

HB379 ENGROSSED



1 LO4EAA-2

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

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9 2023 Regular Session



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A BILL
TO BE ENTITLED
AN ACT

Relating to the acquisition of title to real property;
to amend Section 35-1-1, Code of Alabama 1975, to prohibit
Chinese citizens, the Chinese government, or Chinese entities
from acquiring real property in the state.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

Section 2. Section 35-1-1, Code of Alabama 1975, is
amended to read as follows:

"§35-1-1

~~An~~Except as provided in Section 3 of this act, an
alien, resident or nonresident may take and hold property,
real and personal, in this state, either by purchase, descent,
or devise, and may dispose of and transmit the same by sale,
descent, or devise as a native citizen."

Section 3. (a) Notwithstanding any other law, the
following governments, entities or individuals shall not
purchase or otherwise acquire title to real property in this
state:

- (1) Any governmental entity of China.



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29 (2) Any company or other entity that is any of the
30 following:

31 a. Headquartered in China.

32 b. Directly or indirectly held or controlled by
33 the government of China.

34 c. Of which the majority of its stock or other
35 ownership interest is held or controlled by individuals who
36 are citizens of China.

37 d. Of which the majority of stock or other ownership
38 interest of which is held or controlled by a company or entity
39 described by paragraphs a., b., or c.

40 (3) Any individual who is a citizen of China.

41 (b) Subsection (a) shall apply only to the purchase of
42 or other acquisition of title to real property on or after the
43 effective date of this act. The purchase of or other
44 acquisition of title to real property prior to the effective
45 date of this act is governed by the law in effect immediately
46 prior to the effective date of this act, and that law is
47 continued in effect for that purpose.

48 Section 4. No title insurer, agent, or settlement
49 provider shall be liable for any violation of Section 3(a).

50 Section 5. This act shall not be construed to apply to
51 any of the following:

52 (a) A citizen, entity, or company of Taiwan.

53 (b) An existing business or the expansion of an
54 existing business on contiguous property.

55 Section 6. This act shall become effective on the first
56 day of the third month following its passage and approval by

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57 the Governor, or its otherwise becoming law.



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House of Representatives

Read for the first time and referred25-Apr-23
to the House of Representatives
committee on Urban and Rural
Development
Read for the second time and placed03-May-23
on the calendar:
0 amendments
Read for the third time and passed09-May-23
as amended
Yeas 73
Nays 23
Abstains 6

John Treadwell
Clerk