

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
94th General Assembly
Regular Session, 2023

As Engrossed: H2/16/23 H2/21/23
A Bill

HOUSE BILL 1434

By: Representatives Vaught, *Cavanaugh*

By: Senator B. Johnson

For An Act To Be Entitled

AN ACT TO AMEND THE LAW REGARDING AGRICULTURE; TO PLACE THE BURDEN OF PROOF ON THE PARTY BRINGING AN ACTION AGAINST AN AGRICULTURAL OPERATION AS A NUISANCE; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW REGARDING AGRICULTURE; AND TO PLACE THE BURDEN OF PROOF ON THE PARTY BRINGING AN ACTION AGAINST AN AGRICULTURAL OPERATION AS A NUISANCE.

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

SECTION 1. Arkansas Code § 2-4-107, concerning agricultural operations as a public or private nuisance, is amended to add an additional subsection to read as follows:

(e) The burden of proof in actions brought under this chapter is on the party who brings an action against an agricultural operation.

/s/Vaught

