

118TH CONGRESS
2D SESSION

H. R. 9456

To amend the Defense Production Act of 1950 with respect to foreign investments in United States agriculture, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 6, 2024

Mr. NEWHOUSE (for himself, Mr. SCOTT FRANKLIN of Florida, Mrs. HINSON, Mr. DUNCAN, Ms. HAGEMAN, Mr. LANGWORTHY, Mr. ARRINGTON, Ms. MALLIOTAKIS, Mr. JOHNSON of South Dakota, Mr. WILLIAMS of New York, Mrs. BICE, Mr. VALADAO, and Mr. EDWARDS) introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committees on Foreign Affairs, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Defense Production Act of 1950 with respect to foreign investments in United States agriculture, and for other purposes.

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 “Protecting American
5 Agriculture from Foreign Adversaries Act of 2024”.

1 **SEC. 2. INCLUSION OF SECRETARY OF AGRICULTURE ON**
2 **COMMITTEE ON FOREIGN INVESTMENT IN**
3 **UNITED STATES AND CONSIDERATION OF**
4 **CERTAIN AGRICULTURAL LAND TRANS-**
5 **ACTIONS.**

6 (a) INCLUSION ON THE COMMITTEE.—Section
7 721(k) of the Defense Production Act of 1950 (50 U.S.C.
8 4565(k)) is amended by adding at the end the following:

9 “(8) INCLUSION OF THE SECRETARY OF AGRI-
10 CULTURE.—The Secretary of Agriculture shall be a
11 member of the Committee with respect to a covered
12 transaction that involves—

13 “(A) agricultural land;

14 “(B) agriculture biotechnology; or

15 “(C) the agriculture industry, including ag-
16 ricultural—

17 “(i) transportation;

18 “(ii) storage; and

19 “(iii) processing.”.

20 (b) CONSIDERATION OF CERTAIN AGRICULTURAL
21 LAND TRANSACTIONS.—Section 721(b)(1) of the Defense
22 Production Act of 1950 (50 U.S.C. 4565(b)(1)) is amend-
23 ed by adding at the end the following:

24 “(I) CONSIDERATION OF CERTAIN AGRI-
25 CULTURAL LAND TRANSACTIONS.—

1 “(i) IN GENERAL.—After receiving no-
2 tification from the Secretary of Agriculture
3 of a reportable agricultural land trans-
4 action, the Committee shall determine—

5 “(I) whether the transaction is a
6 covered transaction; and

7 “(II) if the Committee deter-
8 mines that the transaction is a cov-
9 ered transaction, whether the Com-
10 mittee should initiate a review pursu-
11 ant to subparagraph (D), or take an-
12 other action authorized under this sec-
13 tion, with respect to the reportable ag-
14 ricultural land transaction.

15 “(ii) REPORTABLE AGRICULTURAL
16 LAND TRANSACTION.—In this subpara-
17 graph, the term ‘reportable agricultural
18 land transaction’ means a transaction—

19 “(I) that the Secretary of Agri-
20 culture has reason to believe is a cov-
21 ered transaction;

22 “(II) that involves the acquisition
23 of an interest in agricultural land by
24 a foreign person of the People’s Re-
25 public of China, the Democratic Peo-

1 ple's Republic of Korea, the Russian
2 Federation, or the Islamic Republic of
3 Iran; and

4 “(III) with respect to which a
5 person is required to submit a report
6 to the Secretary of Agriculture under
7 section 2(a) of the Agricultural For-
8 eign Investment Disclosure Act of
9 1978.

10 “(iii) SUNSET.—The requirements
11 under this subparagraph shall terminate,
12 with respect to a foreign person of the re-
13 spective foreign country, on the date that
14 the People's Republic of China, the Demo-
15 cratic People's Republic of Korea, the Rus-
16 sian Federation, or the Islamic Republic of
17 Iran, as the case may be, is removed from
18 the list of foreign adversaries in section
19 791.4 of title 15, Code of Federal Regula-
20 tions.”.

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