

State of Arkansas
88th General Assembly
Regular Session, 2011

A Bill

SENATE BILL 940

By: Senator M. Lamoureux

For An Act To Be Entitled

AN ACT TO AMEND THE LAWS REGARDING THE VESTING OF
HUNTING OR FISHING RIGHTS IN LEASED FARMLANDS; AND
FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAWS REGARDING THE VESTING
OF HUNTING OR FISHING RIGHTS IN LEASED
FARMLANDS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 18, Chapter 16, Subchapter 1 is amended
to add a new section to read as follows:

18-16-113. Hunting and fishing rights – Leased farmland.

(a)(1) A tenant of leased or rented farmland shall have no right to
hunt or fish or grant the right to hunt or fish on the farmland that he or
she leases or rents unless the right to hunt or fish or to grant the right to
hunt or fish is expressly granted in writing by the owner of the farmland.

(2) The right to hunt or fish or to grant the right to hunt or
fish on farmland shall reside solely with the owner of the farmland.

(b) The farmland owner's right to hunt or fish on his or her farmland
includes without limitation the right to:

(1) Travel by foot or by any type of vehicle or boat, and by any
means on, over, across, and through the farmland, and by any roads,
waterways, ditches, levies, rights of way, or easements on or appurtenant to
the farmland;

(2) Move, remove, use, pump, or impound water on, upon, and



1 about the farmland;

2 (3) Erect, maintain, and operate permanent or temporary
3 structures, facilities, utilities, pumping systems, blinds, docks, decks, and
4 other similar structures and facilities on the farmland; and

5 (4) Grant other persons, natural or artificial, the right,
6 concurrently or exclusively, to engage in and undertake any manner or means
7 of hunting or fishing on, upon, and about the farmland that is leased or
8 rented, whether orally or in writing, and to exercise any and all of the
9 foregoing rights attendant thereto.