

AMENDMENT TO ~~RULES COMMITTEE PRINT FOR~~
H.R. _____, AS REPORTED
OFFERED BY MS. CASTOR OF FLORIDA

At the end of the ~~Committee Print~~ / bill, add the following new section:

1 **SEC. 3. FLOOD INSURANCE FAIRNESS.**

2 (a) SHORT TITLE.—This section may be cited as the
3 “Flood Insurance Fairness Act of 2014”.

4 (b) DELAY IN FLOOD INSURANCE PREMIUM
5 CHANGES UNTIL COMPLETION OF AFFORDABILITY
6 STUDY.—

7 (1) IN GENERAL.—Notwithstanding any other
8 provision of law, the amendments made by sections
9 100205 and 100207 of the Biggert-Waters Flood
10 Insurance Reform Act of 2012 (Public Law 112–
11 141; 126 Stat. 917) to sections 1307 and 1308 of
12 the National Flood Insurance Act of 1968 (42
13 U.S.C. 4014 and 4015) shall not take effect until
14 the expiration of the 180-day period beginning on
15 the date that the House of Representatives and the
16 Senate have both completed consideration of a quali-
17 fied joint resolution pursuant to subsection (d) of
18 this section.

1 (2) EFFECTIVE DATE.—Paragraph (1) shall
2 take effect as if enacted as part of the Biggert-Wa-
3 ters Flood Insurance Reform Act of 2012.

4 (c) DETERMINATION OF AFFORDABILITY; SUBMIS-
5 SION OF PROPOSED LEGISLATIVE CHANGES.—

6 (1) IN GENERAL.—The Administrator of the
7 Federal Emergency Management Agency shall sub-
8 mit to the Congress, and to the Secretary of the
9 Senate if the Senate is not in session and to the
10 Clerk of the House of Representatives if the House
11 is not in session, together with the report required
12 under section 100236 of the Biggert-Waters Flood
13 Insurance Reform Act of 2012 (126 Stat. 957)—

14 (A) a determination of whether risk pre-
15 mium rates for flood insurance coverage under
16 the national flood insurance program resulting
17 from the amendments referred to in subsection
18 (b)(1) of this section are substantially afford-
19 able for all homeowners; and

20 (B) if the determination under subpara-
21 graph (A) of this paragraph is that such pre-
22 mium rates are not substantially affordable for
23 all homeowners—

24 (i) recommendations for legislative
25 modifications, including any modifications

1 necessary to the amendments referred to in
2 subsection (b)(1), sufficient to ensure that
3 risk premium rates for flood insurance cov-
4 erage under the national flood insurance
5 program resulting from the amendments
6 referred to in subsection (b)(1) of this sec-
7 tion are substantially affordable for all
8 homeowners; and

9 (ii) a proposed joint resolution that
10 provides for the legislative modifications
11 under clause (i).

12 (2) PUBLIC AVAILABILITY.—The Administrator
13 shall make the matter submitted to the Congress
14 pursuant to paragraph (1), including the proposed
15 joint resolution, publicly available, and shall publish
16 in the Federal Register a notice of the matter and
17 information on how it can be obtained.

18 (d) EXPEDITED CONSIDERATION OF RECOMMENDA-
19 TIONS FOR REFORMS.—

20 (1) QUALIFIED JOINT RESOLUTION.—For pur-
21 poses of this subsection, the term “qualified joint
22 resolution” means only a joint resolution described
23 in subsection (c)(1)(B)(ii) of this section.

24 (2) INTRODUCTION.—A proposed qualified joint
25 resolution transmitted by the Administrator of the

1 Federal Emergency Management Agency under sub-
2 section (c)(1) shall be introduced in the Senate (by
3 request) on the next day on which the Senate is in
4 session by the majority leader of the Senate or by
5 a Member of the Senate designated by the majority
6 leader of the Senate and shall be introduced in the
7 House of Representatives (by request) on the next
8 legislative day by the majority leader of the House
9 or by a Member of the House designated by the ma-
10 jority leader of the House.

11 (3) NO REFERRAL.—A qualified joint resolution
12 shall not be referred to a committee in either House
13 of Congress and shall immediately be placed on the
14 calendar.

