

BIRDS PROTECTED BY THE MIGRATORY BIRD TREATY ACT

Comparison with Other Federal Laws

Endangered Species Act:

The following is a list of species protected by the Migratory Bird Treaty Act as well as the Endangered Species Act (ESA). The source of information was Title 50 of the Code of Federal Regulations, Parts 10.13 and 17.11 (revised as of October 1, 1995). Designations in the right-hand column indicate whether a species' ESA status is Endangered (E), Threatened (T). Except where indicated, these designations apply to the entire U.S. range of the species.

Blackbird, Yellow-shouldered, <i>Agelaius xanthomus</i>	E
Caracara, Crested, <i>Caracara (=Polyborus) plancus</i>	T
Condor, California, <i>Gymnogyps californianus</i>	E
Coot, Hawaiian (=American), <i>Fulica alai (=americana)</i>	E
Crane, Sandhill, <i>Grus canadensis</i>	E*
[*Mississippi subspecies-- <i>pulla</i> --only]	
Whooping, <i>Grus americana</i>	E/XN
Crow, Hawaiian, <i>Corvus hawaiiensis</i>	E
Curlew, Eskimo, <i>Numenius borealis</i>	E
Duck, Hawaiian, <i>Anas wyvilliana</i>	E
Laysan, <i>Anas laysanensis</i>	E
Eagle, Bald, <i>Haliaeetus leucocephalus</i>	T*
[*Populations in conterminous U.S. only]	
Eider, Spectacled, <i>Somateria fischeri</i>	T
Falcon, Aplomado, <i>Falco femoralis</i>	E
Peregrine, <i>Falco peregrinus</i>	E/E(SA)*
[*American subspecies-- <i>anatum</i> --is Endangered; all other populations are Endangered based on similarity of appearance]	
Flycatcher, Willow, <i>Empidonax traillii</i>	E*
[*Southwestern subspecies-- <i>extimus</i> --only]	
Gnatcatcher, California (=Black-tailed), <i>Polioptila californica (=melanura)</i>	T
Goose, Canada, <i>Branta canadensis</i>	T*
[*Aleutian subspecies-- <i>leucopareia</i> --only]	
Hawaiian, <i>Branta (=Nesochen) sandvicensis</i>	E
Hawk, Broad-winged, <i>Buteo platypterus</i>	E*
[*Puerto Rican subspecies-- <i>brunnescens</i> --only]	
Hawaiian, <i>Buteo solitarius</i>	E
Sharp-shinned, <i>Accipiter striatus</i>	E*
[*Puerto Rican subspecies-- <i>venator</i> --only]	
Kite, Snail, <i>Rostrhamus sociabilis</i>	E
Moorhen, Common, <i>Gallinula chloropus</i>	E*
[*Hawaiian and Mariana subspecies-- <i>sandvicensis</i> and <i>guami</i> --	

