

111TH CONGRESS  
1ST SESSION

# H. R. 3139

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IN THE SENATE OF THE UNITED STATES

JULY 30, 2009

Received; read twice and referred to the Committee on Banking, Housing, and  
Urban Affairs

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## AN ACT

To extend the authorization of the national flood insurance  
program, and for other purposes.

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. SHORT TITLE.**

2 This Act may be cited as the “National Flood Insur-  
3 ance Program Extension Act of 2009”.

4 **SEC. 2. EXTENSION OF NATIONAL FLOOD INSURANCE PRO-**  
5 **GRAM.**

6 (a) PROGRAM EXTENSION.—Section 1319 of the Na-  
7 tional Flood Insurance Act of 1968 (42 U.S.C. 4026) is  
8 amended by striking “September 30, 2008” and inserting  
9 “March 31, 2010”.

10 (b) FINANCING.—Section 1309(a) of such Act (42  
11 U.S.C. 4016(a)) is amended by striking “September 30,  
12 2008” and inserting “March 31, 2010”.

13 **SEC. 3. EXTENSION OF PILOT PROGRAM FOR MITIGATION**  
14 **OF SEVERE REPETITIVE LOSS PROPERTIES.**

15 Section 1361A of the National Flood Insurance Act  
16 of 1968 (42 U.S.C. 4102a) is amended—

17 (1) in subsection (k)(1), by striking “2005,  
18 2006, 2007, 2008, and 2009” and inserting “2009  
19 and 2010”; and

20 (2) by striking subsection (l).

1 **SEC. 4. CONSIDERATION OF RECONSTRUCTION AND IM-**  
2 **PROVEMENT 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). Section 5 may not be construed to annul,  
17          alter, affect, authorize any waiver of, or establish any ex-  
18          ception to, the requirement under the preceding sentence.

19          **SEC. 5. IMPLEMENTATION.**

20          The Administrator of the Federal Emergency Man-  
21          agement Agency shall implement this Act and the amend-  
22          ments made by this Act in a manner that will not materi-  
23          ally weaken the financial position of the National Flood

- 1 Insurance Program or increase the risk of financial liabil-
- 2 ity to Federal taxpayers.

Passed the House of Representatives July 29, 2009.

Attest:                   LORRAINE C. MILLER,  
*Clerk.*