15 (4) MOTION TO PROCEED.—A motion to pro-
16 ceed to a joint resolution is highly privileged in the
17 House of Representatives and is privileged in the
18 Senate and is not debatable. The motion is not sub-
19 ject to a motion to postpone, and all points of order
20 against the motion are waived. A motion to recon-
21 sider the vote by which the motion is agreed to or
22 disagreed to shall not be in order. If a motion to
23 proceed to the consideration of a qualified joint reso-
24 lution is agreed to, the qualified joint resolution

1 shall remain the unfinished business of the respec-
2 tive House until disposed of.

3 (5) EXPEDITED CONSIDERATION IN THE HOUSE
4 OF REPRESENTATIVES.—In the House of Represent-
5 atives, a qualified joint resolution shall be considered
6 as read. All points of order against the qualified
7 joint resolution and against its consideration are
8 waived. The previous question shall be considered as
9 ordered on the qualified joint resolution to its pas-
10 sage without intervening motion except 2 hours of
11 debate shall be divided equally between the majority
12 and minority leaders or their designees. A motion to
13 reconsider the vote on passage of the qualified joint
14 resolution shall not be in order. A vote on final pas-
15 sage of the qualified joint resolution shall be taken
16 in the House of Representatives on or before the
17 close of the 10th legislative day after the date of the
18 introduction of the qualified joint resolution in the
19 House of Representatives.

20 (6) EXPEDITED PROCEDURE IN THE SENATE.—

21 (A) CONSIDERATION.—In the Senate, con-
22 sideration of a qualified joint resolution, and on
23 all debatable motions and appeals in connection
24 therewith, shall be limited to not more than 10
25 hours, which shall be divided equally between

1 the majority and minority leaders or their des-
2 ignees. A motion to further limit debate is in
3 order and not debatable. An amendment to, a
4 motion to postpone, a motion to proceed to the
5 consideration of other business, or a motion to
6 commit the qualified joint resolution is not in
7 order.

8 (B) PASSAGE.—If the Senate has pro-
9 ceeded to a qualified joint resolution, the vote
10 on passage of the qualified joint resolution shall
11 occur immediately following the conclusion of
12 consideration of the qualified joint resolution,
13 and a single quorum call at the conclusion of
14 the debate if requested in accordance with the
15 rules of the Senate. A vote on the final passage
16 of the qualified joint resolution shall be taken
17 in the Senate on or before the close of the 10th
18 legislative day after the date of the introduction
19 of the qualified joint resolution in the Senate.

20 (C) RULINGS OF THE CHAIR ON PROCE-
21 DURE.—Appeals from the decisions of the Chair
22 relating to the application of the rules of the
23 Senate, as the case may be, to the procedure re-
24 lating to a qualified joint resolution shall be de-
25 cided without debate.

1 (7) POINTS OF ORDER.—In the Senate or the
2 House of Representatives, a Member of the Senate
3 or House of Representatives, respectively, may raise
4 a point of order that a qualified joint resolution does
5 not meet the definition of a qualified joint resolution
6 under paragraph (1).

7 (8) AMENDMENT.—A qualified joint resolution
8 shall not be subject to amendment in either the
9 House of Representatives or the Senate.

10 (9) IN GENERAL.—If, before passing a qualified
11 joint resolution, one House receives from the other
12 a qualified joint resolution—

13 (A) the qualified joint resolution from the
14 other House shall not be referred to a com-
15 mittee; and

16 (B) with respect to a qualified joint resolu-
17 tion of the House receiving the qualified joint
18 resolution—

19 (i) the procedure in that House shall
20 be the same as if no qualified joint resolu-
21 tion had been received from the other
22 House until the vote on passage; but

23 (ii) the vote on final passage shall be
24 on the qualified joint resolution of the
25 other House.

1 (10) EXERCISE OF RULEMAKING POWERS.—

2 This subsection is enacted by the Congress—

3 (A) as an exercise of the rulemaking power
4 in the Senate and House of Representatives, re-
5 spectively, and as such it is deemed a part of
6 the rules of each House, respectively, but appli-
7 cable only with respect to the procedure to be
8 followed in that House in the case of a qualified
9 joint resolution, and it supersedes other rules
10 only to the extent that it is inconsistent with
11 such rules; and

12 (B) with full recognition of the constitu-
13 tional right of either House to change the rules
14 (so far as relating to the procedure of that
15 House) at any time, in the same manner and
16 to the same extent as in the case of any other
17 rule of that House.

