

**AMENDMENT TO THE AMENDMENT TO THE
SENATE AMENDMENT TO H.J. RES. 59
OFFERED BY MS. CASTOR OF FLORIDA**

At the end of the text proposed to be inserted by the amendment, add the following new title:

1 **TITLE VIII—FLOOD INSURANCE**
2 **FAIRNESS**

3 **SEC. 801. SHORT TITLE.**

4 This title may be cited as the “Flood Insurance Fair-
5 ness Act of 2013”.

6 **SEC. 802. DELAY IN FLOOD INSURANCE PREMIUM CHANGES**
7 **UNTIL COMPLETION OF AFFORDABILITY**
8 **STUDY.**

9 (a) IN GENERAL.—Notwithstanding any other provi-
10 sion of law, the amendments made by sections 100205 and
11 100207 of the Biggert-Waters Flood Insurance Reform
12 Act of 2012 (Public Law 112–141; 126 Stat. 917) to sec-
13 tions 1307 and 1308 of the National Flood Insurance Act
14 of 1968 (42 U.S.C. 4014 and 4015) shall not take effect
15 until the expiration of the 180-day period beginning on
16 the date that the House of Representatives and the Senate
17 have both completed consideration of a qualified joint res-
18 olution pursuant to section 804 of this Act.

1 (b) EFFECTIVE DATE.—Subsection (a) shall take ef-
2 fect as if enacted as part of the Biggert-Waters Flood In-
3 surance Reform Act of 2012.

4 **SEC. 803. DETERMINATION OF AFFORDABILITY; SUBMIS-**
5 **SION OF PROPOSED LEGISLATIVE CHANGES.**

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

14 (1) a determination of whether risk premium
15 rates for flood insurance coverage under the national
16 flood insurance program resulting from the amend-
17 ments referred to in section 802(a) of this Act are
18 substantially affordable for all homeowners; and

19 (2) if the determination under paragraph (1) of
20 this subsection is that such premium rates are not
21 substantially affordable for all homeowners—

22 (A) recommendations for legislative modi-
23 fications, including any modifications necessary
24 to the amendments referred to in section
25 802(a), sufficient to ensure that risk premium

1 rates for flood insurance coverage under the na-
2 tional flood insurance program resulting from
3 the amendments referred to in section 802(a) of
4 this Act are substantially affordable for all
5 homeowners; and

6 (B) a proposed joint resolution that pro-
7 vides for the legislative modifications under
8 subparagraph (A).

9 (b) PUBLIC AVAILABILITY.—The Administrator shall
10 make the matter submitted to the Congress pursuant to
11 subsection (a), including the proposed joint resolution,
12 publicly available, and shall publish in the Federal Reg-
13 ister a notice of the matter and information on how it can
14 be obtained.

15 **SEC. 804. EXPEDITED CONSIDERATION OF RECOMMENDA-**
16 **TIONS FOR REFORMS.**

17 (a) QUALIFIED JOINT RESOLUTION.—For purposes
18 of this section, the term “qualified joint resolution” means
19 only a joint resolution described in section 803(a)(2)(B)
20 of this Act.

21 (b) INTRODUCTION.—A proposed qualified joint reso-
22 lution transmitted by the Administrator of the Federal
23 Emergency Management Agency under section 803(a)
24 shall be introduced in the Senate (by request) on the next
25 day on which the Senate is in session by the majority lead-

1 er of the Senate or by a Member of the Senate designated
2 by the majority leader of the Senate and shall be intro-
3 duced in the House of Representatives (by request) on the
4 next legislative day by the majority leader of the House
5 or by a Member of the House designated by the majority
6 leader of the House.

7 (c) NO REFERRAL.—A qualified joint resolution shall
8 not be referred to a committee in either House of Congress
9 and shall immediately be placed on the calendar.

10 (d) MOTION TO PROCEED.—A motion to proceed to
11 a joint resolution is highly privileged in the House of Rep-
12 resentatives and is privileged in the Senate and is not de-
13 batable. The motion is not subject to a motion to postpone,
14 and all points of order against the motion are waived. A
15 motion to reconsider the vote by which the motion is
16 agreed to or disagreed to shall not be in order. If a motion
17 to proceed to the consideration of a qualified joint resolu-
18 tion is agreed to, the qualified joint resolution shall remain
19 the unfinished business of the respective House until dis-
20 posed of.

