

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To clarify that any private flood insurance policy accepted by a State shall satisfy the mandatory purchase requirement under the Flood Disaster Protection Act of 1973.

**IN THE SENATE OF THE UNITED STATES—113th Cong., 2d Sess.**

**S. 1926**

To delay the implementation of certain provisions of the Biggert-Waters Flood Insurance Reform Act of 2012 and to reform the National Association of Registered Agents and Brokers, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. HELLER (for  
himself and Mr. LEE)

Viz:

1 At the end of title I, add the following:

2 **SEC. 1 \_\_\_\_ . AUTHORITY OF STATES TO REGULATE PRIVATE**

3 **FLOOD INSURANCE.**

4 Section 102(b)(7) of the Flood Disaster Protection  
5 Act of 1973 (42 U.S.C. 4012a(b)(7)) is amended to read  
6 as follows:

7 “(7) PRIVATE FLOOD INSURANCE DEFINED.—

8 In this subsection, the term ‘private flood insurance’

9 means an insurance policy that—

1 “(A) provides flood insurance coverage;

2 “(B) is issued by an insurance company

3 that is—

4 “(i) licensed, admitted, or otherwise  
5 approved to engage in the business of in-  
6 surance in the State or jurisdiction in  
7 which the insured building is located, by  
8 the insurance regulator of that State or ju-  
9 risdiction; or

10 “(ii) eligible as a nonadmitted insurer  
11 to provide insurance in the State or juris-  
12 diction where the property to be insured is  
13 located, in accordance with section 524 of  
14 the Dodd-Frank Wall Street Reform and  
15 Consumer Protection Act (15 U.S.C.  
16 8204); and

17 “(C) is issued by an insurance company  
18 that is not otherwise disapproved as a surplus  
19 lines insurer by the insurance regulator of the  
20 State or jurisdiction where the property to be  
21 insured is located.”.