

## **TITLE 22 – MISSISSIPPI DEPARTMENT OF MARINE RESOURCES**

### **Part 19 – Regulations for the Management of Coastal Preserve Lands**

#### **Chapter 01: The Coastal Preserves – Who We Are and What We Do.**

100 What are these regulations?

100.01 This Part establishes regulations for public use of Coastal Preserve areas (CPAs).

100.02 These regulations apply to all CPAs under Mississippi Department of Marine Resources (MDMR) jurisdiction.

100.03 If you are visiting one of the CPAs, then you must comply with these rules.

101 What is the Coastal Preserves Bureau?

101.01 We are the Coastal Preserves Bureau. We are a bureau within the MDMR which is overseen by the Mississippi Commission on Marine Resources.

101.02 Our mission is to effectively preserve, conserve, restore, and manage Mississippi's coastal ecosystems to perpetuate their natural characteristics, ecological integrity, social, economic and aesthetic values for future benefit.

102 What does the Coastal Preserves Bureau do?

102.01 Our job is to manage and maintain CPA properties in their natural state. We do this while allowing for hunting, fishing, and other outdoor activities that don't harm the natural environment.

103 What are our legal authorities?

103.01 Mississippi's public policy is to preserve the coastal wetlands and their ecosystems in their natural states, and to prevent their despoliation and destruction. (Miss. Code Ann. § 49-27-3).

103.02 The Commission has authority to create regulations that (a) manage and preserve coastal wetlands and CPAs (Miss. Code Ann. § 49-15-304); (b) regulate damage to flora and fauna in the coastal wetlands (Miss. Code Ann. § 49-27-5 (c) (iii)); and (c) manage any matter affecting the marine resources of Mississippi (Miss. Code Ann § 57-15-10 (1)).

#### **Chapter 02: CPAs Are Open to the Public**

100 When are the CPAs open?

- 100.01 All CPAs are open to the public from one hour before sunrise to one hour after sunset. The Deer Island CPA is open 24 hours.
- 100.02 We may close any CPA, including Deer Island, for the protection and safety of the public or for the protection and management of the natural resources. We will post signs indicating the site is closed to the public.
- 100.03 Unauthorized persons must not enter a CPA when we order it is closed to the public.

**Chapter 03: Rules of Behavior in the CPAs**

100 Rules to keep the CPAs healthy and clean.

- 100.01 You must pick up your trash. Do not leave any rubbish anywhere in the CPAs. Do not discard any substance, liquid or solid, on or in the waters of the CPA.
- 100.02 Do not damage or take any plants, rocks, historic artifacts, or property from the CPAs. Do not plant vegetation or otherwise disturb the soils.
- 100.03 Do not wash dogs or other animals, vehicles, or clothing in the CPAs.

101 Rules to protect Mississippi's historic sites.

- 101.01 Native American sites, old home sites, and other structures, and the objects and artifacts associated with them, are state historical and archeological resources. Do not excavate, damage, or remove historical artifacts from state property without a permit from the Mississippi Department of Archives and History.

102 Rules to keep CPAs enjoyable for everyone.

- 102.01 Be courteous.
- 102.02 Do not commit a nuisance, indecent act, or breach of the peace. Do not unreasonably disturb or annoy others.
- 102.03 Do not disturb others with radios or other sound producing equipment in any area of a CPA.

103 Additional prohibited activities in CPAs.

- 103.01 Do not play paintball or any game involving thrown or propelled objects. For example: balls, stones, arrows, javelins, model airplanes, etc.
- 103.02 Do not bring metal detectors to the CPA.
- 103.03 Do not attach, post, or distribute notices, handbills, papers, advertising, signs, or any other printed materials. Do not use flagging, paint, blazes, tacks, or other types of markers.

