

3 AAC 13 is amended by adding new sections to read:

3 AAC 13.005. Virtual currency as money transmission. An activity or transaction that would be covered as money transmission remains covered as money transmission if that activity or transaction is in the form of virtual currency. (Eff. ____/____/____, Register ____)

Authority: AS 06.55.990

3 AAC 13.006. Money transmitters who only conduct virtual currency activity or transactions. Beginning January 1, 2023, a person who is engaging in activities or transactions for which a license is required under AS 06.55 with activity or transactions in the form of virtual currency, shall submit an application for licensure through the registry. The department considers a person to be engaging in activities for which a license is required under AS 06.55 if the person is conducting money transmission and that activity or transaction is in the form of virtual currency being transmitted to or from the state. A Limited Licensing Agreement (LLA), as related to virtual currency activity, entered into with the state shall be void and removed from the registry. (Eff. ____/____/____, Reg. ____)

Authority: AS 06.55.990 AS 06.55.101 AS 06.55.102

3 AAC 13.810 is amended to read:

3 AAC 13.810. Additional permissible investments. In addition to the assets and securities listed in AS 06.55.502, a permissible investment for purposes of AS 06.55 includes

(1) commercial paper within the top three rating categories of a nationally recognized rating service; [AND]

(2) interest-bearing bills, notes, or bonds that bear a rating within the top three rating categories of a nationally recognized rating service; **and**

(3) virtual currency for outstanding obligations denominated in the same virtual currency. (Eff. 7/12/2008, Register 187; am ____ / ____ / ____, Register ____)

Authority: AS 06.55.501 AS 06.55.502 AS 44.33.020

3 AAC 13.990 is repealed and readopted to read:

3 AAC 13.990. Definitions. In AS 06.55 and this chapter, unless the context requires otherwise,

(1) "business day" means a day other than Saturday, Sunday, or a state or federal holiday;

(2) "department" means the Department of Commerce, Community, and Economic Development;

(3) "Form MU1" means the uniform money services license application developed and used by the registry;

(4) "monetary value" includes virtual currency;

(5) "registry" means the Nationwide Multistate Licensing System and Registry; in this paragraph, "Nationwide Multistate Licensing System and Registry" means a licensing system developed by the Conference of State Bank Supervisors and the American Association of Residential Registry, LLC, or a successor or an affiliated entity, for the licensing and registration of persons in the mortgage and other financial services industries;

(6) "virtual currency" means a digital representation of value that is used as a medium of exchange, unit of account, or store of value; and is not money, whether or not

denominated in money. Virtual currency does not include a transaction in which a merchant grants, as part of an affinity or rewards program, value that cannot be taken from or exchanged with the merchant, bank credit, or virtual currency, or a digital representation of value issued by or on behalf of a publisher and used solely within an online game, game platform, or family of games sold by the same publisher or offered on the same game platform. (Eff. 7/12/2008, Register 187; am 11/22/2017, Register 224; am ____/____/____, Register ____)

Authority:	AS 06.55.103	AS 06.55.204	AS 06.55.820
	AS 06.55.105	AS 06.55.403	AS 44.33.020
	AS 06.55.103	AS 06.55.404	
	AS 06.55.203	AS 06.55.405	