

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1826

By: Dahm

AS INTRODUCED

An Act relating to digital currency; creating the Digital Currency of Oklahoma Act; providing short title; requiring the Office of the State Treasurer to establish a digital currency backed by gold; allowing the Treasurer to enter into certain contracts; authorizing the Treasurer to establish a method to administer digital currency; providing for promulgation of rules; allowing for the purchase, issuance, and redemption of digital currency and gold for individuals from the Treasurer; providing for the assessment of value for digital currency; establishing conditions by which digital currency and gold are held in trust; allowing the Treasurer to assess a fee for transactions; creating revolving fund by which proceeds may be deposited for the administration of this act; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 374 of Title 74, unless there is created a duplication in numbering, reads as follows:

This act shall be known and be cited as the "Digital Currency of Oklahoma Act".

1 SECTION 2. NEW LAW A new section of law to be codified

2 in the Oklahoma Statutes as Section 374.1 of Title 74, unless there
3 is created a duplication in numbering, reads as follows:

4 A. The Office of the State Treasurer shall establish a digital
5 currency that is backed by gold so that each unit of the digital
6 currency issued represents a particular fraction of a troy ounce of
7 gold held in trust as provided for in this act.

8 B. The State Treasurer may contract with a private vendor to
9 establish the digital currency or perform other duties under this
10 act.

11 C. In establishing the digital currency, the State Treasurer
12 shall establish a means to ensure that a person who holds the
13 digital currency may readily transfer or assign the digital currency
14 to any other person by electronic means.

15 D. The State Treasurer serving as trustee, or another person
16 appointed by the State Treasurer to serve as trustee, shall hold in
17 trust on behalf of the digital currency holders all gold purchased
18 to back the digital currency. The trustee shall maintain enough
19 gold to provide for the redemption in gold of all units of the
20 digital currency that have been issued and are not yet redeemed for
21 money or gold.

22 E. The State Treasurer shall establish a bullion depository to
23 hold gold purchased to back the digital currency and may hold the
24 gold otherwise as convenient for the administration of this act.

1 F. As used in this act, "digital currency" means the digital
2 gold-backed currency established in this act.

3 G. The State Treasurer may adopt rules necessary for the
4 implementation of this act including, but not limited to, ensuring
5 the security of the digital currency and the prevention of fraud.

6 SECTION 3. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 374.2 of Title 74, unless there
8 is created a duplication in numbering, reads as follows:

9 A. A person may purchase from this state through the Office of
10 the State Treasurer any number of units of the digital currency.

11 B. On receiving payment for a purchase of the digital currency
12 together with any fee charged under Section 8 of this act, the State
13 Treasurer shall:

14 1. Using the money received from the purchaser, buy a
15 fractional number of troy ounces of gold equal to the number of
16 units of the digital currency issued to the purchaser under
17 paragraph 2 of this subsection; and

18 2. Issue to the purchaser a number of units of the digital
19 currency equal to the amount of gold that the State Treasurer
20 purchases with the money received from the purchaser.

21 SECTION 4. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 374.3 of Title 74, unless there
23 is created a duplication in numbering, reads as follows:

1 A. A person who holds the digital currency may present to the
2 State Treasurer, a person with whom the State Treasurer has
3 contracted, or a person serving as trustee for purposes of this act
4 any number of units of the digital currency to redeem for money.

5 B. On receipt of a person's request for redemption, the State
6 Treasurer, contractor, or trustee shall:

7 1. Sell from the gold held in the depository established in
8 Section 2 of this act a fractional number of troy ounces equal to
9 the number of units of the digital currency being redeemed; and

10 2. Provide to the person an amount of money equal to the amount
11 received from the sale of gold under paragraph 1 of this subsection,
12 less a fee charged pursuant to Section 8 of this act.

13 SECTION 5. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 373.4 of Title 74, unless there
15 is created a duplication in numbering, reads as follows:

16 A. A person who holds the digital currency may present to the
17 Office of the State Treasurer, a person with whom the State
18 Treasurer has contracted, or a person serving as the trustee for
19 purposes of this act any number of units of digital currency to
20 redeem for an equal fractional number of troy ounces of gold from
21 the depository established in Section 2 of this act.

22 B. On receipt of a request for redemption, the State Treasurer
23 shall:

1 1. Withdraw the requested number of troy ounces of gold from
2 the gold held in trust;

3 2. Upon the payment of a fee charged pursuant to Section 8 of
4 this act, deliver the gold to the requestor.

5 C. The State Treasurer, a person with whom the State Treasurer
6 has contracted, or a person serving as trustee for the purposes of
7 this act may manage redemption of the digital currency for gold by
8 the use of bars or coins of standard sizes and may pay fractional
9 remainders in cash as is necessary to facilitate the transaction.

10 SECTION 6. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 374.5 of Title 74, unless there
12 is created a duplication in numbering, reads as follows:

13 A. At the time of each transaction involving the issuance or
14 redemption of the digital currency, the Office of the State
15 Treasurer, a person with whom the State Treasurer has contracted, or
16 a person serving as trustee for purposes of this act shall determine
17 the value of a unit of the digital currency.

18 B. The value of a unit of the digital currency at the time of a
19 transaction shall be equal to the value of the appropriate fraction
20 of a troy ounce of gold at the time of the transaction.

21 SECTION 7. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 374.6 of Title 74, unless there
23 is created a duplication in numbering, reads as follows:

1 Money received from the purchase of the digital currency
2 pursuant to Section 3 of this act, gold purchased and held pursuant
3 to this act, and money received from the sale of gold in response to
4 a request for redemption pursuant to Section 4 of this act shall:

5 1. Be held in trust by the Office of the State Treasurer as
6 trustee or a person appointed by the State Treasurer to serve as
7 trustee for purposes of this act outside the Office on behalf of
8 persons who hold the digital currency; and

9 2. Not be made available for legislative appropriations.

10 SECTION 8. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 374.7 of Title 74, unless there
12 is created a duplication in numbering, reads as follows:

13 A. The Office of the State Treasurer may establish a fee for
14 the issuance or redemption of the digital currency at any rate
15 necessary to cover the costs of administering this act. The State
16 Treasurer shall deposit the proceeds from the fee administered to
17 the credit of an account established in this section.

18 B. There is hereby created in the State Treasury a revolving
19 fund for the Office of the State Treasurer to be designated the
20 "Digital Currency Revolving Fund". The fund shall be a continuing
21 fund, not subject to fiscal year limitations, and shall consist of
22 all monies received by the Office of the State Treasurer from
23 proceeds from the fees assessed by the State Treasurer pursuant to
24 this act provided for the purpose of covering the costs of

1 administering the provisions of this act. All monies accruing to
2 the credit of the fund are hereby appropriated and may be budgeted
3 and expended by the State Treasurer for the purpose provided for in
4 this act. Expenditures from the fund shall be made upon warrants
5 issued by the State Treasurer against claims filed as prescribed by
6 law with the Director of the Office of Management and Enterprise
7 Services for approval and payment.

8 SECTION 9. This act shall become effective November 1, 2024.

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