

AMENDMENT TO RULES COMM. PRINT 119-22
OFFERED BY MR. GILL OF TEXAS

Add at the end of subtitle C of title XII the following new section:

1 **SEC. 12___. RESTRICTIONS ON FOREIGN PURCHASES.**

2 (a) IN GENERAL.—In the case of a sale of agricul-
3 tural land, a foreign purchaser of such land shall be sub-
4 ject to—

5 (1) the same restrictions and limitations as a
6 United States citizen or national would be subject to
7 with respect to the purchase of agricultural land in
8 the home country of such purchaser; and

9 (2) any restrictions and limitations under State
10 law that apply with respect to the purchase of agri-
11 cultural land in the State involved.

12 (b) DETERMINATION OF HOME COUNTRIES OF FOR-
13 EIGN PURCHASERS.—

14 (1) UNITED STATES CITIZENS.—

15 (A) DUAL CITIZEN.—For purposes of ap-
16 plying subsection (a), in the case of a foreign
17 purchaser who is a citizen of the United States
18 and 1 other country, the other country shall be
19 treated as the home country of such purchaser.

1 (B) MULTIPLE CITIZENSHIP.—For pur-
2 poses of applying subsection (a), in the case of
3 a foreign purchaser who is a citizen of the
4 United States and more than 1 other country,
5 the other country (other than the United
6 States) with the most restrictive laws with re-
7 spect to the purchasing of agricultural land, as
8 determined by the Task Force, shall be treated
9 as the home country of such purchaser.

10 (2) NON-UNITED STATES CITIZENS.—

11 (A) IN GENERAL.—For purposes of apply-
12 ing subsection (a), in the case of a foreign pur-
13 chaser who is a not a United States citizen and
14 is a citizen of 1 country, the country in which
15 such purchaser is a citizen shall be treated as
16 the home country of such purchaser.

17 (B) MULTIPLE CITIZENSHIP.—For pur-
18 poses of applying subsection (a), in the case of
19 a foreign purchaser who is a not a United
20 States citizen and is a citizen of more than 1
21 country, the country with the most restrictive
22 laws with respect to the purchasing of agricul-
23 tural land, as determined by the Task Force,
24 shall be treated as the home country of such
25 purchaser.

1 (3) COMPANIES.—For purposes of applying
2 subsection (a), in the case of a foreign purchaser
3 that is a company, the country with the most restric-
4 tive laws with respect to the purchasing of agricul-
5 tural land, as determined by the Task Force, and of
6 which the citizens of such country hold at least 5
7 percent of such company shall be treated as the
8 home country of such purchaser.

9 (4) FOREIGN GOVERNMENTS.—For purposes of
10 applying subsection (a), in the case of a foreign pur-
11 chaser that is a foreign government, the country
12 such government represents shall be treated as the
13 home country of such purchaser.

14 (c) NOTIFICATION.—

15 (1) IN GENERAL.—In the case of a sale of agri-
16 cultural land to a foreign purchaser, the seller of
17 such agricultural land shall report such sale to the
18 Secretary of Agriculture.

19 (2) CONGRESSIONAL NOTIFICATION.—With re-
20 spect to each notification of a sale of agricultural
21 land to a foreign purchaser under paragraph (1), the
22 Secretary of Agriculture shall notify—

23 (A) the members of the Senate from the
24 State in which the agricultural land is located;
25 and

1 (B) the member from the Congressional
2 District in which such agricultural land is lo-
3 cated.

4 (d) TASK FORCE.—

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

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

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

12 (B) The Committee on Foreign Investment
13 in the United States.

14 (C) The National Security Division of the
15 Department of Justice.

16 (D) The Secretary of State.

17 (3) REPORTS.—Not later than 1 year after the
18 date of the enactment of this Act and every 6
19 months thereafter, the Task Force shall submit to
20 Congress a report that includes with respect to the
21 6-month period preceding the report—

22 (A) the percentage of agricultural land
23 (disaggregated by land type) that was sold to
24 foreign purchasers;

1 (B) the States in which such land was
2 sold;

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

4 (D) with respect to each such purchase of
5 agricultural land, the title history with respect
6 to the agricultural land purchased; and

7 (E) whether any of the purchased agricul-
8 tural land is located within 100 miles of a mili-
9 tary installation.

10 (e) SEVERABILITY.—If any provision of this Act (or
11 the application of that provision to particular persons or
12 circumstances) is held invalid or found to be unconstitu-
13 tional, the remainder of this Act (or the application of that
14 provision to other persons or circumstances) shall not be
15 affected.

16 (f) DEFINITIONS.—In this section:

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

21 (2) FOREIGN PURCHASER.—The term “foreign
22 purchaser” means—

23 (A) a foreign person (as defined in section
24 9 of the Agricultural Foreign Investment Dis-
25 closure Act of 1978 (7 U.S.C. 3508)); and

1 (B) a United States citizen who is a citizen
2 of another country.

