



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 256 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 1-1-15.3 IS ADDED TO THE INDIANA CODE
- 4 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2026]:
- 6 **Chapter 15.3. Prohibition on Technology Contracts with**
- 7 **Certain Foreign Owned Companies**
- 8 **Sec. 1. As used in this chapter, "agent of a foreign adversary"**
- 9 **means a person:**
- 10 **(1) who either:**
- 11 **(A) is an agent, representative, employee, or servant; or**
- 12 **(B) acts in any capacity at the order, request, or under the**
- 13 **direction or control;**
- 14 **of the government of a foreign adversary; and**
- 15 **(2) whose activities are directly or indirectly financed in whole**
- 16 **or in part by the government of a foreign adversary.**
- 17 **Sec. 2. As used in this chapter, "business entity" means:**
- 18 **(1) a corporation, professional corporation, nonprofit**
- 19 **corporation, limited liability company, partnership, or limited**
- 20 **partnership; or**
- 21 **(2) the equivalent of any entity described in subdivision (1).**

1 **Sec. 3. As used in this chapter, "controlling person" means:**

- 2 (1) a beneficial owner (as defined in IC 23-1-20-3.5) of at least
3 fifty-one percent (51%) of the shares of a business entity;
4 (2) an officer, director, or other individual who possesses
5 inside information about a business entity because of the
6 officer, director, or other individual's relationship with the
7 business entity; or
8 (3) a person, individually or as a member of a group, who has
9 the ability to directly or indirectly affect a business entity's
10 management or policies.

11 **Sec. 4. As used in this chapter, "foreign adversary" includes the**
12 **following:**

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

20 **Sec. 5. (a) As used in this chapter, "prohibited person" includes**
21 **the following:**

- 22 (1) A business entity organized under the laws of a foreign
23 adversary.
24 (2) A business entity headquartered in a foreign adversary.
25 (3) A business entity with a controlling person that is one (1)
26 of the following:
27 (A) An individual who is a citizen of a foreign adversary.
28 (B) An individual who is domiciled in a foreign adversary.
29 (C) A business entity or other entity, including a
30 governmental entity, that is owned or controlled by an
31 individual who is a citizen of or domiciled in a foreign
32 adversary, or is directly controlled by the government of
33 a foreign adversary.

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

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

41 **Sec. 6. As used in this chapter, "qualified entity" means any of**
42 **the following:**

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

46 **Sec. 7. (a) As used in this chapter, "technological product or**
47 **service" means a product or service used for information systems,**

1 surveillance, light detection and ranging, or artificial intelligence.
2 (b) The term does not include an unmanned aerial system.

3 Sec. 8. (a) This section applies to:

- 4 (1) a new contract entered into after June 30, 2026; and
- 5 (2) an existing contract amended or renewed after June 30,
- 6 2027;

7 by a qualified entity for the provision of a technological product or
8 service.

9 (b) A qualified entity shall exercise due care to ensure that a
10 contractor and any subcontractors working under the contractor
11 for the contract are not prohibited persons

12 (c) If the contractor or a subcontractor working under the
13 contractor for the contract is a prohibited person, a contract to
14 which this section applies must contain a provision requiring the
15 contractor to confirm that the contractor and any subcontractors
16 working on the contract are not acting as agents of a foreign
17 adversary.

18 (d) A breach of the provision under subsection (b) may be
19 regarded as a material breach of the contract."

20 Page 2, delete lines 1 through 11, begin a new paragraph and insert:

21 "Sec. 3. As used in this chapter, "agent of a covered foreign
22 principal" means a person who meets all of the following:

- 23 (1) A person who either:
 - 24 (A) is an agent, representative, employee, or servant; or
 - 25 (B) acts in any capacity at the order, request, or under the
 - 26 direction or control

27 of a covered foreign principal.
28 (2) A person whose activities are directly or indirectly
29 financed in whole or in part by a covered foreign principal.

30 (3) A person who engages in political activity on behalf of a
31 covered foreign principal in Indiana."

32 Page 4, line 29, delete "(a)" and insert "(b)".

33 Page 5, line 20, delete "(a) through (c)" and insert "(b) through
34 (d)".

35 Page 6, line 12, after "(a)" insert "As used in this section the term,
36 "recipient of state funds" does not include a public depository
37 designated under IC 5-13-9.5-3.

38 (b)".

