

## SENATE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 536

AN ACT

To amend chapter 408, RSMo, by adding thereto one new section relating to digital mining.

---

---

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 408, RSMo, is amended by adding thereto one new section, to be known as section 408.900, to read as follows:

408.900. 1. For purposes of this section, the following terms shall mean:

(1) "Blockchain network", a group of computers working together to run a consensus mechanism to agree upon and verify data in a digital record;

(2) "Digital asset", any cryptocurrencies, natively electronic assets, including stable coins, non-fungible tokens, and other digital-only assets that confer economic, proprietary, or access rights or powers;

(3) "Digital asset mining", using electricity to power a computer for the purpose of securing a blockchain network;

(4) "Digital asset mining business", a group of computers working at a single site that consume more than one megawatt of energy for the purpose of generating digital assets by securing a blockchain network;

(5) "Discriminatory rates", electricity rates substantially different from other industrial uses of electricity in similar geographic areas;

(6) "Home digital asset mining", mining digital assets in areas zoned for residential use;

(7) "Money transmitter", any person, as that term is defined in section 361.700, that is subject to sections 361.700 to 361.727;

(8) "Node", a computational device that contains a copy of a blockchain ledger.

2. (1) Any person may run a node or a series of nodes in Missouri for the purpose of home digital asset mining at the person's private residence.

(2) A person or entity may have a digital asset mining business in any area in this state that is zoned for industrial use.

(3) Any person engaged in home digital asset mining or digital asset mining business shall not be considered a money transmitter.

3. A political subdivision shall not:

(1) Limit the sound decibels generated from home digital asset mining other than limits set for sound pollution generally.

(2) Impose any requirements on a digital asset mining business that is not also a requirement for data centers in such political subdivision.

(3) Rezone the area in which a digital asset mining business is located without complying with applicable state and local zoning laws or rezone any area with the intent or effect of discriminating against a digital asset mining business.

4. A digital asset mining business may appeal a change in zoning pursuant to any applicable state or local zoning laws.

5. The public service commission can set rates reflective of cost to serve, but shall not establish a rate schedule for digital asset mining that creates discriminatory rates for digital asset mining businesses.