only]	
Murrelet, Marbled, <i>Brachyramphus marmoratus</i>	T*
[*Populations in conterminous U.S. only]	
Nightjar, Puerto Rican, <i>Caprimulgus noctitherus</i>	E
Olomao (=Thrush, Hawaiian), <i>Myadestes (=Phaeornis)</i>	E
<i>lanaiensis (=obscurus)</i>	
Owl, Spotted, <i>Strix occidentalis</i>	T*
[*Mexican and Northern subspecies-- <i>lucida</i> and <i>caurina</i> --only]	
Pelican, Brown, <i>Pelecanus occidentalis</i>	E*
[All except Atlantic Coast, Alabama, and Florida populations]	
Petrel, Dark-rumped, <i>Pterodroma phaeopygia</i>	E
Pigeon, Plain, <i>Columba inornata</i>	E
Plover, Piping, <i>Charadrius melodus</i>	E/T
Snowy, <i>Charadrius alexandrinus</i>	T*
[*Western subspecies-- <i>nivosus</i> --only]	
Puaiohi (=Thrush, Small Kauai), <i>Myadestes</i>	E
(= <i>Phaeornis palmeri</i>)	
Rail, Clapper, <i>Rallus longirostris</i>	E*
[Light-footed and Yuma subspecies-- <i>levipes</i> and <i>yumanensis</i> --only]	
Scrub-Jay (=Jay), Florida (=Scrub), <i>Aphelocoma</i>	T
<i>coerulescens</i>	
Shearwater, Townsend's, <i>Puffinus auricularis</i>	T
Shrike, Loggerhead, <i>Lanius ludovicianus</i>	E*
[*San Clemente subspecies-- <i>mearnsi</i> --only]	
Sparrow, Grasshopper, <i>Ammodramus savannarum</i>	E*
[*Florida subspecies-- <i>floridanus</i> --only]	
Sage, <i>Amphispiza belli</i>	T*
[*San Clemente subspecies-- <i>clementeae</i> --only]	
Seaside, <i>Ammodramus maritimus</i>	E*
[*Cape Sable subspecies-- <i>mirabilis</i> --only]	
Stilt, Black-necked, <i>Himantopus mexicanus</i>	E*
[*Hawaiian subspecies-- <i>knudseni</i> --only]	
Stork, Wood, <i>Mycteria americana</i>	E
Tern, Least, <i>Sterna antillarum</i>	E*
[*All except Atlantic and Gulf coast populations]	
Roseate, <i>Sterna dougallii</i>	E/T
Towhee, California, <i>Pipilo crissalis</i>	T*
[*Inyo subspecies-- <i>eremophilus</i> --only]	
Vireo, Bell's, <i>Vireo bellii</i>	E*
[*Least subspecies-- <i>pusillus</i> --only]	
Black-capped, <i>Vireo atricapillus</i>	E
Warbler, Bachman's, <i>Vermivora bachmanii</i>	E
Golden-cheeked, <i>Dendroica chrysoparia</i>	E
Kirtland's, <i>Dendroica kirtlandii</i>	E
Woodpecker, Ivory-billed, <i>Campephilus principalis</i>	E
Red-cockaded, <i>Picoides borealis</i>	E

BIRDS PROTECTED BY THE MIGRATORY BIRD TREATY ACT

Comparison with Other Federal Laws

CITES:

The following is a list of species protected by the Migratory Bird Treaty Act as well as the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES). The source of information was Title 50 of the Code of Federal Regulations, Parts 10.13 and 23.23 (revised as of October 1, 1995). Designations in the right-hand column indicate whether a species is listed in Appendix I, II, or III of CITES.

Family DIOMEDEIDAE (Albatrosses)

Diomedea albatrus, Short-tailed Albatross I

Family ARDEIDAE (Bitterns and Herons)

Ardea alba (=albus), Great Egret III(Ghana)

Bubulcus ibis, Cattle Egret III(Ghana)

Family THRESKIORNITHIDAE (Ibises and Spoonbills)

Eudocimus ruber, Scarlet Ibis II

Family CICONIIDAE (Storks)

Jabiru mycteria, Jabiru I

Family PHOENICOPTERIDAE (Flamingos)

Phoenicopterus ruber, Greater Flamingo II

Family ANATIDAE (Swans, Geese, and Ducks)

Dendrocygna bicolor, Fulvous Whistling-Duck III(Ghana and Honduras)

autumnalis, Black-bellied Whistling-Duck III(Honduras)

arborea, West Indian Whistling-Duck II

Branta canadensis, Canada Goose I*

[*Aleutian subspecies--*B. c. leucopareia*--only]

(=Nesochen) *sandvicensis*, Hawaiian Goose I

Anas crecca, Green-winged Teal III(Ghana)

formosa, Baikal Teal II

laysanensis, Laysan Duck I

acuta, Northern Pintail III(Ghana)

querquedula, Garganey III(Ghana)

clypeata, Northern Shoveler III(Ghana)

penelope, Eurasian Wigeon III(Ghana)

Family ACCIPITRIDAE (Kites, Eagles, Hawks, and Allies)

