

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

H.B. 133
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40100-MQ-7

Short Title: NC Farmland and Military Protection Act. (Public)

Sponsors: Representative Balkcom.

Referred to:

A BILL TO BE ENTITLED
AN ACT TO PROHIBIT THE ACQUISITION OF AGRICULTURAL AND OTHER LANDS
CRITICAL TO THE SAFETY AND SECURITY OF THE STATE BY CERTAIN
FOREIGN GOVERNMENTS DESIGNATED AS ADVERSARIAL BY THE UNITED
STATES DEPARTMENT OF STATE.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 64 of the General Statutes is amended by adding a new Article
to read:

"Article 4.

"Prohibit Adversarial Foreign Government Acquisition of Certain Lands.

"§ 64-60. Title.

This act shall be known and be cited as the North Carolina Farmland and Military Protection
Act.

"§ 64-61. Purpose.

The General Assembly finds that it is in the public interest for the State to guard its
agricultural land from the potential of adversarial foreign government control in order to ensure
that the State's farmers are able to produce a safe, abundant, and affordable supply of food and
fiber for the benefit of the people of this State and the United States and to protect our vital
resources.

"§ 64-62. Definitions.

As used in this Article, the following definitions apply:

- (1) Adversarial foreign government. – A state-controlled enterprise or the
government of a country or group subject to International Traffic in Arms
Regulations in 22 C.F.R. § 126.
- (2) Agricultural land. – Any land situated in this State that is used for agricultural
production purposes as defined in G.S. 106-581.1(1) through (4). The term
does not include land situated in this State that is leased for agricultural
research and development purposes or other activities for the purpose of
producing inputs and/or products for farmers or other end-users, provided that
the acreage leased by the lessee does not exceed 250 acres in the aggregate.
- (3) Controlling interest. – Possession of more than fifty percent (50%) of the
ownership interest in an entity. The term also includes possession of fifty
percent (50%) or less of the ownership interest in an entity if an owner directs
the business and affairs of the entity without the requirement or consent of any
other party.



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- 1 (4) Interest. – Any estate, remainder, or reversion, or any portion of the estate,
2 remainder, or reversion, or an option pursuant to which one party has a right
3 to cause the transfer of legal or equitable title to agricultural land.
4 (5) Military installation. – Fort Bragg, Pope Army Airfield, Marine Corps Base
5 Camp Lejeune, New River Marine Corps Air Station, Cherry Point Marine
6 Corps Air Station, Military Ocean Terminal at Sunny Point, the United States
7 Coast Guard Air Station at Elizabeth City, Naval Support Activity Northwest,
8 Blakeslee Air Force Recreation Area, Air Route Surveillance Radar
9 (ARSR-4) at Fort Fisher, and Seymour Johnson Air Force Base, in its own
10 right and as the responsible entity for the Dare County Bombing Range, North
11 Carolina National Guard facilities, and any facility located within the State
12 that is subject to the installations' oversight and control.
13 (6) State-controlled enterprise. – A business enterprise, however denominated, in
14 which a foreign government has a controlling interest.

15 **"§ 64-63. Adversarial foreign government acquisition of agricultural land prohibited.**

16 (a) Notwithstanding any provision of law to the contrary, no adversarial foreign
17 government shall purchase, acquire, lease, or hold any interest in the following:

18 (1) Agricultural land.

19 (2) Land situated within a 75-mile radius of a military installation.

20 (b) Any transfer of an interest in land in violation of this section shall be void.

21 (c) The responsibility for determining whether an individual or other entity is subject to
22 this Article rests solely with the adversarial foreign government and the State of North Carolina
23 and no other individual or entity. An individual or other entity who is not an adversarial foreign
24 government shall bear no civil or criminal liability for failing to determine or make inquiry of
25 whether an individual or other entity is an adversarial foreign government."

26 **SECTION 2.** If any section or provision of this act is declared unconstitutional or
27 invalid by the courts, it does not affect the validity of this act as a whole or any part other than
28 the part so declared to be unconstitutional or invalid.

29 **SECTION 3.** This act becomes effective December 1, 2025.