

2026 Regular Session

SENATE BILL NO. 200

BY SENATOR HODGES

HOMELAND SECURITY. Allows for expropriation of land near military bases that is owned by foreign adversaries or agents of foreign adversaries when the ownership poses a threat to public health and safety. (gov sig)

1 AN ACT

2 To enact R.S. 29:43, relative to foreign adversaries and agents of foreign adversaries; to  
3 provide for the protection of military bases; to provide with respect to the ownership  
4 of immovable property by foreign adversaries and agents of foreign adversaries; to  
5 provide for the expropriation of property owned or controlled by foreign adversaries  
6 or agents of foreign adversaries under certain circumstances; to provide with respect  
7 to the constitutional police powers of the state; to provide with respect to threats to  
8 public health and safety; to provide for processes; to provide for definitions; to  
9 provide for declarations; to provide for an effective date; and to provide for related  
10 matters.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 29:43 is hereby enacted to read as follows:

13 **§43. Protection of military bases; prohibited ownership of immovable property**  
14 **by foreign adversaries and agents of foreign adversaries**  
15 **A. The legislature hereby declares it is the policy of this state that**  
16 **ownership of immovable property in proximity to military bases by foreign**  
17 **adversaries or agents of foreign adversaries presents a threat to public health**

1 and safety that warrants reasonable statutory restrictions and the reasonable  
2 exercise of the constitutional police powers of the state.

3 B. Any immovable property that is purchased, leased, possessed, owned,  
4 held in interest, or in any manner under the control of a foreign adversary or  
5 an agent of a foreign adversary that is located within fifty miles of a military  
6 base may be expropriated by the Military Department, state of Louisiana,  
7 regardless of the date that the immovable property was acquired.

8 C. If the Military Department, state of Louisiana, files a petition to  
9 expropriate against immovable property pursuant to Subsection B of this  
10 Section, the expropriation shall be filed and conducted in the same manner and  
11 by the same method provided for in Part I of Title 19 of the Louisiana Revised  
12 Statutes of 1950, except that the petition shall also contain all of the following:

13 (1) A statement demonstrating compliance with the requirements of this  
14 Section.

15 (2) A statement detailing the description and nature of the threat to  
16 public health and safety that will be removed by the expropriation.

17 D. Property acquisitions conducted pursuant to this Section shall be  
18 subject to the provisions of the Louisiana Relocation Assistance Act, R.S.  
19 38:3101 et seq.

20 E. Unless otherwise indicated, the following definitions shall to this  
21 Section:

22 (1) "Agent of a foreign adversary" means an agent directed or controlled  
23 by a foreign adversary, or the agent's proxy, and that is a juridical person or a  
24 natural person that meets any of the following criteria:

25 (a) Is under direction of a foreign adversary that has the power to direct  
26 or cause the direction of the management or policies of the juridical person  
27 whether through ownership of securities, by contract, or otherwise.

28 (b) Directly or indirectly has the right to vote fifty percent or more of the  
29 voting interests of an entity that is owned or controlled by a foreign adversary

1 or is entitled to fifty percent or more of its profits and is, therefore, presumed  
2 to have the power to direct or cause the direction of the management or policies  
3 of the juridical person.

4 (c) Is a juridical person that meets any of the following:

5 (i) Is headquartered in a country identified as a foreign adversary.

6 (ii) Is held or controlled, either directly or indirectly, by a government  
7 of a foreign adversary.

8 (iii) Is owned by, or the majority of stock or other ownership interest is  
9 held or controlled by, any person who is a citizen of a foreign adversary, unless  
10 that person is a legal permanent resident of the United States.

11 (d) Is a juridical person or a subsidiary that is owned by, or the majority  
12 of stock or other ownership interest of which is held or controlled by, a  
13 corporation or entity described in Subparagraph (c) of this Paragraph.

14 (e) Any individual person who is a citizen of a foreign adversary, unless  
15 that person is a legal permanent resident of the United States.

16 (2) "Foreign adversary" means any foreign government or foreign  
17 nongovernmental person determined by the United States secretary of  
18 commerce to have engaged in a long-term pattern or serious instances of  
19 conduct significantly adverse to the national security of the United States or  
20 security and safety of United States persons as listed in 15 CFR 791.4  
21 (Determination of Foreign Adversaries), as amended or renumbered, and  
22 identified in the database maintained by the United States Department of the  
23 Treasury, Office of Foreign Assets Control.

24 (3) "Military base" means any of the following immovable properties:

25 (a) A military base or facility, reservation, camp, post, base, installation,  
26 armory, or training area and any weather station operated by the armed forces  
27 of the United States.

28 (b) A military base, facility, reservation, camp, post, installation, armory,  
29 or training area that is operated by the state military.

**(c) Any facility operated by the Civil Air Patrol.**

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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## DIGEST

SB 200 Engrossed

2026 Regular Session

Hodges

Present law (R.S. 9:2717.1, et seq.) provides that beginning Aug. 1, 2023, no foreign adversary or person connected with a foreign adversary may purchase, lease, or acquire immovable property in this state. Present law further provides that parties to the contract with a foreign adversary may rescind the contract prior to the transfer of the immovable property if it is determined that the purchaser or lessee is a foreign adversary or a person connected with a foreign adversary and provides for exceptions. Present law also provides that the attorney general may bring an action for injunctive relief in the name of the state against a foreign adversary or person connected to a foreign adversary to enforce the provisions of present law. Present law further provides that a court may order that the property be sold to someone who is not a foreign adversary, or to a person who is not a person connected with a foreign adversary, or sold at judicial sale.

Present law (R.S. 3:3616) provides that, as it relates to farmland, that any prohibited foreign actor that violates present law is subject to a court ordered civil penalty of \$50,000 and forfeiture of the agricultural land if any prohibited foreign actor does not divest itself of land acquired in violation of present law within one year after judgment is entered in this action.

Proposed law retains present law and provides that the legislature finds and declares it is the policy of this state that ownership of immovable property in proximity to military bases by foreign adversaries, or agents of foreign adversaries, presents a threat to the public health and safety of La. citizens and warrants constitutional protections under proposed law.

Proposed law provides that immovable property that is purchased, leased, possessed, owned, held in interest, or in any manner under the control of a foreign adversary, or agent of a foreign adversary, that is located within 50 miles of a military base may be expropriated by the state Military Dept., regardless of the date acquired if the state can show that the ownership poses a threat to the public health and safety of La. citizens. Defines "military base" as any of the following:

- (1) A military facility, reservation, camp, post, base, installation, armory, or training area and any weather station operated by the armed forces of the United States.
- (2) A military facility, reservation, camp, post, base, installation, armory, or training area that is operated by the state military.
- (3) Any facility operated by the Civil Air Patrol.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 29:43)