

112TH CONGRESS
1ST SESSION

S. 1284

To amend the National Flood Insurance Act of 1968 to require the Administrator of the Federal Emergency Management Agency to consider reconstruction and improvement of flood protection systems when establishing flood insurance rates.

IN THE SENATE OF THE UNITED STATES

JUNE 28, 2011

Mrs. FEINSTEIN introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To amend the National Flood Insurance Act of 1968 to require the Administrator of the Federal Emergency Management Agency to consider reconstruction and improvement of flood protection systems when establishing flood insurance rates.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CONSIDERATION OF RECONSTRUCTION AND**
2 **IMPROVEMENT OF FLOOD PROTECTION SYS-**
3 **TEMS IN DETERMINATION OF FLOOD INSUR-**
4 **ANCE RATES.**

5 (a) IN GENERAL.—Section 1307 of the National
6 Flood Insurance Act of 1968 (42 U.S.C. 4014) is amend-
7 ed—

8 (1) in subsection (e)—

9 (A) in the first sentence, by striking “con-
10 struction of a flood protection system” and in-
11 sserting “construction, reconstruction, or im-
12 provement of a flood protection system (without
13 respect to the level of Federal investment or
14 participation)”; and

15 (B) in the second sentence—

16 (i) by striking “construction of a flood
17 protection system” and inserting “con-
18 struction, reconstruction, or improvement
19 of a flood protection system”; and

20 (ii) by inserting “based on the present
21 value of the completed system” after “has
22 been expended”; and

23 (2) in subsection (f)—

24 (A) in the first sentence in the matter pre-
25 ceding paragraph (1), by inserting “(without re-

1 spect to the level of Federal investment or par-
2 ticipation)” after “no longer does”;

3 (B) in the third sentence in the matter
4 preceding paragraph (1), by inserting “, wheth-
5 er coastal or riverine,” after “special flood haz-
6 ard”; and

7 (C) in paragraph (1), by striking “a Fed-
8 eral agency in consultation with the local
9 project sponsor” and inserting “the entity or
10 entities that own, operate, maintain, or repair
11 such system”.

12 (b) REGULATIONS.—Not later than 30 days after the
13 date of the enactment of this Act, the Administrator of
14 the Federal Emergency Management Agency shall promul-
15 gate regulations to carry out the amendments made by
16 subsection (a).

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