AN ACT concerning real property; relating to the conveyance thereof; prohibiting the conveyance of title to certain real property to foreign individuals and entities.

Be it enacted by the Legislature of the State of Kansas:

Section 1. As used in sections 1 through 3, and amendments thereto:
(a) "Foreign business entity" means:
(1) Any corporation, limited liability company, partnership, limited partnership, firm or other association in which the majority of the shares or ownership interest is held by one or more foreign nationals, foreign business entities or foreign governments;
(2) any corporation, limited liability company, partnership, limited partnership, firm or other association in which the majority of the shares or ownership interest is held by one or more entities described in paragraph (1); and
(3) any agent, trustee or fiduciary of an entity described in paragraph (1);
(b) "foreign government" means any branch, bureau, division, department, agency or other political subdivision of the recognized government of any nation other than the United States or any elected officer, employee or agent thereof; and
(c) "foreign national" means any individual who is not a citizen of the United States.

Sec. 2. (a) Except as provided in subsection (e), on or after July 1, 2023, no foreign national or foreign business entity shall purchase, acquire by grant, devise or descent or otherwise own any interest in real property located in this state.
(b) A foreign national or foreign business entity may sell or convey all or any portion of an ownership interest in real property located in this state that was acquired prior to July 1, 2023, but shall not sell or otherwise convey such ownership interest to any foreign national or foreign business entity in violation of subsection (a).
(c) The attorney general shall investigate any sale, transfer or other conveyance of title to real property located in this state if the attorney general has reason to believe that such transaction violates subsection (a).
(d) Violation of this section is a severity level 10, nonperson felony.
Real property that is the subject matter of a transaction that violates this section shall be subject to forfeiture under K.S.A. 60-4101 et seq., and amendments thereto.

(e) The provisions of this section shall not apply to:

(1) Any real property wholly located in Johnson, Sedgwick, Shawnee or Wyandotte county; or

(2) any real property that was purchased or otherwise acquired prior to July 1, 2023.

Sec. 3. The provisions of sections 1 and 2, and amendments thereto, are hereby declared severable. If any provision of sections 1 and 2, and amendments thereto, or the application thereof is held invalid, such invalidity shall not affect any other provision of sections 1 and 2, and amendments thereto, that can be given effect without the invalid provision.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.