

WAC 208-690-018 How does the department interpret the activities that are excluded in RCW 19.230.020? The following are excluded:

(1) Pursuant to RCW 19.230.020 (6) and (7):

(a) Activities regulated by the Commodities Futures Trading Commission (CFTC) or exempt from registration with the CFTC;

(b) Clearance or settlement services provided by a person to a board of trade as designated by the CFTC.

(2) Pursuant to RCW 19.230.020(8), activities by persons providing clearance or settlement services under a registration as a clearing agency, or an exemption from that registration granted under the federal securities laws. The exclusion applies only to those activities.

(3) Payment processing by a person meeting the requirements in RCW 19.230.020(9), but not persons engaged in payment processing activities:

(a) Using virtual currencies;

(b) For the marijuana industry; or

(c) Holding consumer funds with no direction from the consumer to pay the funds to a payee.

[Statutory Authority: RCW 43.320.040 and 19.230.310. WSR 18-13-108, § 208-690-018, filed 6/19/18, effective 8/1/18.]