MISSISSIPPI LEGISLATURE REGULAR SESSION 2012

By: Representative DeLano To: Marine Resources

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1421

AN ACT TO AMEND SECTION 29-15-5, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT RESIDENTIAL PROPERTY OWNERS SHALL NOT BE REQUIRED TO OBTAIN A TIDELANDS LEASE FOR EXERCISING THEIR COMMON LAW AND STATUTORY LITTORAL AND RIPARIAN RIGHTS; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. Section 29-15-5, Mississippi Code of 1972, is amended as follows:

29-15-5. (1) Tidelands and submerged lands are held by the state in trust for use of all the people, and are so held in their character as the beds and shores of the sea and its tidally affected arms and tributaries for the purposes defined by common law and statutory law. Littoral and riparian property owners have common law and statutory rights under the Coastal Wetlands Protection Law which extend into the waters and beyond the low tide line, and the state's responsibilities as trustee extends to such owners as well as to the other members of the public.

(2) Residential property owners shall not be required to obtain a tidelands lease for exercising their common law and statutory littoral and riparian rights.

SECTION 2. This act shall take effect and be in force from and after its passage.

ST: Tidelands; residential property owners not required to obtain a tidelands lease.