39 Page 6, line 28, delete "(b)" and insert "(c)".

40 Page 7, between lines 18 and 19, begin a new paragraph and insert:
41 "SECTION 3. IC 21-49-7 IS ADDED TO THE INDIANA CODE
42 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
43 UPON PASSAGE]:

44 **Chapter 7. Admission and Enrollment of Certain Foreign**
45 **Students in Qualifying Programs**

46 **Sec. 1. This chapter does not apply to a foreign student who is**

1 admitted to or enrolled in a qualifying program at a state
2 educational institution as of August 14, 2026.

3 Sec. 2. As used in this chapter, "agent of a foreign adversary"
4 means a person:

5 (1) who either:

6 (A) is an agent, representative, employee, or servant; or

7 (B) acts in any capacity at the order, request, or under the
8 direction or control;

9 of the government of a foreign adversary; and

10 (2) whose activities are directly or indirectly financed in whole
11 or in part by the government of a foreign adversary.

12 Sec. 3. As used in this chapter, "approved postsecondary
13 educational institution" has the meaning set forth in IC 21-7-13-6.

14 Sec. 4. As used in this chapter, "foreign adversary" includes the
15 following:

16 (1) The People's Republic of China.

17 (2) The Russian Federation.

18 (3) The People's Republic of North Korea.

19 (4) The Islamic Republic of Iran.

20 (5) A foreign government listed in 15 CFR 791.4.

21 (6) A country designated as a threat to critical infrastructure
22 by the governor under IC 1-1-16-8.

23 Sec. 5. As used in this chapter, "foreign student" means an
24 individual who is:

25 (1) a citizen of a foreign adversary; and

26 (2) not a United States citizen or an alien who is admitted into
27 the United States for lawful, permanent residence or has been
28 granted asylum in the United States.

29 Sec. 6. As used in this chapter, "qualifying program" refers to
30 one (1) of the following fields of study at the undergraduate,
31 graduate, doctoral, or postdoctoral level:

32 (1) Chemical engineering.

33 (2) Electrical engineering.

34 (3) Industrial engineering.

35 (4) Mechanical engineering.

36 (5) Artificial intelligence.

37 (6) Computer science.

38 (7) Microbiology.

39 (8) Virology.

40 (9) A field of study designated by the commissioner for higher
41 education under section 11 of this chapter.

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

44 Sec. 8. (a) Beginning August 15, 2026, a state educational
45 institution may not admit a foreign student into a qualifying
46 program until the state educational institution has completed a
47 foreign influence and research security review for the foreign

- 1 student.
- 2 (b) A foreign influence and research security review required
- 3 under subsection (a) must include, at a minimum, a review of the
- 4 following information concerning the foreign student:
- 5 (1) All current and past affiliations, paid or unpaid, including
- 6 academic, research, government, and commercial affiliations.
- 7 (2) All outside support related to the foreign student's
- 8 education, training, or research activities, including foreign
- 9 funding sources such as tuition aid, travel aid, complimentary
- 10 travel, scholarships, or stipends.
- 11 (3) Any agreements, including intellectual property
- 12 agreements, employment agreements, consulting agreements,
- 13 or other obligations that relate to the foreign student's
- 14 research, education, or training.
- 15 (4) Any planned external collaboration, supervision, or
- 16 research reporting relationship or requirement with a person
- 17 outside of the state educational institution.
- 18 (5) Whether the foreign student or the foreign student's
- 19 parent, sibling, or spouse, including those related by blood or
- 20 marriage, are any of the following:
- 21 (A) An employee of the government of a foreign adversary.
- 22 (B) A member of a political party of a foreign adversary.
- 23 (C) A member of a united front organization or a similar
- 24 association or organization that is sponsored or supported
- 25 by the government of a foreign adversary and exists to
- 26 encourage support of the government of the foreign
- 27 adversary.
- 28 (6) Whether the foreign student was previously employed by
- 29 the government of a foreign adversary or served in the
- 30 military or security services for the government of a foreign
- 31 adversary.
- 32 (c) If a state educational institution obtains information while
- 33 conducting a foreign influence and security review on a foreign
- 34 student that indicates the foreign student is an agent of a foreign
- 35 adversary, the state educational institution may not enroll the
- 36 foreign student.
- 37 (d) A state educational institution may not admit a foreign
- 38 student who refuses or fails to provide the state educational
- 39 institution with any information necessary to complete a foreign
- 40 influence and research security review under this section.
- 41 Sec. 9. (a) A foreign student who is admitted into a state
- 42 educational institution after a foreign influence and research
- 43 security review is completed under section 8 of this chapter must
- 44 sign an attestation stating that the foreign student has not accepted
- 45 and will not accept any direct or indirect financial support or
- 46 funding from a foreign adversary before the state educational
- 47 institution may enroll the foreign student in the qualifying

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program.

