**AMENDMENT IN THE NATURE OF A SUBSTITUTE**

**TO H.R. 5409**

**OFFERED BY MR. LUETKEMEYER OF MISSOURI**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the "Safeguarding Amer-
3 ican Farms from Foreign Influence Act".

4 **SEC. 2. CONSIDERATION OF CERTAIN AGRICULTURAL**
5 **LAND TRANSACTIONS.**

6 Section 721(b)(1) of the Defense Production Act of
7 1950 (50 U.S.C. 4565(b)(1)) is amended by adding at the
8 end the following:

9 "(I) CONSIDERATION OF CERTAIN AGRI-
10 CULTURAL LAND TRANSACTIONS.—

11 "(i) NOTIFICATION.—The Secretary
12 of Agriculture shall notify the Committee
13 of any reportable agricultural land trans-
14 action that the Secretary of Agriculture
15 has reason to believe may raise national se-
16 curity concerns.

17 "(ii) DETERMINATION.—After receiv-
18 ing notification from the Secretary of Agri-

1 culture of a reportable agricultural land

2 transaction, the Committee shall deter-

3 mine—

4 ''(I) whether the transaction is a

5 covered transaction; and

6 ''(II) if the Committee deter-

7 mines that the transaction is a cov-

8 ered transaction, whether the Com-

9 mittee should initiate a review pursu-

10 ant to subparagraph (D), or take an-

11 other action authorized under this sec-

12 tion, with respect to the reportable ag-

13 ricultural land transaction.

14 ''(iii) REPORTABLE AGRICULTURAL

15 LAND TRANSACTION.—In this subpara-

16 graph, the term 'reportable agricultural

17 land transaction' means a transaction—

18 ''(I) that the Secretary of Agri-

19 culture has reason to believe is a cov-

20 ered transaction;

21 ''(II) that involves the acquisition

22 of an interest in agricultural land by

23 a foreign person, other than by an ex-

24 cepted investor or an excepted real es-

25 tate investor, as such terms are de-

3

1 fined in regulations prescribed by the

2 Committee; and

3 ''(III) with respect to which a

4 person is required to submit a report

5 to the Secretary of Agriculture under

6 section 2(a) of the Agricultural For-

7 eign Investment Disclosure Act of

8 1978.''.

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