- 103.04 Do not construct or erect any building or structure on CPA land or water.
- 103.05 Do not access or right-of-way across state property without our written authorization.
- 103.06 Do not harass wildlife, including spotlighting.
- 103.07 Do not train dogs commercially in CPAs.
- 103.08 Do not bring horses, mules or livestock in CPAs.
- 103.09 Do not bring portable generators to the CPAs.
- 104 Obey the officers and staff.
  - 104.01 Obey all lawful orders of MDMR enforcement officers and staff. If you disobey an officer's instructions, the officer may order you to leave the CPA. If you do not leave, you will be committing criminal trespass under Miss. Code Ann. § 29-1-17.
  - 104.02 All vehicles within, entering or leaving CPAs may be checked at roadblocks or checkpoints for compliance with game, fish and CPA laws and regulations.
- 105 Responsibility for accidents and damage.
  - 105.01 You are responsible for any damage you cause to CPA facilities or natural resources. The state of Mississippi will pursue any legal means, whether civil, criminal, or both, to recover losses and damages.
  - 105.02 We are not responsible for any accidents or injuries.
  - 105.03 We are not responsible for any property that is lost, stolen, or damaged.

#### **Chapter 04: Camping in the CPAs**

- 100 Where can I camp?
  - 100.01 You may camp only on the public sand beach areas of the Deer Island CPA. Do not camp in any other CPA unless you have a special use permit. For more on special use permits, see Chapter 8 of this Part.
  - 100.02 Do not camp in any closed area or within 300 feet of any beach nesting bird colonies, bald eagle nests or osprey nests.
- 101 How long can I camp?
  - 101.01 You may camp for up to seven consecutive days.
- 102 What can I set up for camping?

- 102.01 Camping is for recreation purposes only. Do not erect permanent or semi-permanent structures, use the CPA as a residence, or homestead in the CPA.  
  
For example, tents are allowed, but building a cabin is not.
- 102.02 The camping areas are very primitive. They do not have fresh water or bathrooms. You should bring any necessities with you. You must remove and properly dispose of all trash, including human waste.
- 102.03 Use portable toilets, or dig a small “cat hole” at least six inches deep. Your cat hole must be at least 200 feet away from any water, campsite, or trails. Be sure to cover these holes up completely and pack them down tight.

103 Can I have campfires?

- 103.01 Fires are not allowed in any CPA except Deer Island.
- 103.02 You must keep fires in fire rings, stoves, or grills. They must be only on bare sandy areas near the water. Extinguish fires completely before leaving the area.
- 103.03 Do not burn any metals or plastics. Please ensure that nails are removed from wood before burning.
- 103.04 We may prohibit fires on Deer Island during seasons of unusual dryness or excessive fire danger. Burn bans are strictly enforced.
- 103.05 You may collect only loose, woody material on the ground for burning. Do not carve, chop, or cut down any live or dead standing vegetation.
- 103.06 Do not bring firewood from more than 25 miles away from the CPA, since it may introduce tree-killing insects and diseases.

**Chapter 05: Hunting and Fishing in CPAs**

100 Follow all hunting and fishing laws.

- 100.01 You must obey all laws and regulations governing hunting, trapping and fishing. These include rules passed by the Mississippi Commission on Marine Resources; the Mississippi Commission on Wildlife, Fisheries, and Parks; and all other federal, state, and municipal laws and regulations.

101 Where can I hunt?

- 101.01 You may hunt in any CPA, except the Deer Island CPA. Do not hunt anywhere within city limits or where other laws or regulations prohibit hunting.
- 101.02 Do not archery hunt within 300 feet of nature trails, roadways, parking lots, residences or other permanent structures. Do not do any other hunting within 600

feet of nature trails, roadways, parking lots, residences or other permanent structures.

For example, if you are within 450 feet of a structure, you may use a bow, but not a rifle.

- 101.03 Never shoot a firearm or bow if the projectile might cross a parking lot, road, trail, CPA boundary, or hit a person or building.

