

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1761

5 By: Representatives Ragland, M. Martin, Norton, George, R. Green, King, Pyle
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For An Act To Be Entitled

9 AN ACT TO PROTECT THE RIGHTS OF ANIMAL AND PLANT
10 PRODUCERS; AND FOR OTHER PURPOSES.
11

Subtitle

12 THE FREEDOM-TO-FARM ACT.
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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 is amended to add an
19 additional subchapter to read as follows:

20 2-1-301. Goals of the Freedom-to-Farm Act.

21 The General Assembly:

22 (1) Recognizes the contributions that plant and animal
23 production by hobbyists, commercial producers, and home food providers have
24 made to this state;

25 (2) Encourages plant and animal production, since they are a
26 major part of the culture, customs, and economy of this state;

27 (3) Recognizes that protecting the right of production and sale
28 of plants and animals is integral to ensuring the economic growth and general
29 welfare of this state;

30 (4) Recognizes that economic concerns and excessive regulation
31 have caused many Arkansas families to abandon the production of plants and
32 animals; and

33 (5) Wishes, through the Freedom-to-Farm Act, to encourage and
34 protect home food production, direct farm-to-consumer sales, hobby
35 production, off-farm commercial sales, and businesses that serve plant and
36 animal producers.



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2-1-302. Definitions.

(1) "Animal" means any living creature except a human or an insect other than a honeybee;

(2) "Electronic identification device" means any insertable or attachable apparatus that can emit frequencies that can be read by a frequency reader or scanner;

(3) "Plant" means all unpatented varieties of vegetables, fruits, grains, nuts, berries, seeds, grasses, or any other garden, horticultural, or agricultural crop; and

(4) "Premise" means a location at which a plant or an animal is grown, held, or sold.

2-1-303. Exemption from registration and permitting.

Unless a law or rule to the contrary was in effect before January 1, 2007, for an animal producer or an unpatented plant producer to participate in any activity on or off the animal producers' premise or the unpatented plant producers' premise, including without limitation the transfer of property, a state, county, or city agency shall not require that the animal producer or an unpatented plant producer:

(1) Register the animal producers' premise or the unpatented plant producers' premise;

(2) Have a premises identification;

(3) Secure a permit or a license for production;

(4) Report sales or purchases; or

(5) Use electronic identification devices on or in animals.