

# HOUSE BILL No. 1099

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 1-1-15.3; IC 21-49-7; IC 32-22; IC 34-30-2.1.

**Synopsis:** Foreign adversaries. Requires a contract between the state, a state agency, and a political subdivision and a contractor for the provision of certain technological products or services to include a provision requiring the contractor to confirm under penalties of perjury that the contractor and the contractor's subcontractors are not prohibited persons. Prohibits a state educational institution from admitting or enrolling certain foreign students in a qualifying program offered by the state educational institution. Prohibits certain individuals and business entities from acquiring real property located in Indiana. Repeals existing statutes regarding foreign ownership of agricultural land.

**Effective:** Upon passage; July 1, 2026.

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## Commons

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January 5, 2026, read first time and referred to Committee on Judiciary.

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Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

## HOUSE BILL No. 1099

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 1-1-15.3 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2026]:

4       **Chapter 15.3. Prohibition on Technology Contracts with**  
5 **Certain Foreign Owned Companies**

6       **Sec. 1. As used in this chapter, "business entity" means:**

7       (1) a corporation, professional corporation, nonprofit  
8 corporation, limited liability company, partnership, or limited  
9 partnership; or

10       (2) the equivalent of any entity described in subdivision (1).

11       **Sec. 2. As used in this chapter, "controlling person" means:**

12       (1) a beneficial owner (as defined in IC 23-1-20-3.5) of at least  
13 fifty-one percent (51%) of the shares of a business entity;

14       (2) an officer, director, or other individual who possesses  
15 inside information about a business entity because of the  
16 officer, director, or other individual's relationship with the  
17 business entity; or



(3) a person, individually or as a member of a group, who has the ability to directly or indirectly affect a business entity's management or policies.

Sec. 3. As used in this chapter, "foreign adversary" includes the following:

- (1) The People's Republic of China.
- (2) Iran.
- (3) North Korea.
- (4) Russia.
- (5) A foreign government listed in 15 CFR 791.4.
- (6) A country designated as a threat to critical infrastructure by the governor under IC 1-1-16-8.

Sec. 4. (a) As used in this chapter, "prohibited person" includes the following:

- (1) A business entity organized under the laws of a foreign adversary.
- (2) A business entity headquartered in a foreign adversary.
- (3) A business entity with a controlling person that is one (1) of the following:
  - (A) An individual who is a citizen of a foreign adversary.
  - (B) An individual who is domiciled in a foreign adversary.
  - (C) A business entity or other entity, including a governmental entity, that is owned or controlled by an individual who is a citizen of or domiciled in a foreign adversary, or is directly controlled by the government of a foreign adversary.

The term, as used in subdivision (3)(A) and (3)(B), does not include an individual who holds dual citizenship with a foreign adversary (as defined in 15 CFR 791.4) and the United States, an individual who is a citizen or lawful permanent resident of the United States, or an individual who has been granted asylum in the United States.

(b) The term includes an agent, trustee, or fiduciary acting on behalf of a prohibited person.

Sec. 5. As used in this chapter, "qualified entity" means any of the following:

- (1) The state.
- (2) A state agency (as defined in IC 1-1-15-3).
- (3) A political subdivision (as defined in IC 36-1-2-13).

Sec. 6. (a) As used in this chapter, "technological product or service" means a product or service used for information systems, surveillance, light detection and ranging, or artificial intelligence.

(b) The term does not include an unmanned aerial system.



**Sec. 7. (a) After:**

(1) June 30, 2026, a new contract entered into; and  
 (2) June 30, 2027, an existing contract amended or renewed;  
 by a qualified entity for the provision of a technological product or  
 service must contain a provision requiring the contractor to  
 confirm under penalties of perjury that the contractor and any  
 subcontractors working under the contract for the contractor are  
 not prohibited persons.

(b) A breach of the provision under this section may be  
 regarded as a material breach of the contract.

SECTION 2. IC 21-49-7 IS ADDED TO THE INDIANA CODE AS  
 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON  
 PASSAGE]:

**Chapter 7. Prohibition on Admitting or Enrolling Certain  
 Foreign Students in Qualifying Programs**

**Sec. 1.** As used in this chapter, "foreign adversary" includes the  
 following:

- (1) The People's Republic of China.
- (2) Iran.
- (3) North Korea.
- (4) Russia.
- (5) A foreign government listed in 15 CFR 791.4.
- (6) A country designated as a threat to critical infrastructure  
 by the governor under IC 1-1-16-8.

**Sec. 2.** As used in this chapter, "foreign student" means an  
 individual who is:

- (1) a citizen of a foreign adversary; and
- (2) not a United States citizen or an alien who is admitted into  
 the United States for lawful, permanent residence or has been  
 granted asylum in the United States.