## 102 What are the rules on firearms?

- 102.01 Firearms are prohibited during the closed season on game species. They are only allowed as described in Miss. Code Ann. § 45-9-101 et al. regarding concealed firearms.
- 102.02 Firearm use is restricted to hunting and self-defense. Do not target shoot, practice, sight, or randomly shoot in the CPAs.
- 102.03 Do not bring any explosive substance to a CPA, such as dynamite, fireworks, rockets, or torpedoes.

## 103 Can I use blinds and other techniques?

- 103.01 You may use portable stands, including tripods and ground blinds, but they must be removed from the CPA daily. Do not construct or hunt from permanent stands or blinds. Do not damage, cut, drive nails or spikes into any standing live tree, natural feature, or plant. We will confiscate and dispose of stands not in compliance with these regulations.
- 103.02 Do not use bait or feed, or any type of wildlife feeder on CPAs. We will confiscate and dispose of any feeders we find.
- 103.03 Do not place food plots on CPAs.

## 104 Can I use traps?

- 104.01 Do not trap on CPAs unless you have a special use permit. For more on special use permits, see Chapter 8 of this Part.
- 104.02 Do not transport, release into the wild, capture, or remove any live animal of any kind.

## 105 Can I act as a guide?

- 105.01 Do not act as a guide or outfitter if you are being paid for the service, unless you have a special use permit. For more on special use permits, see Chapter 8 of this Part.

106 Can I use dogs while hunting?

106.01 You may bring dogs to the CPAs. Companion dogs must be kept on a leash at all times for the protection of ground nesting wildlife. Do not hunt or chase any animal (game or non-game) with dogs. You may use retrieving dogs only for waterfowl hunting.

107 What must I not hunt?

107.01 Do not hunt or capture any nongame wildlife.

107.02 Do not hunt or capture birds of prey, such as eagles, hawks, osprey, owls, kites, or vultures. They are protected. We may grant a special use permit for research and falconry purposes. For more on special use permits, see Chapter 8 of this Part.

## **Chapter 06: Boating Near CPAs**

100 What Are the Boating Rules?

100.01 You must comply with the Mississippi Boating Act of 1960 and the Alcohol Boating Safety Act of 1995.

100.02 Do not bring any boats, planes, or other vessels into emergent vegetation, or the surrounding area. Only authorized or emergency personnel are permitted in these areas with vessels.

100.03 Do not attach a houseboat to any lands or structures within CPAs.

## **Chapter 07: Vehicles in CPAs**

100 What is considered a vehicle?

100.01 In this chapter, the word “vehicles” includes all motorized vehicles, such as cars, ATVs, ORVs, and motorcycles.

101 Where can I bring vehicles?

101.01 Vehicles are only allowed on paved roads and parking lots. Do not drive any vehicle in any other portion of the CPA. Only authorized or emergency personnel are permitted in the unpaved CPAs.

101.02 You may park only in designated parking areas. All visiting vehicles must be out of the park when the park closes.

101.03 Do not block any gate, road, trail, or right-of-way. Vehicles will be towed at the owner’s expense.

102 What about other vehicles, like bikes, wheelchairs, and golf carts?

- 102.01 Bicycles are permitted only on designated trails.
- 102.02 Only persons with disabilities may operate Electronic Personal Mobility Devices and wheelchairs. Do not operate mobility devices faster than 5 mph on any path or trail.
- 102.03 NASA Infinity staff and volunteers may use golf carts and other vehicles whose top speed is 20 mph only on the Heritage Trail Possum Walk.

103 What happens if there is an accident?

- 103.01 If you are the operator or the owner of the vehicle, then you are responsible for any injury or damage from a vehicle accident or misuse.

