

By: Representatives Frierson, Read

To: Marine Resources

HOUSE BILL NO. 667

1 AN ACT TO AMEND SECTION 49-27-9, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE TYPES OF FEES CHARGED BY THE COMMISSION ON MARINE
3 RESOURCES; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 49-27-9, Mississippi Code of 1972, is
6 amended as follows:

7 49-27-9. (1) No * * * coastal wetlands shall be altered
8 without a permit unless excluded in Section 49-27-7. Any person
9 proposing to alter, directly or indirectly, any coastal wetlands
10 or adjacent waters shall file an application for a permit with the
11 commission in such form and with such information as the
12 commission may prescribe. Applicants shall submit one (1) of the
13 following fees:

14 (a) Private, single family construction project for
15 recreational access or shoreline alterations with a combined
16 impact/shaded area not exceeding fifteen hundred (1500) square
17 feet..... \$ 50.00;

18 (b) Private, single family construction project with a
19 combined impact/shaded area exceeding fifteen hundred (1500)
20 square feet..... \$ 300.00;

21 (c) Projects associated with a commercial or industrial
22 operation with a combined impact/shaded area not exceeding fifteen
23 hundred (1500) square feet..... \$ 500.00;

24 (d) Projects associated with a commercial or industrial
25 operation with a combined impact/shaded area exceeding fifteen
26 hundred (1500) square feet and not exceeding one (1) acre
27 \$1,000.00;

28 (e) Projects associated with a commercial or industrial
29 operation with a combined impact/shaded area exceeding one (1)
30 acre of impacts to state water bottoms, coastal wetlands or
31 adjacent wetlands, or any proposed off-shore petroleum exploration
32 or development, including costs of court reporter required for
33 public or evidentiary hearing specific to the project.. \$5,000.00.
34 The appropriate fee shall be submitted along with the application
35 and made payable to the Department of Marine Resources. No permit
36 shall be required under this chapter of any individual who seeks
37 to construct, without impacts to coastal wetlands, a home, fishing
38 camp or similar structure on his own property.

39 (2) If the commission determines that the activity, area or
40 entity is exempt or requires no permit, and that the activity,
41 area or entity complies with the notification requirement and the
42 coastal wetland policy as required under Section 49-27-7, the
43 commission may reduce the application fee by fifty percent (50%).

44 (3) The commission shall waive the herein specified
45 application fee charges of any project of a federal, state or
46 local governmental entity.

47 **SECTION 2.** This act shall take effect and be in force from
48 and after July 1, 2005.