



To: EFTA Members

From: Kurt Helwig, President & CEO

Date: July 27, 2011

Re: FinCEN Issues Prepaid Access Final Rule

The Financial Crimes Enforcement Network (FINCEN) issued yesterday the [final rule on prepaid access](#) as mandated in the Credit Card Accountability, Responsibility and Disclosure Act (CARD Act) of 2009.

The highlights of FinCEN's final rule are as follows:

- Renames stored value as prepaid access
- Focuses on high dollar prepaid products and those that FinCEN believes pose a greater money laundering risk
- Exempts prepaid access products of \$1,000 or less
- Exempts closed loop prepaid products that are \$2,000 or less
- Exempts government funded cards linked to Health Savings Accounts (HSA's) and Flexible Spending Accounts (FSA's)

Under the final rule, prepaid access covers cards, mobile phones, electronic serial numbers and other mechanisms "that provide a portal to funds that have been paid for in advance and are retrievable and transferable."

Dennis Ambach, Senior Director, Government Relations, Bob Bucceri, Senior Director and I will be conducting a panel on this and other prepaid legislative and regulatory issues at [The Prepaid Press Expo](#), August 15-17 in Las Vegas, NV.