**Sec. 3.** As used in this chapter, "qualifying program" refers to  
 one (1) of the following fields of study at the undergraduate,  
 graduate, doctoral, or postdoctoral level:

- (1) Chemical engineering.
- (2) Electrical engineering.
- (3) Industrial engineering.
- (4) Mechanical engineering.
- (5) Artificial intelligence.
- (6) Computer science.
- (7) Microbiology.
- (8) Virology.
- (9) A field of study designated by the commissioner for higher



education under section 6 of this chapter.

Sec. 4. As used in this chapter, "state educational institution" has the definition set forth in IC 21-7-13-32.

Sec. 5. (a) This section does not apply to a foreign student who is admitted to or enrolled in a qualifying program at a state educational institution as of August 14, 2026.

(b) Beginning August 15, 2026, a state educational institution may not admit or enroll a foreign student in a qualifying program offered by the state educational institution.

Sec. 6. (a) Subject to subsection (b), the commissioner for higher education may designate a field of study as a qualifying program.

(b) The commissioner for higher education must provide the board of trustees of each state educational institution with notice of the designation of a field of study as a qualifying program under subsection (a) not later than thirty (30) days prior to the start of the next academic term.

Sec. 7. Not later than July 1, 2026, and not later than every July 1 thereafter, a state educational institution shall file a copy of the information the state educational institution reported to the federal Student and Exchange Visitor Information System for the prior twelve (12) months with the commission for higher education.

SECTION 3. IC 32-22-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Rights of a Foreign Business Entity to Hold and Convey Agricultural Land).

SECTION 4. IC 32-22-3.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

**Chapter 3.5. Prohibition on Ownership of Land by Certain Foreign Owned Companies and Foreign Individuals**

Sec. 1. As used in this chapter, "business entity" means:

- (1) a corporation, professional corporation, nonprofit corporation, limited liability company, partnership, or limited partnership; or
- (2) the equivalent of any entity described in subdivision (1).

Sec. 2. As used in this chapter, "controlling person" means:

- (1) a beneficial owner (as defined in IC 23-1-20-3.5) of at least fifty-one percent (51%) of the shares of a business entity;
- (2) an officer, director, or other individual who possesses inside information about a business entity because of the officer, director, or other individual's relationship with the business entity; or
- (3) a person, individually or as a member of a group, who has



the ability to directly or indirectly affect a business entity's management or policies.

**Sec. 3.** As used in this chapter, "foreign adversary" includes the following:

- (1) The People's Republic of China.
- (2) Iran.
- (3) North Korea.
- (4) Russia.
- (5) A foreign government listed in 15 CFR 791.4.
- (6) A country designated as a threat to critical infrastructure by the governor under IC 1-1-16-8.

**Sec. 4. (a)** As used in this chapter, "prohibited person" includes the following:

- (1) An individual who is a citizen of a foreign adversary.
- (2) An individual who is domiciled in a foreign adversary.
- (3) A business entity organized under the laws of a foreign adversary.
- (4) A business entity headquartered in a foreign adversary.
- (5) A business entity with a controlling person that is one (1) of the following:

- (A) An individual who is a citizen of a foreign adversary.
- (B) An individual who is domiciled in a foreign adversary.
- (C) A business entity or other entity, including a governmental entity, that is owned or controlled by an individual described in subdivision (1) or (2), or is directly controlled by the government of a foreign adversary.

The term, as used in subdivisions (1), (2), (5)(A), and (5)(B), does not include an individual who holds dual citizenship with a foreign adversary and the United States, an individual who is a citizen or lawful permanent resident of the United States, or an individual who has been granted asylum in the United States.

(b) The term includes an agent, trustee, or fiduciary acting on behalf of a prohibited person.

**Sec. 5. (a)** After June 30, 2026, a prohibited person may not:

- (1) acquire by grant, purchase, devise, descent, or otherwise any real property located in Indiana;
- (2) acquire by grant, purchase, devise, descent, or otherwise any mineral right or water or riparian right on any real property located in Indiana; or
- (3) enter into a lease agreement as a lessee for any real property located in Indiana for a term of more than twelve (12) months.



1       (b) A purchase, acquisition, or lease of real property or an  
2 interest in real property that is in violation of subsection (a) is  
3 subject to divestiture under section 7 of this chapter.

4       Sec. 6. A prohibited person that owns an interest in real  
5 property located in Indiana on July 1, 2026, must divest the  
6 prohibited person's interest in the real property not later than  
7 June 30, 2029.

8       Sec. 7. (a) Upon receipt of information that leads the attorney  
9 general to believe a prohibited person has violated section 5 or 6 of  
10 this chapter, the attorney general shall investigate the alleged  
11 violation and may issue subpoenas requiring the:

- 12       (1) appearance of witnesses;
- 13       (2) production of relevant records; and
- 14       (3) giving of relevant testimony.

