TURTLES AND THE LAW

[Code of Federal Regulations]
[Title 21, Volume 8]
[Revised as of April 1, 2019]
[CITE: 21CFR1240.62]

TITLE 21—FOOD AND DRUGS
CHAPTER I—FOOD AND DRUG ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES
SUBCHAPTER L-REGULATIONS UNDER CERTAIN OTHER ATS ADMINISTERED BY THE FOOD AND DRUG ADMINISTRATION
PART 1240—CONTROL OF COMMUNICABLE DISEASES
Subpart D—Specific Administrative Decisions Regarding Interstate Shipments
Sec. 1240.62 Turtles intrastate and interstate requirements.

(a) *Definition.* As used in this section the term "**turtle** s" includes all animals commonly known as **turtle** s, tortoises, terrapins, and all other animals of the order Testudinata, class Reptilia, except marine species (families Dermachelidae and Chelonidae).

(b) *Sales; general prohibition.* Except as otherwise provided in this section, viable **turtle** eggs and live **turtle** s with a carapace length of less than 4 inches shall not be sold, held for sale, or offered for any other type of commercial or public distribution.

(c) *Exceptions.* The provisions of this section are not applicable to:

(1) The sale, holding for sale, and distribution of live **turtle** s and viable **turtle** eggs for bona fide scientific, educational, or exhibitional purposes, other than use as pets.

(2) The sale, holding for sale, and distribution of live **turtle** s and viable **turtle** eggs not in connection with a business.

(3) The sale, holding for sale, and distribution of live **turtle** s and viable **turtle** eggs intended for export only, provided that the outside of the shipping package is conspicuously labeled "For Export Only."

(4) Marine **turtle** s excluded from this regulation under the provisions of paragraph (a) of this section and eggs of such **turtle** s.

(d) *Petitions.* The Commissioner of Food and Drugs, either on his own initiative or on behalf of any interested person who has submitted a petition, may publish a proposal to amend this regulation. Any such petition shall include an adequate factual basis to support the petition, and will be published for comment if it contains reasonable grounds for the proposed regulation. A petition requesting such a regulation, which would amend this regulation, shall be submitted to the Division of Dockets Management, Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852.

[40 FR 22545, May 23, 1975, as amended at 46 FR 8461, Jan. 27, 1981; 48 FR 11431, Mar. 18, 1983; 54 FR 24900, June 12, 1989; 59 FR 14366, Mar. 28, 1994; 66 FR 56035, Nov. 6, 2001; 70 FR 48073, Aug. 18, 2005; 78 FR 44881, July 25, 2013]

TURTLES AND THE LAW

[Code of Federal Regulations]
[Title 21, Volume 8]
[Revised as of April 1, 2019]
[CITE: 21CFR1240.62]

TITLE 21—FOOD AND DRUGS
CHAPTER I—FOOD AND DRUG ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES
SUBCHAPTER L-REGULATIONS UNDER CERTAIN OTHER ATS ADMINISTERED BY THE FOOD AND DRUG ADMINISTRATION
PART 1240—CONTROL OF COMMUNICABLE DISEASES
Subpart D—Specific Administrative Decisions Regarding Interstate Shipments
Sec. 1240.62 Turtles intrastate and interstate requirements.

(a) *Definition.* As used in this section the term "**turtle** s" includes all animals commonly known as **turtle** s, tortoises, terrapins, and all other animals of the order Testudinata, class Reptilia, except marine species (families Dermachelidae and Chelonidae).

(b) *Sales; general prohibition.* Except as otherwise provided in this section, viable **turtle** eggs and live **turtle** s with a carapace length of less than 4 inches shall not be sold, held for sale, or offered for any other type of commercial or public distribution.

(c) *Exceptions.* The provisions of this section are not applicable to:

(1) The sale, holding for sale, and distribution of live **turtle** s and viable **turtle** eggs for bona fide scientific, educational, or exhibitional purposes, other than use as pets.

(2) The sale, holding for sale, and distribution of live **turtle** s and viable **turtle** eggs not in connection with a business.

(3) The sale, holding for sale, and distribution of live **turtle** s and viable **turtle** eggs intended for export only, provided that the outside of the shipping package is conspicuously labeled "For Export Only."

(4) Marine **turtle** s excluded from this regulation under the provisions of paragraph (a) of this section and eggs of such **turtle** s.

(d) *Petitions.* The Commissioner of Food and Drugs, either on his own initiative or on behalf of any interested person who has submitted a petition, may publish a proposal to amend this regulation. Any such petition shall include an adequate factual basis to support the petition, and will be published for comment if it contains reasonable grounds for the proposed regulation. A petition requesting such a regulation, which would amend this regulation, shall be submitted to the Division of Dockets Management, Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852.

[40 FR 22545, May 23, 1975, as amended at 46 FR 8461, Jan. 27, 1981; 48 FR 11431, Mar. 18, 1983; 54 FR 24900, June 12, 1989; 59 FR 14366, Mar. 28, 1994; 66 FR 56035, Nov. 6, 2001; 70 FR 48073, Aug. 18, 2005; 78 FR 44881, July 25, 2013]

Connect with us!
5035 Cottage Hill @ University • (251) 661-FISH
bbpetstop.com
The information in this handout is meant to provide basic information only.
© B&B Pet Stop, Inc. 2020