

Union Calendar No. 782

118TH CONGRESS
2D SESSION

H. R. 5409

[Report No. 118–801, Part I]

To amend the Defense Production Act of 1950 to require the Committee on Foreign Investment in the United States to determine whether a national security review is needed for reportable agricultural land transactions referred by the Secretary of Agriculture, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2023

Mr. LUETKEMEYER 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

DECEMBER 5, 2024

Reported from the Committee on Financial Services with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

DECEMBER 5, 2024

Referral to the Committees on Foreign Affairs and Energy and Commerce extended for a period ending not later than December 19, 2024

DECEMBER 19, 2024

Additional sponsors: Mr. NUNN of Iowa, Mr. HUIZENGA, Mr. SHERMAN, Mr. BARR and Ms. MANNING

DECEMBER 19, 2024

Committees on Foreign Affairs and Energy and Commerce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on September 12, 2023]

A BILL

To amend the Defense Production Act of 1950 to require the Committee on Foreign Investment in the United States to determine whether a national security review is needed for reportable agricultural land transactions referred by the Secretary of 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 “Safeguarding American*
 5 *Farms from Foreign Influence Act”.*

6 **SEC. 2. CONSIDERATION OF CERTAIN AGRICULTURAL LAND**
 7 **TRANSACTIONS.**

8 *Section 721(b)(1) of the Defense Production Act of*
 9 *1950 (50 U.S.C. 4565(b)(1)) is amended by adding at the*
 10 *end the following:*

11 *“(I) CONSIDERATION OF CERTAIN AGRICUL-*
 12 *TURAL LAND TRANSACTIONS.—*

13 *“(i) NOTIFICATION.—The Secretary of*
 14 *Agriculture shall notify the Committee of*
 15 *any reportable agricultural land trans-*
 16 *action that the Secretary of Agriculture has*
 17 *reason to believe may raise national secu-*
 18 *rity concerns.*

19 *“(ii) DETERMINATION.—After receiv-*
 20 *ing notification from the Secretary of Agri-*
 21 *culture of a reportable agricultural land*
 22 *transaction, the Committee shall deter-*
 23 *mine—*

24 *“(I) whether the transaction is a*
 25 *covered transaction; and*

1 “(II) if the Committee determines
2 that the transaction is a covered trans-
3 action, whether the Committee should
4 initiate a review pursuant to subpara-
5 graph (D), or take another action au-
6 thorized under this section, with re-
7 spect to the reportable agricultural
8 land transaction.

9 “(iii) *REPORTABLE AGRICULTURAL*
10 *LAND TRANSACTION.*—In this subparagraph,
11 the term ‘reportable agricultural land trans-
12 action’ means a transaction—

13 “(I) that the Secretary of Agri-
14 culture has reason to believe is a cov-
15 ered transaction;

16 “(II) that involves the acquisition
17 of an interest in agricultural land by
18 a foreign person, other than by an ex-
19 cepted investor or an excepted real es-
20 tate investor, as such terms are defined
21 in regulations prescribed by the Com-
22 mittee; and

23 “(III) with respect to which a
24 person is required to submit a report
25 to the Secretary of Agriculture under

1 *section 2(a) of the Agricultural Foreign*
2 *Investment Disclosure Act of 1978.”.*

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