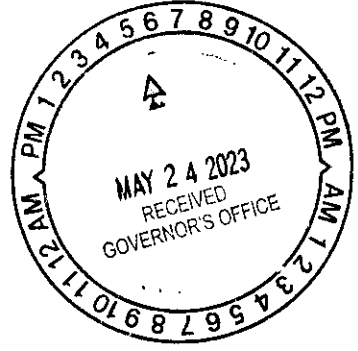




ACT #2023 - 332

1 LO4EAA-3
2 By Representatives Stadthagen, Kiel, Shedd, Wood (D), DuBose,
3 Butler, Hammett, Robertson, Whorton, Rehm, Pettus, Marques,
4 Lee, Stringer, Oliver, Hurst, Lipscomb, Paschal, Hulsey,
5 Brown, Mooney, Lamb, Gidley, Kirkland, Carns, Standridge
6 RFD: Urban and Rural Development
7 First Read: 25-Apr-23
8 2023 Regular Session



HB379 Enrolled



1 Enrolled, An Act,

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Relating to acquisition of title to real property; to prohibit certain governments or governmental entities from acquiring certain real property in the state.

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BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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Section 1. This act shall be known and may be cited as the Alabama Property Protection Act.

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Section 2. For purposes of this section, the following words have the following meanings:

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(1) AGRICULTURAL AND FOREST PROPERTY. All real property used for raising, harvesting, and selling crops or for the feeding, breeding, management, raising, sale of, or the production of livestock, or for the growing and sale of timber and forest products.

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(2) CRITICAL INFRASTRUCTURE FACILITY. Any of the following:

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a. A chemical manufacturing facility.

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b. A refinery.

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c. A plant or facility producing electric energy no

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matter how generated or produced.

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d. A water treatment facility or wastewater treatment

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plant.

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e. A liquid natural gas terminal.

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f. A telecommunications central switching office.

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g. A gas processing plant, including any plant used in

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the processing, treatment, or fractionation of natural gas.



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29 h. A seaport facility as defined in Section 40-13-1,
30 Code of Alabama 1975.

31 i. Aerospace or spaceport infrastructure.

32 j. An airport as defined in Section 23-1-411, Code of
33 Alabama 1975.

34 (3) FOREIGN COUNTRY OF CONCERN. China, Iran, North
35 Korea, and Russia. This term shall not include Taiwan.

36 (4) FOREIGN PRINCIPAL. Any of the following:

37 a. The government or any official of the government of
38 a foreign country of concern.

39 b. A political party or member of a political party or
40 any subdivision of a political party in a foreign country of
41 concern.

42 c. A country or government identified on any sanctions
43 list of the United State Department of the Treasury's Office
44 of Foreign Assets Control.

45 (5) MILITARY INSTALLATION. A base, camp, post, station,
46 yard, or center that is under the jurisdiction of the
47 Department of Defense or its affiliates, encompassing at least
48 10 contiguous acres.

49 (6) REAL PROPERTY. Land, buildings, fixtures, and all
50 other improvements to land.

51 Section 3. (a) Notwithstanding any other law, no
52 foreign principal shall acquire title to, or acquire a
53 controlling interest in, any of the following:

54 (1) Agricultural and forest property.

55 (2) Real property on or within 10 miles of any military
56 installation or critical infrastructure facility.



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57 (b) Subsection (a) shall apply only to the purchase of
58 or other acquisition of title to real property on or after the
59 effective date of this act. The purchase of or other
60 acquisition of title to real property prior to the effective
61 date of this act is governed by the law in effect immediately
62 prior to the effective date of this act, and that law is
63 continued in effect for that purpose.

64 (c) No title insurer, title agent, real estate
65 licensee, or other settlement provider as defined by the Real
66 Estate Procedures Act, 12 U.S.C. 2601 et seq., shall be liable
67 for any violation of Section 4(a).

68 Section 4. This act shall become effective on the first
69 day of the third month following its passage and approval by
70 the Governor, or its otherwise becoming law.



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 09-May-23, as amended.

John Treadwell
Clerk

Senate	<u>18-May-23</u>	Passed
House	<u>23-May-23</u>	Concurred in Senate Amendment

APPROVED 5-31-2023

TIME 12:20 PM

GOVERNOR

Alabama Secretary Of State

Act Num....: 2023-332
Bill Num...: H-379

Recv'd 05/31/23 01:32pmSLF

Stadthagen
CO-SPONSORS

Kiel
 Shedd
 Wood, D.
 DuBose
 Butler
 Hammitt
 Robertson
 Whorton
 Rehm
 Pettus
 Margues
 Lee
 Stringer
 Oliver
 Hurst
 Ripscomb
 Paschal
 Hulseay
 Brown
 Mooney
 Lamb

Gidley
 Kivickland
 Gurns
 Standridge

I HEREBY CERTIFY THAT THE
 RESOLUTION AS REQUIRED IN
 SECTION C OF ACT NO. 81-889
 WAS ADOPTED AND IS ATTACHED
 TO THE BILL, H.B. 379
 YEAS 75 NAYS 23

JOHN TREADWELL, Clerk

I HEREBY CERTIFY THAT THE
 NOTICE & PROOF IS ATTACHED
 TO THE BILL, H.B. _____
 AS REQUIRED IN THE GENERAL
 ACTS OF ALABAMA, 1975 ACT NO.
 919.

JOHN TREADWELL, Clerk

CONFERENCE COMMITTEE

House Conferees _____

DATE: 5-11 200
 RD 1 RFD AC 2 F

This Bill was referred to the Standing Committee
 of the Senate on AC 2 F
 and was acted upon by such Committee
 session and is by order of the Committee
 returned therefrom with a favorable report
 w/amend(s) 0 w/sub 1 by a vote
 yeas 14 nays 0 abstain 0
 this 14 day of May 20 83
[Signature], Chair

DATE: 5-17 200
 RF FRU (SUN) RD 2 C

DATE: _____ 20____

RE-REFERRED RE-COMMITTED

Committee _____

I hereby certify that the Resolution a
 required in Section C of Act No. 81-88
 was adopted and is attached to the Bill
 HB 379
 YEAS 25 NAYS 6

PATRICK HARRIS
 Secretary

FURTHER SENATE ACTION (OVER