

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

# A Bill

HOUSE BILL 1867

4  
5 By: Representative B. McKenzie  
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## For An Act To Be Entitled

8  
9 AN ACT TO ESTABLISH THE NO GOVERNMENT TRESPASSING  
10 ACT; TO PROHIBIT GAME WARDEN TRESPASS ONTO PRIVATE  
11 LAND; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

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15 TO ESTABLISH THE NO GOVERNMENT  
16 TRESPASSING ACT; AND TO PROHIBIT GAME  
17 WARDEN TRESPASS ONTO PRIVATE LAND.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code Title 15, Chapter 41, is amended to add an  
22 additional subchapter to read as follows:

23 Subchapter 4 – No Government Trespassing Act

24  
25 15-41-401. Title.

26 This subchapter shall be known and may be cited as the "No Government  
27 Trespassing Act".  
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29 15-41-402. Game warden entry onto private land prohibited –  
30 Exceptions.

31 Notwithstanding any provision of state or federal law, in the course of  
32 performing his or her duties, a game warden may not enter private land unless  
33 the game warden has:

34 (1) A warrant; or

35 (2)(A) Except as provided in subdivision (2)(B) of this section,  
36 the explicit or implied permission of an owner or a lessee of the land.



1                   (B) A game warden may enter private land without the  
2 explicit or implied permission of an owner or a lessee of the land if  
3 probable cause exists that there is a legitimate need to respond to:

4                   (i) Injured or distressed wildlife;  
5                   (ii) An emergency situation;  
6                   (iii) An accident; or  
7                   (iv) An imminent threat to public safety occurring  
8 on the private land that requires immediate intervention.

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10           15-41-403. Penalties and liability.

11           (a) Evidence obtained pursuant to a search or seizure conducted in  
12 violation of this subchapter is inadmissible in an administrative or judicial  
13 proceeding.

14           (b) An arrest or property seizure made pursuant to a search or seizure  
15 conducted in violation of this subchapter is invalid.

16           (c) A game warden is not immune from suit for a violation of this  
17 subchapter.

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19           15-41-404. Civil relief.

20           A person who is injured in connection with a violation of this  
21 subchapter may bring an action under the Arkansas Civil Rights Act of 1993, §  
22 16-123-101 et seq., for:

- 23           (1) Declaratory relief;  
24           (2) Injunctive relief;  
25           (3) Compensatory damages;  
26           (4) Nominal damages; and  
27           (5) Reasonable attorney's fees.