

117TH CONGRESS  
1ST SESSION

# S. 2703

To amend the Bunning-Bereuter-Blumenauer Flood Insurance Reform Act of 2004 to require insurance agents who sell flood insurance policies under the National Flood Insurance Program to take certain continuing education courses, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 10, 2021

Mr. WICKER (for himself, Mr. MENENDEZ, and Mrs. HYDE-SMITH) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

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## A BILL

To amend the Bunning-Bereuter-Blumenauer Flood Insurance Reform Act of 2004 to require insurance agents who sell flood insurance policies under the National Flood Insurance Program to take certain continuing education courses, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Flood Insurance Con-  
5 tinuing Education and Training Act”.

1 **SEC. 2. CONTINUING EDUCATION FOR INSURANCE AGENTS.**

2 (a) IN GENERAL.—The Bunning-Bereuter-Blu-  
3 menauer Flood Insurance Reform Act of 2004 (Public  
4 Law 108–264; 118 Stat. 712) is amended—

5 (1) in section 201 (42 U.S.C. 4011 note)—

6 (A) in paragraph (1), by striking “Director  
7 of the” and inserting “Administrator of the”;  
8 and

9 (B) in paragraph (2), by inserting “4001”  
10 after “U.S.C.”; and

11 (2) by striking section 207 (42 U.S.C. 4011  
12 note) and inserting the following:

13 **“SEC. 207. CONTINUING EDUCATION REQUIREMENTS FOR**  
14 **INSURANCE AGENTS.**

15 “(a) IN GENERAL.—The Director shall require each  
16 insurance agent who sells flood insurance policies to, once  
17 every 2 years, complete a 3-hour continuing education  
18 course that—

19 “(1) subject to subsection (c), is approved by  
20 the insurance commissioner of the State in which  
21 the agent is a legal resident; and

22 “(2) focuses on issues with respect to the Pro-  
23 gram.

24 “(b) FAILURE TO COMPLETE COURSE.—If an insur-  
25 ance agent who sells flood insurance policies does not com-  
26 plete a continuing education course required under sub-

1 section (a), the agent, until the date on which the agent  
2 completes the course in accordance with the requirements  
3 of this section, may not—

4 “(1) sell flood insurance policies; or

5 “(2) perform any duties with respect to the  
6 Program.

7 “(c) AGENTS LICENSED IN MULTIPLE STATES.—

8 “(1) IN GENERAL.—If an insurance agent who  
9 sells flood insurance policies is licensed to sell insur-  
10 ance in more than 1 State—

11 “(A) the agent shall submit proof of com-  
12 pletion of a continuing education course re-  
13 quired under subsection (a) to the insurance  
14 commissioner of each State in which the agent  
15 is licensed; and

16 “(B) each insurance commissioner to  
17 whom an insurance agent submits a proof of  
18 completion under subparagraph (A) may deter-  
19 mine whether the course to which that proof of  
20 completion relates meets the minimum stand-  
21 ards established by that insurance commis-  
22 sioner.

23 “(2) EFFECT OF DENIAL.—If an insurance  
24 commissioner of a State (referred to in this para-  
25 graph as the ‘rejecting commissioner’) determines

1 under paragraph (1)(B) that a continuing education  
2 course taken in another State by an insurance agent  
3 who sells flood insurance policies does not meet the  
4 minimum standards established by the rejecting  
5 commissioner, the insurance agent may not take any  
6 action described in paragraph (1) or (2) of sub-  
7 section (b) until the agent satisfies the minimum re-  
8 quirements established by the rejecting commis-  
9 sioner.

10 “(d) RULE OF CONSTRUCTION.—Any reference in  
11 this section to an insurance commissioner of a State shall  
12 be construed as a reference to an equivalent official with  
13 respect to any State in which there is no official who has  
14 the title of insurance commissioner.”.

15 (b) TECHNICAL AND CONFORMING AMENDMENT.—  
16 The table of contents for the Bunning-Bereuter-Blu-  
17 menauer Flood Insurance Reform Act of 2004 (Public  
18 Law 108–264; 118 Stat. 712) is amended by striking the  
19 item relating to section 207 and inserting the following:

“Sec. 207. Continuing education requirements for insurance agents.”.

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