

SENATE SUBSTITUTE  
FOR  
SENATE COMMITTEE SUBSTITUTE  
FOR  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 1472

AN ACT

To repeal section 574.105, RSMo, and to enact in lieu thereof one new section relating to the offense of money laundering, with penalty provisions.

---

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

Section A. Section 574.105, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 574.105,  
3 to read as follows:

574.105. 1. As used in this section, the following  
2 terms shall mean:

3 (1) "Conducts", initiating, concluding or  
4 participating in initiating or concluding a transaction;

5 (2) "Criminal activity", any act or activity  
6 constituting an offense punishable as a felony pursuant to  
7 the laws of Missouri or the United States;

8 (3) ["Currency", currency and coin of the United  
9 States;

10 (4) "Currency transaction", a transaction involving  
11 the physical transfer of currency from one person to  
12 another. A transaction which is a transfer of funds by  
13 means of bank check, bank draft, wire transfer or other  
14 written order, and which does not include the physical  
15 transfer of currency is not a currency transaction]

16 "Cryptocurrency", a digital currency in which transactions

17 are verified and records are maintained by a decentralized  
18 system using cryptography;

19 (4) "Financial transaction", a transaction:

20 (a) Involving:

21 a. The movement of funds by wire or other means,  
22 including blockchain;

23 b. One or more monetary instruments; or

24 c. The transfer of title to any real property,  
25 vehicle, vessel, or aircraft; or

26 (b) Involving the use of a financial institution as  
27 defined under 31 U.S.C. Section 5312, as amended;

28 (5) "Monetary instruments":

29 (a) Currency and coin of the United States or of any  
30 other country, cryptocurrency, travelers' checks, personal  
31 checks, bank checks, bank wires, or money orders; or

32 (b) Investment securities or negotiable instruments,  
33 in bearer form or otherwise in such form that title thereto  
34 passes upon delivery;

35 [(5)] (6) "Person", natural persons, partnerships,  
36 trusts, estates, associations, corporations and all entities  
37 cognizable as legal personalities;

38 (7) "Transaction", a purchase, sale, loan, pledge,  
39 gift, transfer, delivery, or other disposition, and with  
40 respect to a financial institution includes a deposit;  
41 withdrawal; transfer between accounts; exchange of currency;  
42 loan; extension of credit; purchase or sale of any stock,  
43 bond, certificate of deposit, or other monetary instrument;  
44 use of a safe deposit box; or any other payment, transfer,  
45 or delivery by, through, or to a financial institution, by  
46 whatever means effected.

47 2. A person commits the offense of money laundering if  
48 he or she:

49           (1) Conducts or attempts to conduct a [currency]  
50 financial transaction with the purpose to promote or aid the  
51 carrying on of criminal activity; or

52           (2) Conducts or attempts to conduct a [currency]  
53 financial transaction with the purpose to conceal or  
54 disguise in whole or in part the nature, location, source,  
55 ownership or control of the proceeds of criminal activity; or

56           (3) Conducts or attempts to conduct a [currency]  
57 financial transaction with the purpose to avoid [currency]  
58 financial transaction reporting requirements under federal  
59 law; or

60           (4) Conducts or attempts to conduct a [currency]  
61 financial transaction with the purpose to promote or aid the  
62 carrying on of criminal activity for the purpose of  
63 furthering or making a terrorist threat or act.

64           3. The offense of money laundering is a class B felony  
65 and in addition to penalties otherwise provided by law, a  
66 fine of not more than five hundred thousand dollars or twice  
67 the amount involved in the transaction, whichever is  
68 greater, may be assessed.