

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 736, Page 4, Section 34.700, Line 10,
2 inserting after all of said section and line the following:

3
4 "67.2060. 1. This section shall be known and may be cited as the "Blockchain Basics Act".

5 2. As used in this section, the following terms mean:

6 (1) "Blockchain", data that is:

7 (a) Shared across a network to create a ledger of verified transactions or information among
8 network participants linked using cryptography to maintain the integrity of the ledger and to execute
9 other functions; and

10 (b) Distributed among network participants in an automated fashion to concurrently update
11 network participants on the state of the ledger and any other functions;

12 (2) "Blockchain protocol", any executable software deployed to a blockchain composed of
13 source code that is publicly available and accessible including, but not limited to, a smart contract or
14 any network of smart contracts;

15 (3) "Consumer Price Index", the Consumer Price Index for All Urban Consumers (CPI-U)
16 (1982-1984 = 100), not seasonally adjusted, as defined and officially recorded by the United States
17 Department of Labor, or its successor agency, from January first of the current year compared to
18 January first of the preceding year;

19 (4) "Digital asset", virtual currency, cryptocurrencies, natively electronic assets including,
20 but not limited to, stablecoins and nonfungible tokens, and other digital-only assets that confer
21 economic, proprietary, or access rights or powers;

22 (5) "Digital asset mining", using electricity to power a computer or node for the purpose of
23 securing a blockchain network;

24 (6) "Digital asset mining business", a group of computers working that consumes more than
25 one megawatt of electricity for the purpose of securing a blockchain protocol;

26 (7) "Discriminatory rates", the charging of rates for electricity that are substantially different
27 from the rates charged for other industrial uses of electricity in similar geographic areas;

28 (8) "Home digital asset mining", digital asset mining in an area zoned for residential use;

29 (9) "Node", a computational device that does any of the following:

Action Taken _____ Date _____

1 (a) Communicates with other devices or participants on a blockchain to maintain consensus
2 and integrity of that blockchain;

3 (b) Creates and validates transaction blocks; or

4 (c) Contains and updates a copy of a blockchain.

5
6 A node does not exercise discretion over transactions initiated by the end user of the blockchain
7 protocol;

8 (10) "Self-hosted wallet", a digital interface used to secure and transfer digital assets under
9 which the owner of the digital asset retains independent control over the digital assets that are
10 secured by such digital interface;

11 (11) "Staking", using a node to lock digital assets in order to operate the consensus
12 mechanism of a blockchain protocol.

13 3. The state shall not prohibit, restrict, or otherwise impair the ability of an individual to:

14 (1) Accept digital assets as a method of payment for legal goods and services; or

15 (2) Self-custody digital assets using a self-hosted wallet or third-party wallet.

16 4. Digital assets used as a method of payment shall not be subject to any additional tax,
17 withholding, assessment, or charge by the state or a political subdivision that is based solely on the
18 use of the digital asset as the method of payment.

19 5. Digital assets used as a method of payment shall not be subject to capital gains tax subject
20 to a two-hundred-dollar limit per transaction. The limitation amount shall be adjusted for inflation
21 on January first annually based on the percentage increase in the Consumer Price Index. This
22 subsection shall not be construed to prohibit the state or a political subdivision from imposing or
23 collecting a tax, withholding, assessment, or charge that would otherwise be offered if the
24 transaction had taken place with United States legal tender.

25 6. (1) Neither the state nor a political subdivision thereof shall prohibit an individual from
26 participating in home digital asset mining as long as such individual complies with all local noise
27 ordinances.

28 (2) No political subdivision shall place any specific limit on sound decibels generated from
29 home digital asset mining that is more restrictive than other limits set for sound pollution enforced
30 by the political subdivision.

31 7. (1) Neither the state nor a political subdivision thereof shall prohibit a digital asset
32 mining business from operating in any area zoned for industrial use provided they comply with all
33 current ordinances.

34 (2) No political subdivision shall place any specific limit on sound decibels generated from
35 a digital asset mining business that is more restrictive than other general limits set for sound
36 pollution in areas zoned for industrial use.

37 8. No political subdivision shall impose any requirement on a digital asset mining business
38 that is not also a requirement for data centers in its jurisdiction.

1 9. No political subdivision shall change the zoning of a digital asset mining business without
 2 satisfying proper notice and comment requirements. A digital asset mining business shall be able to
 3 appeal a change in zoning to a court with proper jurisdiction. A judge shall find a violation of this
 4 section and nullify such a change in zoning if the judge determines the change was done to
 5 discriminate against a digital asset mining business.

6 10. A digital asset mining business shall be able to operate in Missouri when all obligations
 7 from their utility companies in regards to bonds, deposits, and prepayments for energy consumption
 8 are met.

9 11. Anyone engaged in home digital asset mining or a digital asset mining business shall not
 10 be considered a money transmitter under sections 361.700 to 361.727.

