

**481A.42 Nongame protected — exclusion.**

Protected nongame species include wild fish, wild birds, wild bats, wild reptiles, and wild amphibians, an egg, a nest, a dead body or part of a dead body, and a product made from part of a body of a wild fish, wild bird, wild bat, wild reptile, or wild amphibian. However, nongame does not include game, fish that may be taken pursuant to regulations established under the Code or departmental rule, fur-bearing animals, turtles, or frogs, as defined in [this chapter](#). The commission shall designate by rule those species of nongame which by their abundance or habits are declared a nuisance, and these species shall not be protected. Rules adopted shall include but are not limited to a provision that states that any bat, except for the Indiana bat, which is found within a building that is occupied by human beings is not a protected nongame species.

[S13, §2563-q; C24, 27, 31, §1776; C39, §1794.005; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §109.42]

[83 Acts, ch 168, §6](#); [92 Acts, ch 1107, §1](#)

C93, §481A.42

[93 Acts, ch 20, §1](#)

Section not amended; editorial change applied