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TITLE 312 NATURAL RESOURCES COMMISSION

Proposed Rule LSA Document #04-127

DIGEST

Adds 312 IAC 18-3-19 under the article pertaining to entomology and plant pathology to regulate the giant African land snail (*Achatina achatina* (L.), *Achatina fulica* Bowdich, *Achatina marginata*, and other species of the family Achatinidae (Gastropoda)) as a pest or pathogen and to prohibit the possession, sale, release, or other distribution of these snails in Indiana currently prohibited under LSA Document #04-126(E). Effective 30 days after filing with the secretary of state.

312 IAC 18-3-19

SECTION 1. 312 IAC 18-3-19 IS ADDED TO READ AS FOLLOWS:

312 IAC 18-3-19 Control of the giant African land snail

Authority: IC 14-24-3

Affected: IC 14-24

Sec. 19. (a) The giant African land snail (*Achatina achatina* (L.), *Achatina fulica* Bowdich, *Achatina marginata*, and other species of the family Achatinidae (Gastropoda)) is a pest or pathogen and is regulated under this section.

(b) Except as provided in subsection (c), a person must not:

- (1) possess;**
- (2) offer for sale;**
- (3) sell;**
- (4) give away;**
- (5) barter;**
- (6) exchange; or**
- (7) otherwise distribute or release;**

a giant African land snail, in any life stage, in Indiana.

(c) The state entomologist may issue a permit to a qualified applicant to properly contain a species of giant African land snail for scientific research. (Natural Resources Commission; 312 IAC 18-3-19)

Notice of Public Hearing

*Under IC 4-22-2-24, notice is hereby given that on February 24, 2005 at 9:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Room W272, Indianapolis, Indiana the Natural Resources Commission will hold a public hearing on a proposed new rule under the article pertaining to entomology and plant pathology to regulate the giant African land snail (*Achatina achatina* (L.), *Achatina fulica* Bowdich, *Achatina marginata*, and other species of the family Achatinidae (Gastropoda)) as a pest or pathogen and to prohibit the possession, sale, release, or other distribution of these snails in Indiana currently prohibited under LSA Document #04-126(E). Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W272 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.*

Michael Kiley
Chairman
Natural Resources Commission