21 (e) EXPEDITED CONSIDERATION IN THE HOUSE OF
22 REPRESENTATIVES.—In the House of Representatives, a
23 qualified joint resolution shall be considered as read. All
24 points of order against the qualified joint resolution and
25 against its consideration are waived. The previous ques-

1 tion shall be considered as ordered on the qualified joint
2 resolution to its passage without intervening motion except
3 2 hours of debate shall be divided equally between the ma-
4 jority and minority leaders or their designees. A motion
5 to reconsider the vote on passage of the qualified joint res-
6 olution shall not be in order. A vote on final passage of
7 the qualified joint resolution shall be taken in the House
8 of Representatives on or before the close of the 10th legis-
9 lative day after the date of the introduction of the quali-
10 fied joint resolution in the House of Representatives.

11 (f) EXPEDITED PROCEDURE IN THE SENATE.—

12 (1) CONSIDERATION.—In the Senate, consider-
13 ation of a qualified joint resolution, and on all de-
14 batable motions and appeals in connection therewith,
15 shall be limited to not more than 10 hours, which
16 shall be divided equally between the majority and
17 minority leaders or their designees. A motion to fur-
18 ther limit debate is in order and not debatable. An
19 amendment to, a motion to postpone, a motion to
20 proceed to the consideration of other business, or a
21 motion to commit the qualified joint resolution is not
22 in order.

23 (2) PASSAGE.—If the Senate has proceeded to
24 a qualified joint resolution, the vote on passage of
25 the qualified joint resolution shall occur immediately

1 following the conclusion of consideration of the
2 qualified joint resolution, and a single quorum call
3 at the conclusion of the debate if requested in ac-
4 cordance with the rules of the Senate. A vote on the
5 final passage of the qualified joint resolution shall be
6 taken in the Senate on or before the close of the
7 10th legislative day after the date of the introduc-
8 tion of the qualified joint resolution in the Senate.

9 (3) RULINGS OF THE CHAIR ON PROCEDURE.—
10 Appeals from the decisions of the Chair relating to
11 the application of the rules of the Senate, as the
12 case may be, to the procedure relating to a qualified
13 joint resolution shall be decided without debate.

14 (g) POINTS OF ORDER.—In the Senate or the House
15 of Representatives, a Member of the Senate or House of
16 Representatives, respectively, may raise a point of order
17 that a qualified joint resolution does not meet the defini-
18 tion of a qualified joint resolution under subsection (a).

19 (h) AMENDMENT.—A qualified joint resolution shall
20 not be subject to amendment in either the House of Rep-
21 resentatives or the Senate.

22 (i) IN GENERAL.—If, before passing a qualified joint
23 resolution, one House receives from the other a qualified
24 joint resolution—

1 (1) the qualified joint resolution from the other
2 House shall not be referred to a committee; and

3 (2) with respect to a qualified joint resolution
4 of the House receiving the qualified joint resolu-
5 tion—

6 (A) the procedure in that House shall be
7 the same as if no qualified joint resolution had
8 been received from the other House until the
9 vote on passage; but

10 (B) the vote on final passage shall be on
11 the qualified joint resolution of the other
12 House.

13 (j) EXERCISE OF RULEMAKING POWERS.—This sec-
14 tion is enacted by the Congress—

15 (1) as an exercise of the rulemaking power in
16 the Senate and House of Representatives, respec-
17 tively, and as such it is deemed a part of the rules
18 of each House, respectively, but applicable only with
19 respect to the procedure to be followed in that
20 House in the case of a qualified joint resolution, and
21 it supersedes other rules only to the extent that it
22 is inconsistent with such rules; and

23 (2) with full recognition of the constitutional
24 right of either House to change the rules (so far as
25 relating to the procedure of that House) at any time,

- 1 in the same manner and to the same extent as in
- 2 the case of any other rule of that House.