(b) If a state educational institution obtains information that a foreign student has accepted direct or indirect financial support or funding from a foreign adversary, the state educational institution must immediately unenroll the foreign student.

Sec. 10. A foreign student who is enrolled in a qualifying program at a state educational institution must immediately disclose the following to the state educational institution:

(1) Any changes to the information regarding the foreign student provided in section 8(b)(5) or 8(b)(6) of this chapter.

(2) Any contact with an agent of a foreign adversary.

Sec. 11. (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 and approved postsecondary educational institution with notice of the designation of a field of study as a qualifying program under subsection (a) not later than six (6) months prior to the start of the next academic term.

Sec. 12. (a) Not later than November 1, 2026, an approved postsecondary educational institution shall provide to the commission for higher education the following information:

(1) The number of foreign students enrolled in a qualifying program at the approved postsecondary educational institution as of August 15, 2026.

(2) The number of foreign students enrolled in a qualifying program at the approved postsecondary educational institution for each academic year for the preceding ten (10) years.

(b) This section expires July 1, 2027.

SECTION 4. IC 32-22-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Rights of a Foreign Business Entity to Hold and Convey Agricultural Land).

SECTION 5. 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. (a) As used in this chapter, "acting as an agent of a foreign adversary" means to knowingly engage in conduct at the direction of or under the control of a foreign adversary that materially advances the foreign adversary's strategic, intelligence, or military objectives.

(b) The term does not include the ownership or operation of a business entity that engages solely in ordinary commercial activities for profit and that is not subject to the direction, control,

1 or material influence of the foreign adversary with respect to the
2 conduct at issue.

3 **Sec. 2. As used in this chapter, "agent of a foreign adversary"**
4 **means a person:**

5 (1) who either:

6 (A) is an agent, representative, employee, or servant; or

7 (B) acts in any capacity at the order, request, or under the
8 direction or control;

9 of the government of a foreign adversary; and

10 (2) whose activities are directly or indirectly financed in whole
11 or in part by the government of a foreign adversary.

12 **Sec. 3. As used in this chapter, "business entity" means:**

13 (1) a corporation, professional corporation, nonprofit
14 corporation, limited liability company, partnership, or limited
15 partnership; or

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

17 **Sec. 4. As used in this chapter, "controlling person" means:**

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

20 (2) an officer, director, or other individual who possesses
21 inside information about a business entity because of the
22 officer, director, or other individual's relationship with the
23 business entity; or

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

27 **Sec. 5. As used in this chapter, "foreign adversary" includes the**
28 **following:**

29 (1) The People's Republic of China.

30 (2) The Russian Federation.

31 (3) The People's Republic of North Korea.

32 (4) The Islamic Republic of Iran.

33 (5) A foreign government listed in 15 CFR 791.4.

34 (6) A country designated as a threat to critical infrastructure
35 by the governor under IC 1-1-16-8.

36 **Sec. 6. (a) As used in this chapter, "prohibited person" includes**
37 **the following:**

38 (1) An individual who is a citizen of a foreign adversary.

39 (2) An individual who is domiciled in a foreign adversary.

40 (3) A business entity organized under the laws of a foreign
41 adversary.

42 (4) A business entity headquartered in a foreign adversary.

43 (5) A business entity with a controlling person that is one (1)
44 of the following:

45 (A) An individual who is a citizen of a foreign adversary.

46 (B) An individual who is domiciled in a foreign adversary.

