

JAN 21 2022

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# A BILL FOR AN ACT

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RELATING TO VIRTUAL CURRENCY.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1       SECTION 1. Section 489D-5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3       "**§489D-5 Exclusions.** (a) This chapter shall not apply  
4 to:

5       (1) The United States or any department, agency, or  
6       instrumentality thereof;

7       (2) The United States Postal Service;

8       (3) The State or any political subdivisions thereof; [and]

9       (4) The electronic transfer of government benefits for any  
10       federal, state, or county governmental agency as  
11       defined in Consumer Financial Protection Bureau  
12       Regulation E, by a contractor for, and on behalf of  
13       the United States or any department, agency, or  
14       instrumentality thereof, or any state or any political  
15       subdivisions thereof[-] and



1        (5) The electronic transfer of virtual currency through  
2        virtual currency companies and cryptocurrency  
3        companies.

4        (b) Authorized delegates of a licensee acting within the  
5        scope of authority conferred by a written contract under section  
6        489D-21 shall not be required to obtain a license pursuant to  
7        this chapter.

8        (c) For purposes of this section:

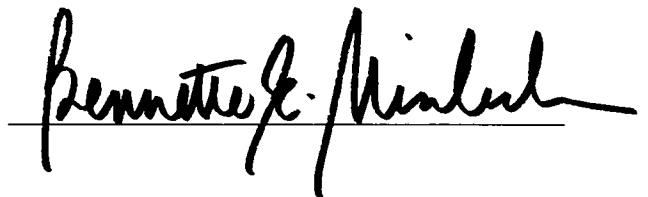
9        "Cryptocurrency" means a virtual currency that uses  
10       cryptography to secure transactions that are digitally recorded  
11       on a distributed ledger, such as a blockchain.

12       "Virtual currency" means a digital representation of value  
13       that is not a real currency that functions as a unit of account,  
14       a store of value, and a medium of exchange."

15       SECTION 2. Statutory material to be repealed is bracketed  
16       and stricken. New statutory material is underscored.

17       SECTION 3. This Act shall take effect upon its approval.

18       INTRODUCED BY:





# S.B. NO. 2697

**Report Title:**

Virtual Currency; Money Transmitters Act; Exclusion

**Description:**

Excludes the electronic transfer of virtual currency through virtual currency companies and cryptocurrency companies from the Money Transmitters Act.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

