

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Bill No. 766, Page 1, in the Title, Line 5, by deleting the word, "secured" and
2 inserting in lieu thereof the word, "financial"; and

3
4 Further amend said bill, Page 28, Section 400.2A-103, Line 143, by inserting after all of said line the
5 following:

6
7 "442.571. 1. Except as provided in sections 442.586 and 442.591, no alien or foreign
8 business shall acquire by grant, purchase, devise, descent or otherwise agricultural land in this state
9 if the total aggregate alien and foreign ownership of agricultural acreage in this state exceeds one
10 percent of the total aggregate agricultural acreage in this state. [No such] A sale[,] or transfer[,] or
11 acquisition] of any agricultural land in this state shall [occur unless such sale, transfer, or acquisition
12 is approved by] be submitted to the director of the department of agriculture for review in
13 accordance with subsection 3 of this section only if there is no completed Internal Revenue Service
14 Form W-9 signed by the purchaser. No person may hold agricultural land as an agent, trustee, or
15 other fiduciary for an alien or foreign business in violation of sections 442.560 to 442.592, provided,
16 however, that no security interest in such agricultural land shall be divested or invalidated by such
17 violation.

18 2. Any alien or foreign business who acquires agricultural land in violation of sections
19 442.560 to 442.592 remains in violation of sections 442.560 to 442.592 for as long as he or she holds
20 an interest in the land, provided, however, that no security interest in such agricultural land shall be
21 divested or invalidated by such violation.

22 3. [All] Subject to the provisions of subsection 1 of this section, such proposed acquisitions
23 by grant, purchase, devise, descent, or otherwise of agricultural land in this state shall be submitted
24 to the department of agriculture to determine whether such acquisition of agricultural land is
25 conveyed in accordance with the one percent restriction on the total aggregate alien and foreign
26 ownership of agricultural land in this state. The department shall establish by rule the requirements
27 for submission and approval of requests under this subsection.

28 4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created
29 under the authority delegated in this section shall become effective only if it complies with and is
30 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
31 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
32 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
33 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
34 August 28, 2013, shall be invalid and void.

35 Section B. Because immediate action is necessary to ensure the ability of citizens to obtain
36 timely financing for the purchase of agricultural land, the repeal and reenactment of section 442.571

Action Taken _____ Date _____

1 of section A of this act is deemed necessary for the immediate preservation of the public health,
2 welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the
3 constitution, and the repeal and reenactment of section 442.571 of section A of this act shall be in
4 full force and effect upon its passage and approval."; and
5
6 Further amend said bill by amending the title, enacting clause, and intersectional references
7 accordingly.