- (9) *Other educational uses of falconry raptors .*
- (10) *Assisting in rehabilitation of raptors to prepare them for release .*
- (11) *Using a falconry bird in abatement activities.*
- (12) *Feathers that a falconry bird or birds molts.*
- (13) *Disposition of carcasses of falconry birds that die.*
- (14) *Visitors practicing falconry in the United States.*
- (15) *Taking falconry raptors to another country to use in falconry activities .*
- (16) *Permission to capture, fly, or release a falconry bird at any location.*
- (17) *Practicing falconry in the vicinity of a Federally listed threatened or endangered animal species.*
- (18) *Trapping a bird for use in falconry in areas used by the northern aplomado falcon.*

- (19) *Prey item killed by a falconry bird without your intent, including an animal taken outside of a regular hunting season .*
- (20) *Take of bird species for which a depredation order is in place .*
- (21) *Transfer of falconry raptors if a permittee dies .*

(g) *Applying for a falconry permit .*

- (1) The completed application
- (2) Proof that you have passed the falconry test
- (3) For an Apprentice permit, you must provide the following:
 - (i) A letter from a General or Master Falconer
 - (ii) An original, signed certification that you are particularly familiar with §10.13 of this subchapter
- (4) For an Apprentice or General Falconry permit, a parent or legal guardian must co-sign your application if you are under 18.
- (5) For a General Falconer permit:
 - (i) Information documenting your experience maintaining falconry raptors, including a summary of what species you held as an Apprentice Falconer and how long you possessed each bird, and
 - (ii) A letter from a General Falconer or Master Falconer (preferably your sponsor) attesting that you have practiced falconry with raptor(s) at the Apprentice Falconer level for at least 2 years, including maintaining, training, flying, and hunting the raptor(s) for at least 4 months in each year.
- (6) For a Master Falconer permit, you must attest that you have practiced falconry at the General Falconer level for at least 5 years.

(h) *Updating a falconry permit after a move.*

(i) *Restoration of revoked permits .*

(j) *Information collection requirements .*

(k) *Database required of States, tribes, and territories.*

§ 21.30 Raptor propagation permits.

- (a) *Legal basis for regulating raptor propagation.***
- (b) *Species available for raptor propagation.***
- (c) *Facilities used for raptor propagation.***
- (d) *Inspection***
- (e) *Banding of raptors used for propagation.***
- (f) *Taking and transferring raptors or raptor eggs from the wild to use in propagation.***
- (g) *Transfer, purchase, sale, or barter of captive-bred raptors, eggs, or semen.***
- (h) *Required paperwork.***
- (i) *Care of a propagation raptor by another person —***
- (j) *Care of nestlings by an individual who does not hold a migratory bird permit.***
- (k) *Disposition of molted feathers from a live raptor or carcasses of raptors held under your permit.***
- (l) *Raptor products.***
- (m) *Release to the wild.***
- (n) *Conservation education programs.***
- (o) *Permit restrictions.***
- (p) *Training propagation raptors.***
- (q) *Hacking of propagation raptors.***
- (r) *Transfer of propagation raptors and offspring if a permittee dies.***
- (s) *Records of captive propagation efforts.***
- (t) *Annual report.***
- (u) *Endangered or threatened species.***
- (v) *Applying for a Federal raptor propagation permit.***
- (w) *Criteria for issuing a permit.***
- (x) *Updating a raptor propagation permit after a move.***
- (y) *Permit expiration.***