

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

# A Bill

HOUSE BILL 1525

5 By: Representative Steimel  
6 By: Senator Irvin  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING REAL PROPERTY; TO  
10 ADDRESS AGRICULTURAL IMPACT REMEDIATION AGREEMENTS;  
11 AND FOR OTHER PURPOSES.  
12  
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## Subtitle

15 TO AMEND THE LAW CONCERNING REAL  
16 PROPERTY; AND TO ADDRESS AGRICULTURAL  
17 IMPACT REMEDIATION AGREEMENTS.  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code Title 18, Chapter 11, is amended to add an  
22 additional subchapter to read as follows:

23 Subchapter 9 – Agricultural Impact Remediation Agreements  
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25 18-11-901. Definitions.

26 As used in this subchapter:

27 (1) "Agricultural impact remediation agreement" means an  
28 agreement between a commercial renewable energy facility owner and a  
29 landowner as described in this subchapter;

30 (2) "Agricultural land" means a property from which one thousand  
31 dollars (\$1,000) or more of agricultural products were produced and sold, or  
32 normally would have been sold, during a given year;

33 (3) "Commercial renewable energy facility" means a commercial  
34 wind energy facility or commercial solar energy facility;

35 (4) "Construction" means the installation, preparation for  
36 installation, or repair of a commercial renewable energy facility;



1           (5) "Deconstruction" means the removal of a commercial renewable  
 2 energy facility from the property of a landowner and the restoration of the  
 3 property as provided in an agricultural impact remediation agreement; and

4           (6) "Landowner" means a person:

5                   (A) With an ownership interest in property that is used  
 6 for agricultural purposes; and

7                   (B) Who is a party to an underlying agreement.

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 9           18-11-902. Agricultural impact remediation agreement.

10           (a) An owner of a commercial renewable energy facility on agricultural  
 11 land shall enter into an agricultural impact remediation agreement with the  
 12 respective landowner.

13           (b) The agricultural impact remediation agreement required under  
 14 subsection (a) of this section shall:

15                   (1) Outline construction and deconstruction standards to ensure  
 16 the restoration of the agricultural land upon the conclusion of the  
 17 commercial renewable energy facility;

18                   (2) Be completed with a copy provided to the Department of  
 19 Agriculture no less than forty-five (45) days before the commencement of  
 20 construction;

21                   (3) Be binding on a subsequent commercial renewable energy  
 22 facility owner or landowner; and

23                   (4) Provide the landowner with a comprehensive deconstruction  
 24 plan that includes adequate financial mechanisms and assurances.

25           (c) The terms and conditions of the agricultural impact remediation  
 26 agreement required under this section may be modified by an underlying  
 27 agreement between the landowner and the commercial renewable energy facility  
 28 owner.

29           (d) This subchapter or a term in an agricultural impact remediation  
 30 agreement shall not be construed to apply to or otherwise impair an  
 31 underlying agreement for a commercial renewable energy facility entered into  
 32 before the effective date of this subchapter.

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