**Chapter 08: Special Use Permits**

100 When do I need a special use permit?

- 100.01 If you need to do an activity that would violate any of these regulations, you must first apply for a special use permit. If you would like to do scientific research in the CPAs, then you must apply for a Scientific Research Permit.
- 100.02 Examples of activities requiring a special use permit include commercial filming, group events with more than 10 people, establishing a geocache, or camping in restricted CPA's.
- 100.03 You do not need a special use permit for activities such as hiking, fishing, wildlife watching, or camping on Deer Island.
- 100.04 To obtain an application for a Scientific Research Permit or a Special Use Permit, please visit [www.dmr.ms.gov](http://www.dmr.ms.gov) or call 228-374-5000.

101 How are permit applications evaluated?

- 101.01 We may grant a special use permit after considering the nature of the activity and the impact on the resources. Examples of issues to be considered in reviewing a special use permit include:
  - 101.01.01 The activity's impacts are minimal and temporary.
  - 101.01.02 The activity's purpose serves a higher public good.
  - 101.01.03 The activity does not violate any other laws or regulations.
- 101.02 We may revoke a special use permit authorization due to abuse, negligence, or if any of the criteria above are no longer true.

101.03 Special use permits are only limited licenses to conduct an activity. They do not grant any property interests.

**Chapter 09: Penalties for Violating the Rules**

100 What Happens if I Violate a Rule?

100.01 Any violation of this Part is a misdemeanor. On conviction, you may be punished according to Miss. Code Ann. § 49-15-63, unless the Mississippi Code provides a special penalty elsewhere.

100.02 Violations of more than one section of this Part are separate offenses and punished as such.

**Chapter 10: Administrative Procedures**

100 Each chapter and subchapter of this Part is separable. If any chapter, subchapter or part is held invalid or unconstitutional, the balance of the Part remains in full force and effect.

101 Under the Administrative Procedures Act, and the rules and regulations of the Secretary of State; the former Ordinance 19.000 has been modified. The MCMR and MDMR have adopted the terminology and numbering system developed by the Secretary of State. Therefore, references to “ordinance” or to “Part” appearing in these regulations or the underlying statutes are used interchangeably and refer to the same instrument.

**TITLE 22 – MISSISSIPPI DEPARTMENT OF MARINE RESOURCES, Part 19 – Regulations for the Management of the Coastal Preserves Bureau Lands, is in effect beginning February 18, 2016.**

Adopted on January 19, 2016.

**MISSISSIPPI COMMISSION ON MARINE RESOURCES**

By: \_\_\_\_\_  
Richard Gollott, Chairman

**MISSISSIPPI DEPARTMENT OF MARINE RESOURCES**

By: \_\_\_\_\_  
Jamie M. Miller, Executive Director

Source: Miss. Code Ann. § 49-15-304 as amended.

**TITLE 22 – MISSISSIPPI DEPARTMENT OF MARINE RESOURCES**

**~~PART 19 RULES AND REGULATIONS FOR THE USE OF VEHICLES AND VESSELS  
IN MISSISSIPPI COASTAL PRESERVES AND MARINE WATERS OF THE STATE  
OF MISSISSIPPI~~ Regulations for the Management of Coastal Preserve Lands**

**Chapter 01: ~~Introduction~~ The Coastal Preserves – Who We Are and What We Do.**

Purpose

100 ~~This Part establishes a regulation to prohibit all motorized vehicle use within the publicly owned Mississippi Coastal Preserves and marine waters.~~ What are these regulations?

100.01 This Part establishes regulations for public use of Coastal Preserve areas (CPAs).

100.02 These regulations apply to all CPAs under Mississippi Department of Marine Resources (MDMR) jurisdiction.

100.03 If you are visiting one of the CPAs, then you must comply with these rules.

101 **What is the Coastal Preserves Bureau?**

101.01 We are the Coastal Preserves Bureau. We are a bureau within the MDMR which is overseen by the Mississippi Commission on Marine Resources.

101.02 Our mission is to effectively preserve, conserve, restore, and manage Mississippi's coastal ecosystems to perpetuate their natural characteristics, ecological integrity, social, economic and aesthetic values for future benefit.