11 12. The state shall not prohibit an individual from:

12 (1) Operating a node for the purpose of connecting to a blockchain protocol or a protocol
 13 built on top of a blockchain protocol and transferring digital assets on a blockchain protocol; or

14 (2) Participating in staking on a blockchain protocol.

15 13. An individual or business operating a node or a series of nodes on a blockchain protocol
 16 shall not be required to obtain a money transmitter license under sections 361.700 to 361.727 to
 17 engage in such activity.

18 14. No business offering to provide digital asset mining or staking services for individuals
 19 or to other businesses shall be considered as offering a security or investment contract under state
 20 law.

21 15. Notwithstanding any other provision of law to the contrary, no individual or entity shall
 22 face liability related to a specific transaction merely by validating such transaction if such individual
 23 or entity:

24 (1) Engages in digital asset mining;

25 (2) Operates a node or series of nodes on a blockchain network; or

26 (3) Provides digital asset mining or staking services for individuals or other businesses.";

27 and

28
 29 Further amend said bill, Page 24, Section 143.121, Line 261, by inserting after all of said section
 30 and line the following:

31
 32 ~~"[304.022. 1. Upon the immediate approach of an emergency vehicle~~
 33 ~~giving audible signal by siren or while having at least one lighted lamp exhibiting~~
 34 ~~red light visible under normal atmospheric conditions from a distance of five~~
 35 ~~hundred feet to the front of such vehicle or a flashing blue light authorized by~~
 36 ~~section 307.175, the driver of every other vehicle shall yield the right of way and~~
 37 ~~shall immediately drive to a position parallel to, and as far as possible to the right~~
 38 ~~of, the traveled portion of the highway and thereupon stop and remain in such~~
 39 ~~position until such emergency vehicle has passed, except when otherwise directed~~
 40 ~~by a police or traffic officer.~~

41 ~~2. Upon approaching a stationary vehicle displaying lighted red or red and~~
 42 ~~blue lights, or a stationary vehicle displaying lighted amber or amber and white~~
 43 ~~lights, the driver of every motor vehicle shall:~~

1 (1) Proceed with caution and yield the right-of-way, if possible with due
2 regard to safety and traffic conditions, by making a lane change into a lane not
3 adjacent to that of the stationary vehicle, if on a roadway having at least four lanes
4 with not less than two lanes proceeding in the same direction as the approaching
5 vehicle; or

6 (2) Proceed with due caution and reduce the speed of the vehicle,
7 maintaining a safe speed for road conditions, if changing lanes would be unsafe or
8 impossible.

9 3. The motorman of every streetcar shall immediately stop such car clear
10 of any intersection and keep it in such position until the emergency vehicle has
11 passed, except as otherwise directed by a police or traffic officer.

12 4. An "emergency vehicle" is a vehicle of any of the following types:

13 (1) A vehicle operated by the state highway patrol, the state water patrol,
14 the Missouri capitol police, a conservation agent, or a state or a county or
15 municipal park ranger, those vehicles operated by enforcement personnel of the
16 state highways and transportation commission, police or fire department, sheriff,
17 constable or deputy sheriff, federal law enforcement officer authorized to carry
18 firearms and to make arrests for violations of the laws of the United States, traffic
19 officer, coroner, medical examiner, or forensic investigator of the county medical
20 examiner's office, or by a privately owned emergency vehicle company;

21 (2) A vehicle operated as an ambulance or operated commercially for the
22 purpose of transporting emergency medical supplies or organs;

23 (3) Any vehicle qualifying as an emergency vehicle pursuant to section
24 307.175;

25 (4) Any wrecker, or tow truck or a vehicle owned and operated by a public
26 utility or public service corporation while performing emergency service;

27 (5) Any vehicle transporting equipment designed to extricate human
28 beings from the wreckage of a motor vehicle;

29 (6) Any vehicle designated to perform emergency functions for a civil
30 defense or emergency management agency established pursuant to the provisions
31 of chapter 44;

32 (7) Any vehicle operated by an authorized employee of the department of
33 corrections who, as part of the employee's official duties, is responding to a riot,
34 disturbance, hostage incident, escape or other critical situation where there is the
35 threat of serious physical injury or death, responding to mutual aid call from
36 another criminal justice agency, or in accompanying an ambulance which is
37 transporting an offender to a medical facility;

38 (8) Any vehicle designated to perform hazardous substance emergency
39 functions established pursuant to the provisions of sections 260.500 to 260.550;

40 (9) Any vehicle owned by the state highways and transportation
41 commission and operated by an authorized employee of the department of
42 transportation that is marked as a department of transportation emergency
43 response or motorist assistance vehicle; or

44 (10) Any vehicle owned and operated by the civil support team of the
45 Missouri National Guard while in response to or during operations involving
46 chemical, biological, or radioactive materials or in support of official requests
47 from the state of Missouri involving unknown substances, hazardous materials, or
48 as may be requested by the appropriate state agency acting on behalf of the
49 governor.

