

House Bill 2106

Sponsored by Representative OSBORNE (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: This Act blocks US adversaries from getting land, water or mineral rights. (Flesch Readability Score: 60.7).

Requires the Attorney General to adopt and maintain a list of foreign adversaries who are ineligible to receive conveyances of certain land, mineral or water interests. Makes unauthorized conveyances void.

A BILL FOR AN ACT

1
2 Relating to conveyances to foreign adversaries.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS chapter 180.**

5 **SECTION 2. (1) The Attorney General, by rule, shall adopt and periodically revise a list**
6 **of persons known or believed to be foreign adversaries to the United States.**

7 **(2) Upon inclusion on the list, a person is ineligible to receive property or mineral rights**
8 **as described in section 4 of this 2025 Act or to receive water rights as described in section**
9 **6 of this 2025 Act.**

10 **(3) In adopting the list under this section, the Attorney General shall consider including**
11 **those persons that are:**

12 **(a) Listed as foreign adversaries by the United States Secretary of Commerce under 15**
13 **C.F.R. 791.4;**

14 **(b) Subject to a prohibition on the trade of defense articles or services with the United**
15 **States under 22 C.F.R. 126.1; or**

16 **(c) Included within the United States Department of Treasury's List of Specially Desig-**
17 **ned Nationals and Blocked Persons or any other list or identification of sanctioned persons**
18 **or property maintained by the Office of Foreign Assets Control.**

19 **(4) A person added to the list:**

20 **(a) Is not entitled to notice.**

21 **(b) May file an appeal challenging the validity of the person's inclusion on the list at any**
22 **time, notwithstanding any limitations on review under ORS 183.400.**

23 **SECTION 3. Section 4 of this 2025 Act is added to and made a part of ORS chapter 93.**

24 **SECTION 4. A deed, sales agreement or any other instrument is void if the instrument,**
25 **whether or not recorded, conveys any interest or rights in any real property to a person who,**
26 **on the date that the instrument is executed or recorded, is a listed foreign adversary as de-**
27 **scribed in section 2 of this 2025 Act, if the instrument:**

28 **(1) Conveys land that, at the time of conveyance, is zoned for exclusive farm use, forest**
29 **use or mixed farm and forest use; or**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **(2) Involves the transfer of a mining claim, mineral rights or a water right.**

2 **SECTION 5.** Section 6 of this 2025 Act is added to and made a part of ORS 540.505 to
3 **540.585.**

4 **SECTION 6.** (1) The Water Resources Department may not approve any application that
5 attempts to make a transfer or change of a water right, including under ORS 540.010, 540.020,
6 540.023 or 540.030, such that the water right would become held by or for the use of a person
7 who, on the date that the application was executed or received by the department, is a listed
8 foreign adversary as described in section 2 of this 2025 Act.

9 (2) A transfer or attempted transfer or change of a water right under subsection (1) of
10 this section, whether or not approved by the department, is void and may not be given any
11 effect by a district or any other person.

12