15       (b) The attorney general shall enforce a violation of sections 5  
16 and 6 of this chapter by commencing a receivership proceeding  
17 under IC 32-30-5-1 and selling the real property or the interest in  
18 real property through the receivership. The following apply to a  
19 receivership proceeding under this section:

20       (1) Proceeds of the sale shall be paid as follows:

21       (A) To lienholders, in their order of priority, except for  
22 liens which under the terms of the sale are to remain on the  
23 property.

24       (B) The costs of the receivership and sale, including  
25 reasonable attorney's fees and expert fees.

26       (C) No proceeds shall be distributed from the receivership  
27 sale to the prohibited person. Any excess proceeds are  
28 forfeited and shall be transferred to the state general fund  
29 by the receiver.

30       (2) If a receivership proceeding is initiated under this section,  
31 the prohibited person is personally liable for a civil penalty in  
32 the amount of ten percent (10%) of the market value of the  
33 real property, payable to the state general fund.

34       (3) At the receivership sale, lienholders shall be able to have  
35 a credit bid in an amount that is not more than the amount  
36 owed to the lienholder on the date of the sale, as established in  
37 the court order for the sale of the property.

38       (4) Upon commencement of an action under this section, the  
39 attorney general shall promptly file a notice of lis pendens  
40 with the clerk of court. Upon the entry of an order for the sale  
41 of the real property under this section, the attorney general  
42 shall promptly record a copy of the order in the office of the



recorder of the county where the property is located.

(c) Notwithstanding section 8 of this chapter, the responsibility for determining whether an individual or other entity is subject to sections 5 and 6 of this chapter rests solely with the prohibited person and the attorney general and no other individual or entity. An individual or other entity who is not a prohibited person shall bear no civil or criminal liability for failing to determine or make inquiry of whether an individual or other entity is a prohibited person.

(d) Except for an interest created after the effective date of the lis pendens notice filed under subsection (b)(4), divestiture of a prohibited person's title under this section shall not be a basis to void, invalidate, or otherwise extinguish any bona fide mortgage, lien, or other interest granted by, through, or under the prohibited person. An interest created after the effective date of the lis pendens notice filed under subsection (b)(4) is void upon entry of an order for the sale of the real property under this section.

Sec. 8. (a) As used in this section, "reporting person" means a person in the business of providing real estate closing and settlement services in Indiana that is:

- (1) listed as the closing or settlement agent on the closing or settlement statement for a real estate transfer;
- (2) if no person described in subdivision (1) is involved in a transfer of real property, the person that prepares the closing or settlement statement for the transfer;
- (3) if no person described in subdivisions (1) or (2) is involved in a transfer of real property, the person that files with the recorder's office the deed or other instrument that transfers ownership of the real property;
- (4) if no person described in subdivisions (1) through (3) is involved in a transfer of real property, the person that underwrites an owner's title insurance policy for the transferee with respect to the transferred real property, such as a title insurance company;
- (5) if no person described in subdivisions (1) through (4) is involved in a transfer of real property, the person that disburses in any form, including from an escrow account or trust account, the greatest amount of funds in connection with the transfer of the real property;
- (6) if no person described in subdivisions (1) through (5) is involved in a transfer of real property, the person that provides an evaluation of the status of the title; or





(7) if no person described in subdivisions (1) through (6) is involved in a transfer of real property, then the person that prepares the deed or, if no deed is involved, any other legal instrument that transfers ownership of the real property.

If the reporting person is an employee, agent, or partner acting within the scope of the individual's employment, agency, or partnership, the individual's employer, principal, or partnership is the reporting person.

(b) If a reporting person participates in a transfer of real property violates this chapter, the reporting person shall file a report with the attorney general in the form and manner prescribed by the attorney general.

(c) Upon receipt of information that leads the attorney general to believe that a reporting person failed to file a report as required under this section or intentionally provided inaccurate information in a report filed under this section, the attorney general may investigate the alleged violation and issue subpoenas requiring the:

- (1) appearance of witnesses;
- (2) production of relevant records; and
- (3) giving of relevant testimony.

(d) If a reporting person fails to comply with subsection (b), the attorney general may impose a civil penalty of ten thousand dollars (\$10,000) per violation. A civil penalty collected under this section shall be deposited in the state general fund.

SECTION 5. IC 34-30-2.1-525.4 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 525.4. IC 32-22-3-4.5(c) (Concerning agricultural land purchased or leased by a prohibited person):~~

SECTION 6. IC 34-30-2.1-525.5 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 525.5. IC 32-22-3-6.5(c) (Concerning agricultural land held by a prohibited person):~~

SECTION 7. IC 34-30-2.1-525.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 525.6. IC 32-22-3.5-7 (Concerning land held by a prohibited person).**

SECTION 8. An emergency is declared for this act.

