

ARKANSAS SENATE
95th General Assembly - Regular Session, 2025
Amendment Form

Subtitle of House Bill 1149
CONCERNING VEGETABLE GARDEN PROTECTION.

Amendment No. 1 to House Bill 1149

Amend House Bill 1149 as engrossed H1/28/25 (version: 1/28/25 08:59:00 AM):

Delete everything after the enacting clause and substitute the following:

"SECTION 1. DO NOT CODIFY. Legislative intent.

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

SECTION 2. Arkansas Code Title 2, Chapter 1, Subchapter 1, is amended to add an additional section to read as follows:

2-1-103. Vegetable garden protection – Definitions.

(a) As used in this section:

(1) "Prohibit" means an act or failure to act by the governing body of a local government that prevents a property owner from using his or her private residential property to cultivate a vegetable garden after compliance with generally applicable local laws and zoning requirements; and

(2) "Vegetable garden" means a plot of ground or an elevated soil bed on private residential property where vegetables, herbs, fruits, flowers, pollinator plants, leafy greens, or other edible plants are cultivated for personal consumption or noncommercial sharing.

(b) A person may cultivate a vegetable garden for personal consumption or noncommercial sharing on his or her own private residential property or on the private residential property of another person with the permission of the



property owner in any county, municipality, or other political subdivision of this state.

(c) A county, municipality, or other political subdivision of this state shall not prohibit vegetable gardens on private residential properties."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator B. Davis

CRH/CRH - 02-21-2025 04:31:19

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Secretary