102 **What does the Coastal Preserves Bureau do?**

102.01 Our job is to manage and maintain CPA properties in their natural state. We do this while allowing for hunting, fishing, and other outdoor activities that don't harm the natural environment.

103 **What are our legal authorities?**

103.01 Mississippi's public policy is to preserve the coastal wetlands and their ecosystems in their natural states, and to prevent their despoliation and destruction. (Miss. Code Ann. § 49-27-3).

103.02 The Commission has authority to create regulations that (a) manage and preserve coastal wetlands and CPAs (Miss. Code Ann. § 49-15-304); (b) regulate damage to flora and fauna in the coastal wetlands (Miss. Code Ann. § 49-27-5 (c) (iii)); and (c) manage any matter affecting the marine resources of Mississippi (Miss. Code Ann § 57-15-10 (1)).

**Chapter 02: ~~Justification and Authority~~ CPAs Are Open to the Public**

- 100 ~~It is the public policy of this state to favor the preservation of the natural state of the coastal wetlands and their ecosystems and to prevent the despoliation and destruction of them pursuant to Miss. Code Ann. § 49-27-3, as amended.~~ **When are the CPAs open?**
- 100.01 All CPAs are open to the public from one hour before sunrise to one hour after sunset. The Deer Island CPA is open 24 hours.
- 100.02 We may close any CPA, including Deer Island, for the protection and safety of the public or for the protection and management of the natural resources. We will post signs indicating the site is closed to the public.
- 100.03 Unauthorized persons must not enter a CPA when we order it is closed to the public.
- 101 ~~The Mississippi Commission on Marine Resources (MCMR) finds that airboats and other non-permitted vehicular activity pose a substantial threat to the flora and fauna of the Coastal Preserves.~~
- 102 ~~The MCMR finds that airboats pose a substantial threat to the safety of other vessels in the marine waters of the state of Mississippi.~~
- 103 ~~The MCMR is vested with authority to adopt, modify or repeal rules or regulations to utilize, manage, conserve, preserve and protect the flora, fauna, tidelands, coastal wetlands, coastal preserves, marine waters and any other matter pertaining to the marine resources under its jurisdiction pursuant to Miss. Code Ann. § 49-15-304, as amended.~~
- 104 ~~The MCMR is vested with the jurisdiction and authority over all marine aquatic life and is authorized to enact all regulations necessary for the protection, conservation and propagation of all seafood in the waters under the territorial jurisdiction of the State of Mississippi, as provided for in Miss. Code Ann. § 49-15-15, as amended.~~
- 105 ~~The killing or materially damaging any flora or fauna on or in any coastal wetland is subject to regulation by the MCMR pursuant to Miss. Code Ann. § 49-27-5 (c) (iii), as amended.~~
- 106 ~~The MCMR is vested with authority to enact regulations to address boat and water safety in the marine waters of the state of Mississippi, as provided for in Miss. Code Ann. § 59-21-117, as amended.~~

- 107 ~~The MCMR is vested with authority to make special rules and regulations with reference to the operation, equipment or safety of vessels or motorboats on any waters of the state, as provided for in Miss. Code Ann. § 59-21-129, as amended.~~
- 108 ~~The MCMR, through the Mississippi Department of Marine Resources (MDMR), shall act as the Mississippi Boat and Water Safety Commission in the marine waters of the state of Mississippi, as provided for in Miss. Code Ann. § 59-21-111, as amended.~~
- 109 ~~The MCMR is vested with the authority to adopt regulations to manage any matter pertaining to the marine resources of the state, as provided for in Miss. Code Ann. § 57-15-10 (1), as amended.~~
- 110 ~~Miss. Code Ann. § 49-15-63, as amended, addresses general penalties for violation of these regulations.~~