1 ~~5. (1) The driver of any vehicle referred to in subsection 4 of this section~~
 2 ~~shall not sound the siren thereon or have the front red lights or blue lights on~~
 3 ~~except when such vehicle is responding to an emergency call or when in pursuit of~~
 4 ~~an actual or suspected law violator, or when responding to, but not upon returning~~
 5 ~~from, a fire.~~

6 ~~(2) The driver of an emergency vehicle may:~~

7 ~~(a) Park or stand irrespective of the provisions of sections 304.014 to~~
 8 ~~304.025;~~

9 ~~(b) Proceed past a red or stop signal or stop sign, but only after slowing~~
 10 ~~down as may be necessary for safe operation;~~

11 ~~(c) Exceed the prima facie speed limit so long as the driver does not~~
 12 ~~endanger life or property;~~

13 ~~(d) Disregard regulations governing direction of movement or turning in~~
 14 ~~specified directions.~~

15 ~~(3) The exemptions granted to an emergency vehicle pursuant to~~
 16 ~~subdivision (2) of this subsection shall apply only when the driver of any such~~
 17 ~~vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as~~
 18 ~~may be reasonably necessary, and when the vehicle is equipped with at least one~~
 19 ~~lighted lamp displaying a red light or blue light visible under normal atmospheric~~
 20 ~~conditions from a distance of five hundred feet to the front of such vehicle.~~

21 ~~6. No person shall purchase an emergency light as described in this section~~
 22 ~~without furnishing the seller of such light an affidavit stating that the light will be~~
 23 ~~used exclusively for emergency vehicle purposes.~~

24 ~~7. Violation of this section shall be deemed a class A misdemeanor.]~~

25 304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by
 26 siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric
 27 conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light
 28 authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and
 29 shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled
 30 portion of the highway and thereupon stop and remain in such position until such emergency vehicle
 31 has passed, except when otherwise directed by a police or traffic officer.

32 2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a
 33 stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor
 34 vehicle shall:

35 (1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and
 36 traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle,
 37 if on a roadway having at least four lanes with not less than two lanes proceeding in the same
 38 direction as the approaching vehicle; or

39 (2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed
 40 for road conditions, if changing lanes would be unsafe or impossible.

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2 capitol police, a conservation agent, or a state or a county or municipal park ranger, those vehicles
3 operated by enforcement personnel of the state highways and transportation commission, police or
4 fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to
5 carry firearms and to make arrests for violations of the laws of the United States, traffic officer,
6 coroner, medical examiner, or forensic investigator of the county medical examiner's office, or by a
7 privately owned emergency vehicle company;

8 (2) A vehicle operated as an ambulance or operated commercially for the purpose of
9 transporting emergency medical supplies or organs;

10 (3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

11 (4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public
12 service corporation while performing emergency service;

13 (5) Any vehicle transporting equipment designed to extricate human beings from the
14 wreckage of a motor vehicle;

15 (6) Any vehicle designated to perform emergency functions for a civil defense or emergency
16 management agency established pursuant to the provisions of chapter 44;

17 (7) Any vehicle operated by an authorized employee of the department of corrections who,
18 as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape
19 or other critical situation where there is the threat of serious physical injury or death, responding to
20 mutual aid call from another criminal justice agency, or in accompanying an ambulance which is
21 transporting an offender to a medical facility;

22 (8) Any vehicle designated to perform hazardous substance emergency functions established
23 pursuant to the provisions of sections 260.500 to 260.550;

24 (9) Any vehicle owned by the state highways and transportation commission and operated
25 by an authorized employee of the department of transportation that is marked as a department of
26 transportation emergency response or motorist assistance vehicle; or

27 (10) Any vehicle owned and operated by the civil support team of the Missouri National
28 Guard while in response to or during operations involving chemical, biological, or radioactive
29 materials or in support of official requests from the state of Missouri involving unknown substances,
30 hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the
31 governor.

32 5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound
33 the siren thereon or have the front red lights or blue lights on except when such vehicle is
34 responding to an emergency call or when in pursuit of an actual or suspected law violator, or when
35 responding to, but not upon returning from, a fire.

36 (2) The driver of an emergency vehicle may:

37 (a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

38 (b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be
39 necessary for safe operation;

1 (c) Exceed the prima facie speed limit so long as the driver does not endanger life or
2 property;

3 (d) Disregard regulations governing direction of movement or turning in specified
4 directions.

5 (3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this
6 subsection shall apply only when the driver of any such vehicle while in motion sounds audible
7 signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is
8 equipped with at least one lighted lamp displaying a red light or blue light visible under normal
9 atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

10 6. No person shall purchase an emergency light as described in this section without
11 furnishing the seller of such light an affidavit stating that the light will be used exclusively for
12 emergency vehicle purposes.

13 7. Violation of this section shall be deemed a class A misdemeanor."; and
14

15 Further amend said bill by amending the title, enacting clause, and intersectional references
16 accordingly.