
HOUSE CONCURRENT RESOLUTION

REQUESTING THE AUDITOR TO CONDUCT A SUNRISE ANALYSIS OF THE
REGULATION OF VIRTUAL CURRENCY BUSINESS ACTIVITIES.

1 WHEREAS, virtual currency is an electronic form of value
2 that depends upon the market and is not backed by the federal
3 government; and
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5 WHEREAS, consumer interest in virtual currency arises from
6 its several advantages over real currencies; specifically,
7 virtual currency is safer from computer hacking, often cheaper
8 and faster, and has finality of payment; and
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10 WHEREAS, virtual currencies serve legitimate purposes and
11 can be purchased, sold, and exchanged with other types of
12 virtual currencies or real currencies; and
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14 WHEREAS, in the absence of any overarching federal payments
15 regulatory framework, some states are currently examining ways
16 to regulate virtual currencies; and
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18 WHEREAS, the Uniform Law Commission has drafted a model
19 act, as embodied in both S.B. No. 2129 and part I of H.B. No.
20 2257 H.D. 1, introduced during the Regular Session of 2018, to
21 harmonize state virtual currency laws to the extent possible;
22 and
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24 WHEREAS, the model act regulates only virtual currency
25 business activity, which includes services for the exchange,
26 transfer, and custody of virtual currencies by a customer-facing
27 intermediary; and
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29 WHEREAS, section 26H-6, Hawaii Revised Statutes, requires
30 that:
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32 New regulatory measures being considered for enactment
33 that, if enacted, would subject unregulated



1 professions and vocations to licensing or other
 2 regulatory controls shall be referred to the auditor
 3 for analysis. Referral shall be by concurrent
 4 resolution that identifies a specific legislative bill
 5 to be analyzed . . .

6
 7 now, therefore,
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9 BE IT RESOLVED by the House of Representatives of the
 10 Twenty-ninth Legislature of the State of Hawaii, Regular Session
 11 of 2018, the Senate concurring, that the Auditor is requested to
 12 conduct a sunrise analysis of the regulation of virtual currency
 13 business activities as set forth in S.B. No. 2129 and part I of
 14 H.B. No. 2257 H.D. 1, which were introduced during the Regular
 15 Session of 2018; and

16
 17 BE IT FURTHER RESOLVED that the Auditor is further
 18 requested to submit a report of findings and recommendations,
 19 including any proposed legislation, no later than twenty days
 20 prior to the convening of the Regular Session of 2019; and

21
 22 BE IT FURTHER RESOLVED that certified copies of this
 23 Concurrent Resolution be transmitted to the Auditor and the
 24 Director of Commerce and Consumer Affairs.

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OFFERED BY:

R. Stahl

Jirdechizone

FEB 22 2018