**Chapter 03: ~~Prohibition of All Motorized Vehicles in Publicly Owned Coastal Preserves~~  
Rules of Behavior in the CPAs.**

- 100 ~~All motorized vehicles, motorcycles, personal water craft, airboats, hovercrafts, vessels and aircraft or aquaplanes are prohibited in publicly owned Mississippi Coastal Preserves emergent vegetation and adjoining surrounding land areas, except those vehicles and vessels operated by the MDMR or as otherwise permitted pursuant to this Part. Rules to keep the CPAs healthy and clean.~~
- 100.01 You must pick up your trash. Do not leave any rubbish anywhere in the CPAs. Do not discard any substance, liquid or solid, on or in the waters of the CPA.
- 100.02 Do not damage or take any plants, rocks, historic artifacts, or property from the CPAs. Do not plant vegetation or otherwise disturb the soils.
- 100.03 Do not wash dogs or other animals, vehicles, or clothing in the CPAs.
- 101 ~~The provisions of this chapter shall not apply in the case of an emergency or to any employee conducting the official business of a municipal, county, state, or federal agency, or persons conducting activities pursuant to a contract or sub-grant with a state or federal agency. **Rules to protect Mississippi's historic sites.**~~
- 101.01 Native American sites, old home sites, and other structures, and the objects and artifacts associated with them, are state historical and archeological resources. Do not excavate, damage, or remove historical artifacts from state property without a permit from the Mississippi Department of Archives and History.
- 102 **Rules to keep CPAs enjoyable for everyone.**

- 102.01 Be courteous.
- 102.02 Do not commit a nuisance, indecent act, or breach of the peace. Do not unreasonably disturb or annoy others.
- 102.03 Do not disturb others with radios or other sound producing equipment in any area of a CPA.

103 **Additional prohibited activities in CPAs.**

- 103.01 Do not play paintball or any game involving thrown or propelled objects. For example: balls, stones, arrows, javelins, model airplanes, etc.
- 103.02 Do not bring metal detectors to the CPA.
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- 103.06 Do not harass wildlife, including spotlighting.
- 103.07 Do not train dogs commercially in CPAs.
- 103.08 Do not bring horses, mules or livestock in CPAs.
- 103.09 Do not bring portable generators to the CPAs.

104 **Obey the officers and staff.**

- 104.01 Obey all lawful orders of MDMR enforcement officers and staff. If you disobey an officer's instructions, the officer may order you to leave the CPA. If you do not leave, you will be committing criminal trespass under Miss. Code Ann. § 29-1-17.
- 104.02 All vehicles within, entering or leaving CPAs may be checked at roadblocks or checkpoints for compliance with game, fish and CPA laws and regulations.

105 **Responsibility for accidents and damage.**

- 105.01 You are responsible for any damage you cause to CPA facilities or natural resources. The state of Mississippi will pursue any legal means, whether civil, criminal, or both, to recover losses and damages.
- 105.02 We are not responsible for any accidents or injuries.

105.03 We are not responsible for any property that is lost, stolen, or damaged.

#### **Chapter 04: Penalties Camping in the CPAs**

100 ~~Any unlawful act under this Part committed by any person, firm, or corporation shall be deemed a violation of the provisions of this Part and shall constitute a misdemeanor and upon conviction, said person shall be punished in accordance with Miss. Code Ann. § 49-15-63, as amended, unless a penalty is specifically provided elsewhere in the Mississippi Code Ann. of 1972, as amended.~~ **Where can I camp?**

100.01 You may camp only on the public sand beach areas of the Deer Island CPA. Do not camp in any other CPA unless you have a special use permit. For more on special use permits, see Chapter 8 of this Part.

100.02 Do not camp in any closed area or within 300 feet of any beach nesting bird colonies, bald eagle nests or osprey nests.

#### **101 How long can I camp?**

101.01 You may camp for up to seven consecutive days.

#### **102 What can I set up for camping?**

102.01 Camping is for recreation purposes only. Do not erect permanent or semi-permanent structures, use the CPA as a residence, or homestead in the CPA.

