

AMENDMENT TO THE SENATE AMENDMENT TO H.R. 7148 –
CONSOLIDATED APPROPRIATIONS ACT, 2026
OFFERED BY MR. MASSIE OF KENTUCKY

Add at the end the following:

“() At the end of Division E, insert the following new title:

TITLE VIII—ANTI-CBDC SURVEILLANCE ACT

SEC. 1. SHORT TITLE.

This title may be cited as the “Anti-CBDC Surveillance Act”.

SEC. 2. PROHIBITION ON ISSUING A CENTRAL BANK DIGITAL CURRENCY OR OFFERING CERTAIN PRODUCTS OR SERVICES.

Section 13 of the Federal Reserve Act is amended by adding at the end the following new paragraph:

“(15) PROHIBITION ON ISSUING A CENTRAL BANK DIGITAL CURRENCY.—

“(A) IN GENERAL.—The Board of Governors of the Federal Reserve System and the Federal reserve banks may not mint or issue a central bank digital currency.

“(B) CENTRAL BANK DIGITAL CURRENCY DEFINED.—In this paragraph, the term ‘central bank digital currency’ means a form of digital money or monetary value, denominated in the national unit of account, that is a direct liability of the Board of Governors of the Federal Reserve System or the central bank of a foreign country.

“(16) PROHIBITION ON OFFERING PRODUCTS OR SERVICES, EITHER DIRECTLY OR INDIRECTLY THROUGH AN INTERMEDIARY, TO AN INDIVIDUAL OR ENTITY.—

“(A) IN GENERAL.—A Federal reserve bank may not—

“(i) offer products or services to an individual or entity, either directly or indirectly through an intermediary;

“(ii) provide coins or currency directly or indirectly through an intermediary to an individual or entity; or

“(iii) maintain an account on behalf of an individual or entity.

“(B) EXCEPTIONS.—Subparagraph (A) shall not apply to—

“(i) a depository institution;

“(ii) an insured credit union;

“(iii) the Department of the Treasury;

“(iv) the Federal Home Loan Banks;

“(v) the Federal Home Loan Mortgage Corporation;

“(vi) the Federal National Mortgage Association;

“(vii) the Government National Mortgage Association;

“(viii) a foreign correspondent or agency, foreign bank or banker (including a branch or agency of a foreign bank), or foreign state;

“(ix) a financial market utility designated by the Financial Stability Oversight Council under section 804 of the Payment, Clearing, and Settlement Supervision Act of 2010; or

“(x) the International Monetary Fund or the Bank for Reconstruction and Development.”.

SEC.301B. PROHIBITION ON HOLDING OR OWNING CENTRAL BANK DIGITAL CURRENCY.

(a) IN GENERAL.—No person may hold or own central bank digital currency of the United States or a foreign country.

(b) CENTRAL BANK DIGITAL CURRENCY DEFINED.—The term “central bank digital currency” has the meaning given that term under section 13(15)(B) of the Federal Reserve Act.

(c) RULEMAKING.—The Secretary of the Treasury shall issue such rules as may be necessary to carry out this section.

(d) EFFECTIVE DATE.—Subsection (a) shall take effect upon enactment of this Act.”