

118TH CONGRESS  
1ST SESSION

# H. R. 1308

To allow communities to develop alternative flood insurance rate maps, and  
for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

MARCH 1, 2023

Mr. LUETKEMEYER introduced the following bill; which was referred to the  
Committee on Financial Services

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## A BILL

To allow communities to develop alternative flood insurance  
rate maps, 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 “Community Mapping  
5 Act”.

6 **SEC. 2. COMMUNITY FLOOD MAPS.**

7 (a) TECHNICAL MAPPING ADVISORY COUNCIL.—Sec-  
8 tion 100215 of the Biggert-Waters Flood Insurance Re-  
9 form Act of 2012 (42 U.S.C. 4101a) is amended—

10 (1) in subsection (c)—

1 (A) in paragraph (5)(B), by striking “and”  
2 at the end;

3 (B) by redesignating paragraph (6) as  
4 paragraph (9); and

5 (C) by inserting after paragraph (5) the  
6 following new paragraphs:

7 “(6) recommend to the Administrator methods  
8 or actions to make the flood mapping processes more  
9 efficient;

10 “(7) recommend to the Administrator methods  
11 or actions to minimize any cost, data, and paper-  
12 work requirements of the flood mapping processes;

13 “(8) assist communities, and in particular  
14 smaller communities, in locating the resources re-  
15 quired to participate in the development of flood ele-  
16 vations and flood hazard area designations; and”;  
17 and

18 (2) by adding at the end the following new sub-  
19 section:

20 “(m) COMMUNITY FLOOD MAPS.—

21 “(1) STANDARDS AND PROCEDURES.—In addi-  
22 tion to the other duties of the Council under this  
23 section, not later than the expiration of the 12-  
24 month period beginning on the date of the enact-  
25 ment of this subsection, the Council shall rec-

1       commend to the Administrator standards and re-  
2       quirements for chief executive officers, or entities  
3       designated by chief executive officers, of States and  
4       communities participating in the National Flood In-  
5       surance Program to use in mapping flood hazards  
6       located in States and communities that choose to de-  
7       velop alternative maps to the flood insurance rate  
8       maps developed by the Agency. The recommended  
9       standards and requirements shall include procedures  
10      for providing notification and appeal rights to indi-  
11      viduals within the communities of the proposed flood  
12      elevation determinations.

13           “(2) EXEMPTION FROM RULEMAKING.—Until  
14      such time as the Administrator promulgates regula-  
15      tions implementing paragraph (1) of this subsection,  
16      the Administrator may, notwithstanding any other  
17      provision of law, adopt policies and procedures nec-  
18      essary to implement such paragraphs without under-  
19      going notice and comment rulemaking and without  
20      conducting regulatory analyses otherwise required by  
21      statute, regulation, or executive order.”.

22      (b) FEMA IDENTIFICATION OF FLOOD-PRONE  
23      AREAS.—Subsection (a) of section 1360 of the National  
24      Flood Insurance Act of 1968 (42 U.S.C. 4101(a)) is  
25      amended—

1           (1) in paragraph (2), by striking the period at  
2 the end and inserting “; and”;

3           (2) by redesignating paragraphs (1) and (2) as  
4 subparagraphs (A), and (B), respectively, and re-  
5 aligning such subparagraphs so as to be indented 4  
6 ems from the left margin;

7           (3) by striking “is authorized to consult” and  
8 inserting the following: “is authorized—

9           “(1) to consult”;

10          (4) by adding at the end the following new  
11 paragraph:

12           “(2) to receive proposed alternative maps from  
13 communities developed pursuant to standards and  
14 requirements recommended by the Technical Map-  
15 ping Advisory Council, as required by section  
16 100215(m) of the Biggert-Waters Flood Insurance  
17 Reform Act of 2012 (42 U.S.C. 4101a(m)) and  
18 adopted by the Administrator as required by section  
19 100216(c)(3) of such Act (42 U.S.C. 4101b(c)(3)),  
20 so that the Administrator may—

21           “(A) publish information with respect to  
22 all flood plain areas, including coastal areas lo-  
23 cated in the United States, which have special  
24 flood hazards, and

1           “(B) establish or update flood-risk zone  
2           data in all such areas, and make estimates with  
3           respect to the rates of probable flood caused  
4           loss for the various flood risk zones for each of  
5           these areas until the date specified in section  
6           1319.”.

7           (c) NATIONAL FLOOD MAPPING PROGRAM.—Section  
8           100216 of the Biggert-Waters Flood Insurance Reform  
9           Act of 2012 (42 U.S.C. 4101b) is amended—

10           (1) in subsection (a), by inserting “prepared by  
11           the Administrator, or by a community pursuant to  
12           section 1360(a)(2) of the National Flood Insurance  
13           Act of 1968,” after “Program rate maps”;

14           (2) in subsection (c)—

15           (A) in paragraph (1)(B), by striking “and”  
16           at the end;

17           (B) in paragraph (2)(C), by striking the  
18           period at the end and inserting a semicolon;  
19           and

20           (C) by adding at the end the following new  
21           paragraphs:

22           “(3) establish and adopt standards and require-  
23           ments for development by States and communities of  
24           alternative flood insurance rate maps to be sub-  
25           mitted to the Administrator pursuant to section

1 1360(a)(2) of the National Flood Insurance Act of  
2 1968, taking into consideration the recommenda-  
3 tions of the Technical Mapping Advisory Council  
4 made pursuant to section 100215(m) of this Act (42  
5 U.S.C. 4101a(m)); and

6 “(4) in the case of proposed alternative maps  
7 received by the Administrator pursuant to such sec-  
8 tion 1360(a)(2), not later than the expiration of the  
9 6-month period beginning upon receipt of such pro-  
10 posed alternative maps—

11 “(A) determine whether such maps were  
12 developed in accordance with the standards and  
13 requirements adopted pursuant to paragraph  
14 (3) of this subsection; and

15 “(B) approve or disapprove such proposed  
16 maps for use under National Flood Insurance  
17 Program.”; and

18 (3) in subsection (d)(1), by inserting “max-  
19 imum” before “30-day period” each place such term  
20 appears in subparagraphs (B) and (C).

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