

State of Arkansas
95th General Assembly
Regular Session, 2025

A Bill

HOUSE BILL 1772

By: Representative Vaught

By: Senator B. Davis

For An Act To Be Entitled

AN ACT CONCERNING VEGETABLE GARDEN PROTECTION; AND
FOR OTHER PURPOSES.

Subtitle

CONCERNING VEGETABLE GARDEN PROTECTION.

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

SECTION 1. 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 – Definition.

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

(b) 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 residential property for personal consumption or noncommercial sharing, as an important interest of the state.

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

(d)(1) A county, municipality, or other political subdivision of this state shall not adopt an ordinance or regulation that prohibits a vegetable garden on residential properties.



(2) Subdivision (d)(1) of this section does not prohibit the adoption of a local ordinance or regulation that regulates certain specifics impacting vegetable gardens, including without limitation the use of water during drought conditions, fertilizer use, control of invasive species and weeds, and reasonable size and location specifics related to permissible vegetable garden locations including without limitation side yards or backyards.

APPROVED: 4/10/25