

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

HOUSE BILL 1149

5 By: Representative Vaught
6 By: Senator B. Davis
7

For An Act To Be Entitled

8 AN ACT CONCERNING VEGETABLE GARDEN PROTECTION; AND
9 FOR OTHER PURPOSES.
10
11

Subtitle

12 CONCERNING VEGETABLE GARDEN PROTECTION.
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 SECTION 1. Arkansas Code Title 2, Chapter 1, Subchapter 1, is amended
19 to add an additional section to read as follows:

20 2-1-103. Vegetable garden protection – Definition.

21 (a) As used in this section, "vegetable garden" means a plot of ground
22 or an elevated soil bed on residential property where vegetables, herbs,
23 fruits, flowers, pollinator plants, leafy greens, or other edible plants are
24 cultivated.

25 (b) The General Assembly intends to encourage and protect the
26 development of sustainable cultivation of vegetables and fruits at all levels
27 of production, including without limitation on residential property for
28 personal consumption or noncommercial sharing, as an important interest of
29 the state.

30 (c) A person may cultivate a vegetable garden on his or her own
31 private property or on the private property of another person with the
32 permission of the owner in any county, municipality, or other political
33 subdivision of this state.

34 (d)(1)(A) Except as otherwise provided by law, a county, municipality,
35 or other political subdivision of this state may not regulate vegetable
36 gardens on residential properties.



1 (B) A local ordinance or regulation regulating vegetable
2 gardens on residential properties is void and unenforceable.

3 (2) Subdivision (d)(1) of this section does not prohibit the
4 adoption of a local ordinance or regulation of a general nature that does not
5 specifically regulate vegetable gardens, including without limitation
6 regulations and ordinances relating to water use during drought conditions,
7 fertilizer use, or control of invasive species.

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