



Adopted	Rejected
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COMMITTEE REPORT

YES:	11
NO:	0

MR. SPEAKER:

Your Committee on Agriculture and Rural Development, to which was referred House Bill 1183, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 1, line 6, delete "years." and insert "**years, unless the**
- 2 **agricultural land is recognized by the United States Department of**
- 3 **Agriculture's Farm Service Agency as farmland.**"
- 4 Page 2, delete lines 33 through 42, begin a new paragraph and
- 5 insert:
- 6 "SECTION 4. IC 32-22-3-1.7 IS ADDED TO THE INDIANA
- 7 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 8 [EFFECTIVE JULY 1, 2024]: **Sec. 1.7. As used in this chapter,**
- 9 **"controlling person" includes the following:**
- 10 **(1) A beneficial owner (as defined in IC 23-1-20-3.5) of five**
- 11 **percent (5%) or more of the shares of a business entity.**
- 12 **(2) An officer, director, or other individual who possesses**
- 13 **inside information about a business entity because of the**
- 14 **person's relationship with the business entity.**
- 15 **(3) A person, individually or as a member of a group, who has**

1 **the ability to directly or indirectly affect a business entity's**
2 **management or policies.**

3 SECTION 5. IC 32-22-3-3.5 IS ADDED TO THE INDIANA CODE
4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
5 1, 2024]: **Sec. 3.5. As used in this chapter, "prohibited person"**
6 **includes the following:**

7 **(1) An individual who is a citizen of a foreign adversary (as**
8 **defined in 15 CFR 7.4).**

9 **(2) A foreign business entity organized under the laws of a**
10 **foreign adversary (as defined in 15 CFR 7.4).**

11 **(3) A corporation, professional corporation, nonprofit**
12 **corporation, limited liability company, partnership, or limited**
13 **partnership with a controlling person who is either of the**
14 **following:**

15 **(A) An individual who is a citizen of a foreign adversary**
16 **(as defined in 15 CFR 7.4).**

17 **(B) A company or other entity, including a governmental**
18 **entity, that is owned or controlled by citizens of, or is**
19 **directly controlled by the government of, a foreign**
20 **adversary (as defined in 15 CFR 7.4)."**

21 Page 3, delete lines 1 through 8.

22 Page 3, line 13, delete "years." and insert "**years, unless the**
23 **agricultural land is recognized by the United States Department of**
24 **Agriculture's Farm Service Agency as farmland."**

25 Page 3, delete lines 26 through 35, begin a new paragraph and
26 insert:

27 "SECTION 6. IC 32-22-3-6.5 IS ADDED TO THE INDIANA
28 CODE AS A NEW SECTION TO READ AS FOLLOWS
29 [EFFECTIVE JULY 1, 2024]: **Sec. 6.5. (a) Upon receipt of**
30 **information that leads the attorney general to believe an**
31 **acquisition or lease of agricultural land violates section 4.5 of this**
32 **chapter, the attorney general shall investigate the alleged violation**
33 **and may issue subpoenas requiring the:**

34 **(1) appearance of witnesses;**

35 **(2) production of relevant records; and**

36 **(3) giving of relevant testimony.**

37 **(b) If the attorney general finds that agricultural land or an**
38 **interest in agricultural land was acquired in violation of section 4.5**

1 of this chapter, the attorney general shall commence an action in
2 the circuit court where the agricultural land is located. Upon
3 commencing an action under this subsection, the attorney general
4 shall record a notice of the pendency of the action with the county
5 recorder.

6 (c) If the circuit court finds that agricultural land is held in
7 violation of this chapter, the circuit court must order that the
8 agricultural land be sold through judicial foreclosure. The
9 proceeds of the sale of agricultural land through judicial
10 foreclosure will be disbursed in the following order of priority:

- 11 (1) First, to any lien holders, in order of priority.
- 12 (2) Second, to the state, for the attorney general's costs and
13 expenses of the action, including reasonable attorney's fees
14 and expert fees."

15 Renumber all SECTIONS consecutively.
(Reference is to HB 1183 as introduced.)

and when so amended that said bill do pass.

Representative Aylesworth