

119TH CONGRESS
1ST SESSION

S. 1012

To increase oversight of foreign direct investment in agricultural land in the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 12, 2025

Mr. LANKFORD (for himself, Mr. BENNET, Mr. RISCH, and Mr. TILLIS) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To increase oversight of foreign direct investment in agricultural land in the United States, 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 “Security and Oversight
5 for International Landholdings Act of 2025” or the
6 “SOIL Act of 2025”.

1 **SEC. 2. REVIEW BY COMMITTEE ON FOREIGN INVESTMENT**
2 **IN THE UNITED STATES OF CERTAIN AGRI-**
3 **CULTURAL REAL ESTATE TRANSACTIONS.**

4 Section 721(a)(4) of the Defense Production Act of
5 1950 (50 U.S.C. 4565(a)(4)) is amended—

6 (1) in subparagraph (A)—

7 (A) in clause (i), by striking “; and” and
8 inserting a semicolon;

9 (B) in clause (ii), by striking the period at
10 the end and inserting “; and”; and

11 (C) by adding at the end the following:

12 “(iii) any transaction described in
13 clause (vi) or (vii) of subparagraph (B)
14 proposed or pending on or after the date of
15 the enactment of this clause.”; and

16 (2) in subparagraph (B), by adding at the end
17 the following:

18 “(vi) Any acquisition or transfer of an
19 interest, other than a security, in agricul-
20 tural land held by a person that is a na-
21 tional of, or is organized under the laws or
22 otherwise subject to the jurisdiction of, a
23 country—

24 “(I) designated as a nonmarket
25 economy country pursuant to section

1 771(18) of the Tariff Act of 1930 (19
2 U.S.C. 1677(18)); or

3 “(II) identified as a country that
4 poses as risk to the national security
5 of the United States in the most re-
6 cent annual report on worldwide
7 threats issued by the Director of Na-
8 tional Intelligence pursuant to section
9 108B of the National Security Act of
10 1947 (50 U.S.C. 3043b)(commonly
11 known as the ‘Annual Threat Assess-
12 ment’).”.

13 **SEC. 3. REVIEW BY COMMITTEE ON FOREIGN INVESTMENT**
14 **IN THE UNITED STATES OF REAL ESTATE**
15 **TRANSACTIONS NEAR MILITARY INSTALLA-**
16 **TIONS.**

17 Section 721(a)(4)(B) of the Defense Production Act
18 of 1950 (50 U.S.C. 4565(a)(4)(B)), as amended by sec-
19 tion 2, is amended by adding at the end the following:

20 “(vii) Any acquisition or transfer of
21 an interest, other than a security, in any
22 form of real estate that is located not more
23 than 50 miles from a military installation
24 (as that term is defined in section
25 2801(c)(4) of title 10, United States Code)

1 other than residential property held by a
 2 person that is a national of, or is organized
 3 under the laws or otherwise subject to the
 4 jurisdiction of, a country—

5 “(I) designated as a nonmarket
 6 economy country pursuant to section
 7 771(18) of the Tariff Act of 1930 (19
 8 U.S.C. 1677(18)); or

9 “(II) identified as a country that
 10 poses as risk to the national security
 11 of the United States in the most re-
 12 cent annual report on worldwide
 13 threats issued by the Director of Na-
 14 tional Intelligence pursuant to section
 15 108B of the National Security Act of
 16 1947 (50 U.S.C. 3043b)(commonly
 17 known as the ‘Annual Threat Assess-
 18 ment’).”.

19 **SEC. 4. PROHIBITION ON USE OF FUNDS FOR CERTAIN AG-**
 20 **RICULTURAL REAL ESTATE HOLDINGS.**

21 No assistance, including subsidies, may be provided
 22 by any Federal agency to a person for an agricultural real
 23 estate holding wholly or partly owned by a person that
 24 is a national of, or is organized under the laws or other-
 25 wise subject to the jurisdiction of, a country—

1 (1) designated as a nonmarket economy country
2 pursuant to section 771(18) of the Tariff Act of
3 1930 (19 U.S.C. 1677(18)); or

4 (2) identified as a country that poses as risk to
5 the national security of the United States in the
6 most recent annual report on worldwide threats
7 issued by the Director of National Intelligence pur-
8 suant to section 108B of the National Security Act
9 of 1947 (50 U.S.C. 3043b)(commonly known as the
10 “Annual Threat Assessment”).

11 **SEC. 5. DISCLOSURE REQUIREMENTS FOR FOREIGN AGRI-
12 CULTURAL REAL ESTATE HOLDINGS.**

13 (a) REPORTING REQUIREMENTS.—Section 2(a) of
14 the Agricultural Foreign Investment Disclosure Act of
15 1978 (7 U.S.C. 3501(a)) is amended—

16 (1) in the first sentence of the matter preceding
17 paragraph (1)—

18 (A) by inserting “, or enters into a leasing
19 agreement the period of which is longer than 5
20 years with respect to agricultural land,” after
21 “agricultural land”; and

22 (B) by striking “acquisition or transfer”
23 and inserting “acquisition, transfer, or lease”;
24 and

1 (2) in paragraph (4), by striking “acquired or
2 transferred” and inserting “acquired, transferred, or
3 leased”.

4 (b) REVOCATION OF MINIMUM ACREAGE REQUIRE-
5 MENT.—Section 9(1) of the Agricultural Foreign Invest-
6 ment Disclosure Act of 1978 (7 U.S.C. 3508(1)) is
7 amended by inserting “, subject to the condition that the
8 Secretary may not exclude land from this definition based
9 on the acreage of the land” before the semicolon at the
10 end.

11 **SEC. 6. REPORTS OF HOLDINGS OF AGRICULTURAL LAND**
12 **IN THE UNITED STATES BY FOREIGN PER-**
13 **SONS.**

14 Section 6 of the Agricultural Foreign Investment Dis-
15 closure Act of 1978 (7 U.S.C. 3505) is amended—

16 (1) by striking the section designation and
17 heading and all that follows through “Not later
18 than” and inserting the following:

19 **“SEC. 6. REPORTS.**

20 “(a) TRANSMISSION OF REPORTS TO STATES.—Not
21 later than”; and

22 (2) by adding at the end the following:

23 **“(b) ANNUAL REPORT.—**

24 “(1) IN GENERAL.—Annually, the Secretary
25 shall prepare and make publicly available a report

1 describing holdings of agricultural land by foreign
2 persons, as determined by reports submitted under
3 section 2, including—

4 “(A) an analysis of the countries with the
5 most extensive agricultural land holdings on a
6 State-by-State and county-by-county basis;

7 “(B) data and an analysis of agricultural
8 land holdings in each county in the United
9 States by a foreign person from—

10 “(i) the People’s Republic of China;

11 “(ii) the Russian Federation; or

12 “(iii) any other country that the Sec-
13 retary determines to be appropriate; and

14 “(C) an analysis of the sectors and indus-
15 tries for which the agricultural land holdings
16 are used.

17 “(2) TRANSMISSION TO STATES.—The Sec-
18 retary shall transmit the report prepared under
19 paragraph (1) to each State department of agri-
20 culture or appropriate State agency described in
21 subsection (a) in conjunction with the applicable re-
22 ports transmitted under that subsection.”.

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