For example, tents are allowed, but building a cabin is not.

102.02 The camping areas are very primitive. They do not have fresh water or bathrooms. You should bring any necessities with you. You must remove and properly dispose of all trash, including human waste.

102.03 Use portable toilets, or dig a small “cat hole” at least six inches deep. Your cat hole must be at least 200 feet away from any water, campsite, or trails. Be sure to cover these holes up completely and pack them down tight.

#### **103 Can I have campfires?**

103.01 Fires are not allowed in any CPA except Deer Island.

103.02 You must keep fires in fire rings, stoves, or grills. They must be only on bare sandy areas near the water. Extinguish fires completely before leaving the area.

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- 103.06 Do not bring firewood from more than 25 miles away from the CPA, since it may introduce tree-killing insects and diseases.

**Chapter 05: ~~Chapters and Subchapters Declared Separable~~ Hunting and Fishing in CPAs**

100 ~~Each chapter and subchapter of this Part is hereby declared separable, and if any chapter or subchapter or part thereof shall be held invalid or unconstitutional, the balance of said Title 22 Part 19 shall remain in full force and effect.~~ **Follow all hunting and fishing laws.**

100.01 You must obey all laws and regulations governing hunting, trapping and fishing. These include rules passed by the Mississippi Commission on Marine Resources; the Mississippi Commission on Wildlife, Fisheries, and Parks; and all other federal, state, and municipal laws and regulations.

101 ~~Violations of more than one chapter or subchapter of this Part or part thereof shall be considered separate offenses and punished as such.~~ **Where can I hunt?**

101.01 You may hunt in any CPA, except the Deer Island CPA. Do not hunt anywhere within city limits or where other laws or regulations prohibit hunting.

101.02 Do not archery hunt within 300 feet of nature trails, roadways, parking lots, residences or other permanent structures. Do not do any other hunting within 600 feet of nature trails, roadways, parking lots, residences or other permanent structures.

For example, if you are within 450 feet of a structure, you may use a bow, but not a rifle.

101.03 Never shoot a firearm or bow if the projectile might cross a parking lot, road, trail, CPA boundary, or hit a person or building.

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102.01 Firearms are prohibited during the closed season on game species. They are only allowed as described in Miss. Code Ann. § 45-9-101 et al. regarding concealed firearms.

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- 103.01 You may use portable stands, including tripods and ground blinds, but they must be removed from the CPA daily. Do not construct or hunt from permanent stands or blinds. Do not damage, cut, drive nails or spikes into any standing live tree, natural feature, or plant. We will confiscate and dispose of stands not in compliance with these regulations.
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105 **Can I act as a guide?**

- 105.01 Do not act as a guide or outfitter if you are being paid for the service, unless you have a special use permit. For more on special use permits, see Chapter 8 of this Part.

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107 **What must I not hunt?**

- 107.01 Do not hunt or capture any nongame wildlife.
- 107.02 Do not hunt or capture birds of prey, such as eagles, hawks, osprey, owls, kites, or vultures. They are protected. We may grant a special use permit for research and falconry purposes. For more on special use permits, see Chapter 8 of this Part.

**Chapter 06: Administrative Procedures Act Boating Near CPAs**

- 100 ~~Pursuant to the amendments to the Administrative Procedures Act, § 25-43-1.101, et seq., of the Mississippi Code Ann. of 1972, as amended, and the rules and regulations promulgated pursuant thereto by the Secretary of State; the former Ordinance 19.000 has been modified and the MCMR and MDMR have adopted the terminology and numbering~~

system developed by the Secretary of State. Therefore, references to “ordinance” or to “Part” appearing in these regulations or the underlying statutes are use interchangeably and refer to the same instrument. **What Are the Boating Rules?**

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## **Chapter 07: Vehicles in CPAs**

### **100 What is considered a vehicle?**

- 100.01 In this chapter, the word “vehicles” includes all motorized vehicles, such as cars, ATVs, ORVs, and motorcycles.