Pandion haliaetus, Osprey II

<i>Chondrohierax uncinatus</i> , Hook-billed Kite	II
<i>Elanoides forficatus</i> , Swallow-tailed (=American Swallow-tailed) Kite	II
<i>Elanus leucurus</i> (=caeruleus), White-tailed (=Black-shouldered) Kite	II
<i>Rostrhamus sociabilis</i> , Snail Kite	II
<i>Ictinia mississippiensis</i> , Mississippi Kite	II
<i>Milvus migrans</i> , Black Kite	II
<i>Haliaeetus leucocephalus</i> , Bald Eagle	I
<i>albicilla</i> , White-tailed Eagle	I
<i>pelagicus</i> , Steller's Sea-Eagle	II
<i>Circus cyaneus</i> , Northern Harrier	II
<i>Accipiter gularis</i> , Asiatic Sparrow Hawk	II
<i>striatus</i> , Sharp-shinned Hawk	II
<i>cooperii</i> , Cooper's Hawk	II
<i>gentilis</i> , Northern Goshawk	II
<i>Buteogallus anthracinus</i> , Common Black-Hawk	II
<i>Parabuteo unicinctus</i> , Harris' Hawk	II
<i>Buteo nitidus</i> , Gray Hawk	II
<i>lineatus</i> , Red-shouldered Hawk	II
<i>platypterus</i> , Broad-winged Hawk	II
<i>brachyurus</i> , Short-tailed Hawk	II
<i>swainsoni</i> , Swainson's Hawk	II
<i>albicaudatus</i> , White-tailed Hawk	II
<i>albonotatus</i> , Zone-tailed Hawk	II
<i>solitarius</i> , Hawaiian Hawk	II
<i>jamaicensis</i> , Red-tailed Hawk	II
<i>regalis</i> , Ferruginous Hawk	II
<i>lagopus</i> , Rough-legged Hawk	II
<i>Aquila chrysaetos</i> , Golden Eagle	II
Family FALCONIDAE (Caracaras and Falcons)	
<i>Caracara</i> (=Polyborus) <i>plancus</i> , Crested Caracara	II
<i>Falco tinnunculus</i> , Eurasian Kestrel	II
<i>sparverius</i> , American Kestrel	II
<i>columbarius</i> , Merlin	II
<i>femoralis</i> , Aplomado Falcon	II
<i>peregrinus</i> , Peregrine Falcon	I
<i>rusticolus</i> , Gyrfalcon	I
<i>mexicanus</i> , Prairie Falcon	II
Family GRUIDAE (Cranes)	
<i>Grus canadensis</i> , Sandhill Crane	I/II
<i>grus</i> , Common Crane	II
<i>americana</i> , Whooping Crane	I
Family SCOLOPACIDAE (Sandpipers, Phalaropes, and Allies)	
<i>Numenius borealis</i> , Eskimo Curlew	I

Family TYTONIDAE (Barn Owls)
Tyto alba, Barn Owl (=Common Barn-Owl) II

Family STRIGIDAE (Typical Owls)
Otus flammeolus, Flammulated Owl II
asio, Eastern Screech-Owl II
kennicottii, Western Screech-Owl II
trichopsis, Whiskered Screech-Owl II
nudipes, Puerto Rican Screech-Owl II
Bubo virginianus, Great Horned Owl II
Nyctea scandiaca, Snowy Owl II
Surnia ulula, Hawk Owl (=Northern Hawk-Owl) II
Glaucidium gnoma, Northern Pygmy-Owl II
brasilianum, Ferruginous Pygmy-Owl II
Micrathene whitneyi, Elf Owl II
Speotyto (=Athene) *cunicularia*, Burrowing Owl II
Strix occidentalis, Spotted Owl II
varia, Barred Owl II
nebulosa, Great Gray Owl II
Asio otus, Long-eared Owl II
flammeus, Short-eared Owl II
Aegolius funereus, Boreal Owl II
acadicus, Northern Saw-whet Owl II

Family TROCHILIDAE (Hummingbirds)
Colibri thalassinus, Green Violet-ear II
Anthracothorax dominicus, Antillean Mango II
viridis, Green Mango II
Eulampis holosericeus, Green-throated Carib II
Orthorhynchus cristatus, Antillean Crested II
Hummingbird
Chlorostilbon maugaeus, Puerto Rican Emerald II
Cynanthus latirostris, Broad-billed Hummingbird II
Hylocharis leucotis, White-eared Hummingbird II
Amazilia beryllina, Berylline Hummingbird II
yucatanensis, Buff-bellied Hummingbird II
violiceps, Violet-crowned Hummingbird II
Lampornis clemenciae, Blue-throated Hummingbird II
Eugenes fulgens, Magnificent Hummingbird II
Heliomaster constantii, Plain-capped Starthroat II
Calliphlox evelynae, Bahama Woodstar II
Calothorax lucifer, Lucifer Hummingbird II
Archilochus colubris, Ruby-throated Hummingbird II
alexandri, Black-chinned Hummingbird II
Calypte anna, Anna's Hummingbird II
costae, Costa's Hummingbird II
Stellula calliope, Calliope Hummingbird II
Selasphorus platycercus, Broad-tailed Hummingbird II

rufus, Rufous Hummingbird
sasin, Allen's Hummingbird

II
II