

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

# A Bill

HOUSE BILL 1772

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.  
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### Subtitle

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

18 2-1-103. Vegetable garden protection – Definition.

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

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

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

32 (d)(1) A county, municipality, or other political subdivision of this  
33 state shall not adopt an ordinance or regulation that prohibits a vegetable  
34 garden on residential properties.  
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1           (2) Subdivision (d)(1) of this section does not prohibit the  
2 adoption of a local ordinance or regulation that regulates certain specifics  
3 impacting vegetable gardens, including without limitation the use of water  
4 during drought conditions, fertilizer use, control of invasive species and  
5 weeds, and reasonable size and location specifics related to permissible  
6 vegetable garden locations including without limitation side yards or  
7 backyards.

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