Any Federally-insured financial institution shall be eligible, but not required, to offer ETAs™ as Treasury’s Financial Agent. A Federally-insured financial institution that elects to offer ETAs™ shall, upon entering into an ETA™ Financial Agency Agreement with the Treasury, be designated as Treasury’s Financial Agent for the offering of the account pursuant to Public Law 104–208. Treasury shall make publicly available required attributes for ETAs™ and any ETA™ offered by a Federally-insured financial institution shall comply with such requirements. The offering of an ETA™ shall constitute the provision of EBT services within the meaning of Public Law 104–208.

§ 208.6 Availability of the Direct Express® Card.

An individual who receives a Federal benefit, wage, salary, or retirement payment shall be eligible to open a Direct Express® card account. The offering of a Direct Express® card account shall constitute the provision of EBT services within the meaning of Public Law 104–208.

[75 FR 80335, Dec. 22, 2010]

§ 208.7 Agency responsibilities.

A financial institution designated as a financial agent for disaster victims in order to allow for the delivery of payments by electronic funds transfer of one or more Federal payments. Such accounts may be established upon terms and conditions that the Secretary considers appropriate or necessary in light of the circumstances. Treasury may deliver payments to these accounts notwithstanding any other payment instructions from the recipient and without regard to the requirements of §§208.4 and 208.7 of this part and §210.5 of this chapter. For purposes of this section, “disaster victim” means an individual or entity located within an emergency area, or an individual or entity that has relocated or been displaced from an emergency area as a result of a major disaster or emergency. “Emergency area” means a geographical area in which there exists an emergency or disaster declared by the President pursuant to the National Emergencies Act (50 U.S.C. 1601 et seq.) or the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.). The maintenance of accounts and the provision of account-related services under this section shall constitute reasonable duties of a financial agent of the United States.


PART 210—FEDERAL GOVERNMENT PARTICIPATION IN THE AUTOMATED CLEARING HOUSE

Sec.
210.1 Scope; relation to other regulations.
210.2 Definitions.
210.3 Governing law.