47 (C) A business entity or other entity, including a

- 1 governmental entity, that is owned or controlled by an
 2 individual described in subdivision (1) or (2), or is directly
 3 controlled by the government of a foreign adversary.
 4 The term, as used in subdivisions (1), (2), (5)(A), and (5)(B), does
 5 not include an individual who holds dual citizenship with a foreign
 6 adversary and the United States, an individual who is a citizen or
 7 lawful permanent resident of the United States, an individual for
 8 whom an I-140 petition has been approved by or is pending with
 9 the United States Citizenship and Immigration Services, or an
 10 individual who has been granted asylum in the United States.
 11 (b) The term includes an agent, trustee, or fiduciary acting on
 12 behalf of a prohibited person.
 13 Sec. 7. After June 30, 2026, a prohibited person may not do any
 14 of the following:
 15 (1) Acquire by grant, purchase, devise, descent, or otherwise
 16 any real property located in Indiana.
 17 (2) Acquire by grant, purchase, devise, descent, or otherwise
 18 any mineral right or water or riparian right on any real
 19 property located in Indiana.
 20 (3) Enter into a new lease agreement as a lessee for any real
 21 property located in Indiana. This subdivision does not apply
 22 to a lease agreement to which the following apply:
 23 (A) The real property that is the subject of the lease
 24 agreement will be used only for residential purposes.
 25 (B) The lease agreement is for a term of not more than
 26 twenty-four (24) months.
 27 (4) Enter into a new lease agreement for any mineral right or
 28 riparian right on any real property located in Indiana.
 29 Sec. 8. (a) This section applies to a prohibited person that owns
 30 an interest in real property located in Indiana on July 1, 2026.
 31 (b) A prohibited person that owns an interest in real property
 32 located in Indiana on July 1, 2026, shall not act as an agent of a
 33 foreign adversary.
 34 (c) The attorney general may bring an action under section 9 of
 35 this chapter to require divestiture of a prohibited person's real
 36 property interest only if the attorney general establishes, by clear
 37 and convincing evidence, that the prohibited person is acting as an
 38 agent of a foreign adversary.
 39 (d) If the attorney general makes a prima facie showing under
 40 subsection (c), the burden of proof shifts to the prohibited person
 41 to demonstrate, by a preponderance of the evidence, that the
 42 ownership or control of the real property does not present a risk of
 43 the prohibited person acting as an agent of a foreign adversary.
 44 (e) A court may not order divestiture under section 9 of this
 45 chapter unless the court enters written findings of fact and
 46 conclusions of law establishing that the attorney general has
 47 satisfied the burden required under subsection (c) and that

1 divestiture is permitted under this section.

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

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

9 (b) The attorney general shall enforce a violation of section 7 or
10 8 of this chapter by commencing a receivership proceeding under
11 IC 32-30-5-1 and selling the real property or the interest in real
12 property through the receivership. The following apply to a
13 receivership proceeding under this section:

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

15 (A) To lienholders, in their order of priority, except for
16 liens that under the terms of the sale are to remain on the
17 property.

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

20 (C) No proceeds shall be distributed from the receivership
21 sale to the prohibited person. Any excess proceeds are
22 forfeited and shall be transferred to the state general fund
23 by the receiver.

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

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

32 (4) Upon commencement of an action under this section, the
33 attorney general shall promptly file a notice of lis pendens
34 with the clerk of court. Upon the entry of an order for the sale
35 of the real property under this section, the attorney general
36 shall promptly record a copy of the order in the office of the
37 recorder of the county where the property is located.

38 (c) The responsibility for determining whether an individual or
39 other entity is subject to section 7 or 8 of this chapter rests solely
40 with the prohibited person and the attorney general and no other
41 individual or entity. An individual or other entity who is not a
42 prohibited person shall bear no civil or criminal liability for failing
43 to determine or make inquiry of whether an individual or other
44 entity is a prohibited person.

45 (d) Except for an interest created after the effective date of the
46 lis pendens notice filed under subsection (b)(4), divestiture of a
47 prohibited person's title under this section shall not be a basis to

1 void, invalidate, or otherwise extinguish any bona fide mortgage,
2 lien, or other interest granted by, through, or under the prohibited
3 person. An interest created after the effective date of the lis
4 pendens notice filed under subsection (b)(4) is void upon entry of
5 an order for the sale of the real property under this section.

6 SECTION 6. IC 34-30-2.1-525.4 IS REPEALED [EFFECTIVE
7 JULY 1, 2026]. ~~Sec. 525.4. IC 32-22-3-4.5(c) (Concerning agricultural~~
8 ~~land purchased or leased by a prohibited person):~~

9 SECTION 7. IC 34-30-2.1-525.5 IS REPEALED [EFFECTIVE
10 JULY 1, 2026]. ~~Sec. 525.5. IC 32-22-3-6.5(c) (Concerning agricultural~~
11 ~~land held by a prohibited person):~~

12 SECTION 8. IC 34-30-2.1-525.6 IS ADDED TO THE INDIANA
13 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
14 **[EFFECTIVE JULY 1, 2026]: Sec. 525.6. IC 32-22-3.5-9 (Concerning**
15 **land held by a prohibited person)."**

16 Page 7, after line 25, begin a new paragraph and insert:
17 "SECTION 10. **An emergency is declared for this act.**"
18 Renumber all SECTIONS consecutively.
(Reference is to ESB 256 as printed February 16, 2026.)

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