MELSON AMENDMENT TO SB57

On page 3, delete lines 1 through 13 in their entirety and insert in lieu thereof the following:

"(2) If the subject land is adjacent to public unused land, as defined in Section 9-15-1, which is managed by the Department of Conservation and Natural Resources and is located between the subject land and a public road or highway, the probate court shall grant a convenient right-of-way over the public unused lands to the public road or highway; provided, the right-of-way does not substantially impair or impede the future planned development of the unused lands. A right-of-way granted under this subdivision is subject to approval by the State Lands Division of the Department of Conservation and Natural Resources. If no fixed access point exists from the public unused land onto the public road or highway, approval of a new access point to be utilized as authorized herein shall be obtained from the governmental entity with supervision and control of the road or highway. Notwithstanding the foregoing, nothing in this subdivision shall apply to land subject to the Forever Wild Land Trust or sixteenth section land."