

118TH CONGRESS
1ST SESSION

H. R. 6580

To require that a foreign purchaser of agricultural land be subject to the same restrictions as are applicable to United States citizens and nationals in the home country of such foreign purchaser.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 4, 2023

Mr. ROSENDALE (for himself, Mr. LAMALFA, Mr. GOOD of Virginia, Mr. HIGGINS of Louisiana, and Mrs. LUNA) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To require that a foreign purchaser of agricultural land be subject to the same restrictions as are applicable to United States citizens and nationals in the home country of such foreign purchaser.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Land And National
5 Defense Act” or the “LAND Act”.

6 **SEC. 2. RESTRICTIONS ON FOREIGN PURCHASERS.**

7 (a) IN GENERAL.—In the case of a sale of agricul-
8 tural land, a foreign purchaser of such land shall be sub-

1 ject to the same restrictions and limitations as a United
 2 States citizen or national would be subject to with respect
 3 to the purchase of agricultural land in the home country
 4 of such purchaser.

5 (b) DETERMINATION OF HOME COUNTRIES OF FOR-
 6 EIGN PURCHASERS.—

7 (1) UNITED STATES CITIZENS.—

8 (A) DUAL CITIZEN.—For purposes of ap-
 9 plying subsection (a), in the case of a foreign
 10 purchaser who is a citizen of the United States
 11 and 1 other country, the other country shall be
 12 treated as the home country of such purchaser.

13 (B) MULTIPLE CITIZENSHIP.—For pur-
 14 poses of applying subsection (a), in the case of
 15 a foreign purchaser who is a citizen of the
 16 United States and more than 1 other country,
 17 the other country (other than the United
 18 States) with the most restrictive laws with re-
 19 spect to the purchasing of agricultural land, as
 20 determined by the Task Force, shall be treated
 21 as the home country of such purchaser.

22 (2) NON-UNITED STATES CITIZENS.—

23 (A) IN GENERAL.—For purposes of apply-
 24 ing subsection (a), in the case of a foreign pur-
 25 chaser who is a not a United States citizen and

1 is a citizen of 1 country, the country in which
2 such purchaser is a citizen shall be treated as
3 the home country of such purchaser.

4 (B) MULTIPLE CITIZENSHIP.—For pur-
5 poses of applying subsection (a), in the case of
6 a foreign purchaser who is a not a United
7 States citizen and is a citizen of more than 1
8 country, the country with the most restrictive
9 laws with respect to the purchasing of agricul-
10 tural land, as determined by the Task Force,
11 shall be treated as the home country of such
12 purchaser.

13 (3) COMPANIES.—For purposes of applying
14 subsection (a), in the case of a foreign purchaser
15 that is a company, the country with the most restric-
16 tive laws with respect to the purchasing of agricul-
17 tural land, as determined by the Task Force, and of
18 which the citizens of such country hold at least 5
19 percent of such company shall be treated as the
20 home country of such purchaser.

21 (4) FOREIGN GOVERNMENTS.—For purposes of
22 applying subsection (a), in the case of a foreign pur-
23 chaser that is a foreign government, the country
24 such government represents shall be treated as the
25 home country of such purchaser.

1 (c) NOTIFICATION.—

2 (1) IN GENERAL.—In the case of a sale of agri-
3 cultural land to a foreign purchaser, the seller of
4 such agricultural land shall report such sale to the
5 Secretary of Agriculture.

6 (2) CONGRESSIONAL NOTIFICATION.—With re-
7 spect to each notification of a sale of agricultural
8 land to a foreign purchaser under paragraph (1), the
9 Secretary of Agriculture shall notify—

10 (A) the members of the Senate from the
11 State in which the agricultural land is located;
12 and

13 (B) the member from the Congressional
14 District in which such agricultural land is lo-
15 cated.

16 (d) TASK FORCE.—

17 (1) IN GENERAL.—There is established a Task
18 Force (to be known as “U.S. Land Protection Task
19 Force”) to identify violations of subsection (a).

20 (2) MEMBERSHIP.—The Task Force shall be
21 composed of the following:

22 (A) The Secretary of Agriculture, who
23 shall serve as Chair of the Task Force.

24 (B) The Committee on Foreign Investment
25 in the United States.

1 (C) The National Security Division of the
2 Department of Justice.

3 (D) The Secretary of State.

4 (3) REPORTS.—Not later than 1 after the date
5 of the enactment of this Act and every 6 months
6 thereafter, the Task Force shall submit to Congress
7 a report that includes with respect to the 6-month
8 period preceding the report—

9 (A) the percentage of agricultural land
10 (disaggregated by land type) that was sold to
11 foreign purchasers;

12 (B) the States in which such land was
13 sold;

14 (C) the average purchase cost of such land;

15 (D) with respect to each such purchase of
16 agricultural land, the title history with respect
17 to the agricultural land purchased; and

18 (E) whether any of the purchased agricul-
19 tural land is located within 100 miles of a mili-
20 tary installation.

21 (e) SEVERABILITY.—If any provision of this Act (or
22 the application of that provision to particular persons or
23 circumstances) is held invalid or found to be unconstitu-
24 tional, the remainder of this Act (or the application of that

1 provision to other persons or circumstances) shall not be
2 affected.

3 (f) DEFINITIONS.—In this section:

4 (1) AGRICULTURAL LAND.—The term “agricul-
5 tural land” has the meaning given the term in sec-
6 tion 9 of the Agricultural Foreign Investment Dis-
7 closure Act of 1978 (7 U.S.C. 3508).

8 (2) FOREIGN PURCHASER.—The term “foreign
9 purchaser” means—

10 (A) a foreign person (as defined in section
11 9 of the Agricultural Foreign Investment Dis-
12 closure Act of 1978 (7 U.S.C. 3508)); and

13 (B) a United citizen who is a citizen of an-
14 other country.

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