

By: Campbell

S.B. No. 1063

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting contracts or other agreements with foreign-owned companies in connection with agricultural land.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 113, Business & Commerce Code, as added by Chapter 975 (S.B. 2116), Acts of the 87th Legislature, Regular Session, 2021, is amended to read as follows:

CHAPTER 113. PROHIBITION ON AGREEMENTS WITH CERTAIN FOREIGN-OWNED COMPANIES IN CONNECTION WITH CRITICAL INFRASTRUCTURE AND AGRICULTURAL LAND

Sec. 113.001. DEFINITIONS. In this chapter:

(1) "Agricultural land" means land that qualifies for tax appraisal under Subchapter C or D, Chapter 23, Tax Code; and

(A) consists of no more than five (5) acres of noncontiguous land.

(1-a) "Company" means a sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, or limited liability company, including a wholly owned subsidiary, majority-owned subsidiary, parent company, or affiliate of those entities or business associations, that exists to make a profit.

(2) "Critical infrastructure" means a communication infrastructure system, cybersecurity system, electric grid, hazardous waste treatment system, or water treatment facility.

1           (3) "Cybersecurity" means the measures taken to  
2 protect a computer, computer network, computer system, or other  
3 technology infrastructure against unauthorized use or access.

4           Sec. 113.002. PROHIBITED ACCESS TO CRITICAL INFRASTRUCTURE  
5 AND AGRICULTURAL LAND. (a) A business entity or individual may not  
6 enter into an agreement relating to agricultural land in this state  
7 with individuals who are foreign citizens.

8           (b) A business entity may not enter into an agreement  
9 relating to critical infrastructure or agricultural land in this  
10 state with a company:

11           (1) if, under the agreement, the company would be  
12 granted direct or remote access to or control of critical  
13 infrastructure or agricultural land in this state, excluding access  
14 specifically allowed by the business entity for product warranty  
15 and support purposes; and

16           (2) if the business entity knows that the company is:

17           (A) owned by or the majority of stock or other  
18 ownership interest of the company is held or controlled by:

19           (i) individuals who are citizens of a  
20 foreign country; or

21           (ii) a company or other entity, including a  
22 governmental entity, that is owned or controlled by citizens of or  
23 is directly controlled by foreign governments.

24           (B) headquartered in foreign governments.

25           (b) The prohibition described by Subsection (a) applies  
26 regardless of whether:

27           (1) the company's or its parent company's securities

1 are publicly traded; or

2                   (2) the company or its parent company is listed on a  
3 public stock exchange as a foreign country.

4                   SECTION 2. This Act takes effect September 1, 2025.