### **101 Where can I bring vehicles?**

- 101.01 Vehicles are only allowed on paved roads and parking lots. Do not drive any vehicle in any other portion of the CPA. Only authorized or emergency personnel are permitted in the unpaved CPAs.
- 101.02 You may park only in designated parking areas. All visiting vehicles must be out of the park when the park closes.
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### **102 What about other vehicles, like bikes, wheelchairs, and golf carts?**

- 102.01 Bicycles are permitted only on designated trails.
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- 102.03 NASA Infinity staff and volunteers may use golf carts and other vehicles whose top speed is 20 mph only on the Heritage Trail Possum Walk.

### **103 What happens if there is an accident?**

- 103.01 If you are the operator or the owner of the vehicle, then you are responsible for any injury or damage from a vehicle accident or misuse.

## **Chapter 08: Special Use Permits**

### **100 When do I need a special use permit?**

- 100.01 If you need to do an activity that would violate any of these regulations, you must first apply for a special use permit. If you would like to do scientific research in the CPAs, then you must apply for a Scientific Research Permit.
- 100.02 Examples of activities requiring a special use permit include commercial filming, group events with more than 10 people, establishing a geocache, or camping in restricted CPA's.
- 100.03 You do not need a special use permit for activities such as hiking, fishing, wildlife watching, or camping on Deer Island.
- 100.04 To obtain an application for a Scientific Research Permit or a Special Use Permit, please visit [www.dmr.ms.gov](http://www.dmr.ms.gov) or call 228-374-5000.

### **101 How are permit applications evaluated?**

- 101.01 We may grant a special use permit after considering the nature of the activity and the impact on the resources. Examples of issues to be considered in reviewing a special use permit include:
  - 101.01.01 The activity's impacts are minimal and temporary.
  - 101.01.02 The activity's purpose serves a higher public good.
  - 101.01.03 The activity does not violate any other laws or regulations.
- 101.02 We may revoke a special use permit authorization due to abuse, negligence, or if any of the criteria above are no longer true.
- 101.03 Special use permits are only limited licenses to conduct an activity. They do not grant any property interests.

## **Chapter 09: Penalties for Violating the Rules**

### **100 What Happens if I Violate a Rule?**

- 100.01 Any violation of this Part is a misdemeanor. On conviction, you may be punished according to Miss. Code Ann. § 49-15-63, unless the Mississippi Code provides a special penalty elsewhere.
- 100.02 Violations of more than one section of this Part are separate offenses and punished as such.

**Chapter 10: Administrative Procedures**

- 100 Each chapter and subchapter of this Part is separable. If any chapter, subchapter or part is held invalid or unconstitutional, the balance of the Part remains in full force and effect.
- 101 Under the Administrative Procedures Act, and the rules and regulations of the Secretary of State; the former Ordinance 19.000 has been modified. The MCMR and MDMR have adopted the terminology and numbering system developed by the Secretary of State. Therefore, references to “ordinance” or to “Part” appearing in these regulations or the underlying statutes are used interchangeably and refer to the same instrument.

**TITLE 22 – MISSISSIPPI DEPARTMENT OF MARINE RESOURCES, Part 19 – Regulations for the Management of the Coastal Preserves Bureau Lands, is in effect beginning February 18, 2016.**

Adopted on January 19, 2016.

**MISSISSIPPI COMMISSION ON MARINE RESOURCES**

By: \_\_\_\_\_  
Richard Gollott, Chairman

**MISSISSIPPI DEPARTMENT OF MARINE RESOURCES**

By: \_\_\_\_\_  
Jamie M. Miller, Executive Director

Source: Miss. Code Ann. § 49-15-304 as amended.