

SENATE FILE NO. SF0047

Digital assets-statutory amendments.

Sponsored by: Joint Minerals, Business & Economic  
Development Interim Committee

A BILL

for

1 AN ACT relating to digital assets; clarifying application  
2 of digital asset statutes; clarifying the duty of digital  
3 asset custodians to pay supervisory fees; clarifying the  
4 jurisdiction of Wyoming courts to hear cases related to  
5 digital assets; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9       **Section 1.** W.S. 34-29-103(b), 34-29-104(n) and  
10 34-29-105 are amended to read:

11

12       **34-29-103. Perfection of security interests in**  
13 **digital assets; control agreements; financing statements.**

14

1           (b) Before a secured party may take control of a  
2 digital asset under this section, the secured party shall  
3 enter into a control agreement with the debtor. A control  
4 agreement may ~~also~~ set forth the terms under which a  
5 secured party may pledge its security interest in the  
6 digital asset as collateral for another transaction.

7

8           **34-29-104. Digital asset custodial services.**

9

10           (n) ~~Banks are not subject to the annual report~~  
11 ~~license tax levied under W.S. 17-16-1630. In lieu of this~~  
12 ~~tax and~~ To offset the costs of supervision and  
13 administration of this section, a bank which provides  
14 custodial services under this section shall pay a  
15 supervision fee equal to two-tenths of one mill on the  
16 dollar (\$.0002) relating to assets held in custody under  
17 this section as of December 31 of each year, with payment  
18 of the supervision fee made on or before the following  
19 January 31. The supervision fee shall be deposited by the  
20 commissioner into the financial institutions administration  
21 account and may be expended for any purpose authorized for  
22 that account. ~~Banks providing custodial services outside of~~

1 ~~this section shall not be required to pay this supervision~~  
2 ~~fee.~~

3

4 **34-29-105. Jurisdiction of courts.**

5

6 Subject to other jurisdictional limits placed on specific  
7 courts by Wyoming law, the courts of Wyoming shall have  
8 jurisdiction to hear claims in both law and equity relating  
9 to digital assets, including those arising from this  
10 chapter and the Uniform Commercial Code, title 34.1,  
11 Wyoming statutes.

12

13 **Section 2.** This act is effective immediately upon  
14 completion of all acts necessary for a bill to become law  
15 as provided by Article 4, Section 8 of the Wyoming  
16 Constitution.

17

18

(END)