

.....
(Original Signature of Member)

118TH CONGRESS
2D SESSION

H. R. _____

To require the Administrator of the Federal Emergency Management Agency to develop a flood insurance information tool, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CARTWRIGHT introduced the following bill; which was referred to the Committee on _____

A BILL

To require the Administrator of the Federal Emergency Management Agency to develop a flood insurance information tool, 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 “NFIP Premium Trans-
5 parency Act”.

1 **SEC. 2. DISSEMINATION OF FLOOD INSURANCE INFORMA-**
2 **TION.**

3 The National Flood Insurance Act of 1968 (42
4 U.S.C. 4001 et. seq.) is amended by striking section 1313
5 and inserting the following:

6 **“SEC. 1313. DISSEMINATION OF FLOOD INSURANCE INFOR-**
7 **MATION.**

8 “(a) IN GENERAL.—The Administrator shall ensure
9 that the declaration page for each flood insurance policy
10 issued under the national flood insurance program for a
11 property shall, not later than 12 months after the date
12 of the enactment of this subsection, include the following:

13 “(1) The current insurance premium for such
14 property, including a description of any discounts
15 being applied including any discounts associated
16 with—

17 “(A) building, construction, or substantial
18 improvement which began before the Adminis-
19 trator published an initial rate map for the
20 community, eligible for less than actuarial rates
21 under section subsections (a)(2) and (g) of sec-
22 tion 1307(a)(2);

23 “(B) the newly mapped property discount
24 under section 1308(i);

25 “(C) an estimate of the number years re-
26 maining until the premium for such property

1 shall match the full-risk based premium for
2 such property, having accounted for the annual
3 limitation on premium increases under section
4 1308(e);

5 “(D) available mitigation options and asso-
6 ciated premium savings;

7 “(E) claim history;

8 “(F) the community rating system under
9 section 1315(b); and

10 “(G) annual limitations on premium in-
11 creases under section 1308(e).

12 “(2) Any annual limitations on premium in-
13 creases under section 1308(e).

14 “(3) Any current risk factors, including the ele-
15 vation of the property above first floor height.

16 “(4) The replacement cost value.

17 “(5) Any special category that applies to the
18 property, including repetitive loss property or severe
19 repetitive loss property.

20 “(6) Any flood insurance requirement that ap-
21 plies to the property as a result of disaster assist-
22 ance previously provided by the Administrator.

23 “(7) On and after the date that is 36 months
24 after the date of the enactment of this section, the
25 website address where the flood insurance informa-

1 tion tool established pursuant to subsection (c) may
2 be located.

3 “(b) EXPLANATION REQUIRED.—If any item of in-
4 formation required to be included on a declaration page
5 under subsection (a) cannot be obtained, an explanation
6 of why such item of information cannot be obtained shall
7 be included on the declaration page.

8 “(c) REQUIRED INFORMATION SHARING.—The Ad-
9 ministrators shall, beginning on the date that is 12 months
10 after the date of the enactment of this subsection, share
11 with each insurance company that issues a flood insurance
12 policy under the national flood insurance program any in-
13 formation the Administrator has that relates to the items
14 listed in subsection (a).

15 “(d) FLOOD INSURANCE INFORMATION TOOL.—

16 “(1) IN GENERAL.—The Administrator shall,
17 not later than 36 months after the date of the enact-
18 ment of this section, develop a flood insurance infor-
19 mation tool that is accessible online and contains the
20 following information with respect to each property
21 for which a flood insurance policy is issued under
22 the national flood insurance program:

23 “(A) The current insurance premium for
24 such property, including a description of any
25 reason why the current premium is less than

1 actuarial rates; including due to grandfathering,
2 pre-FIRM discount status, newly mapped prop-
3 erty status, or a Community Rating System
4 status.

5 “(B) A description of any limitations on
6 annual premium increases.

7 “(C) The risk premium rate for such prop-
8 erty.

9 “(D) The replacement cost value for such
10 property, and the date on which such value was
11 calculated.

12 “(E) A detailed flood history for such
13 property that includes a list of any prior claims
14 under the national flood insurance program as-
15 sociated with such property and the dates of
16 such claims.

17 “(F) Any special category that applies to
18 the property, including repetitive loss property
19 or severe repetitive loss property.

20 “(G) The date of the most recent flood
21 hazard determination of such property and the
22 date of any planned future flood hazard deter-
23 mination of such property.

24 “(H) Any flood insurance requirement that
25 applies to the property as a result of disaster

1 assistance previously provided by the Adminis-
2 trator.

3 “(I) Any additional information the Ad-
4 ministrator determines appropriate.

5 “(2) EXPLANATION REQUIRED.—If any item of
6 information required to be included in the food in-
7 surance information tool under paragraph (1) can-
8 not be obtained, an explanation of why such item of
9 information cannot be obtained shall be included in
10 the flood insurance information tool.

11 “(3) ACCESS TO THE FLOOD INSURANCE IN-
12 FORMATION TOOL.—The Administrator shall, not-
13 withstanding any conflicting provision in the Privacy
14 Act of 1974, provide access to the flood insurance
15 information tool, suite of tools, or discrete parts of
16 such tools, to—

17 “(A) the public, for all information where
18 the Administrator has determined that release
19 to the public is in the best interest of the pub-
20 lic; and

21 “(B) owners of properties for which a flood
22 insurance policy is issued under the national
23 flood insurance program, for information where
24 the Administrator has determined that release

1 to the public is not in the best interest of the
2 public.

3 “(4) ADJUSTMENT CAPABILITY.—To the degree
4 practicable, the flood insurance information tool, or
5 suite of tools, developed by Administrator shall allow
6 the capability for users, with respect to each item of
7 information listed in paragraph (1) to, to the extent
8 feasible—

9 “(A) adjust variables that change over
10 time and impact flood risk, including, the ele-
11 ments set forth in 42 U.S.C. 4101b(b)(1) and
12 42 U.S.C. 4101b(b)(3); and

13 “(B) evaluate how such adjustments or
14 mitigation activities would—

15 “(i) reduce the risk of flooding; and

16 “(ii) decrease premiums.

17 “(e) REPLACEMENT COST VALUE DEFINED.—The
18 term ‘replacement cost value’ means the cost to replace
19 that part of a building that is damaged by flood, without
20 depreciation.

21 “(f) ADDITIONAL INFORMATION AVAILABILITY.—In
22 addition to as required under subsection (a) through (d)
23 of this subsection, the Administrator shall from time to
24 time take such action as may be necessary in order to

1 make information and data available to the public, and
2 to any State or local agency or official, with regard to—

3 “(1) the flood insurance program, its coverage
4 and objectives; and

5 “(2) estimated and chargeable flood insurance
6 premium rates, including the basis for and dif-
7 ferences between such rates in accordance with the
8 provisions of section 1308.”.

9 **SEC. 3. REPORT.**

10 The Comptroller General of the United States shall,
11 not later than 2 years after the date on which the Admin-
12 istrator of the Federal Emergency Management Agency
13 makes available the flood insurance information tool re-
14 quired to be developed under section 1313(c) of the Na-
15 tional Flood Insurance Act of 1968, publish a report that
16 analyzes the following:

17 (1) Whether the following information could be
18 added to flood insurance information tool established
19 by the Administrator of the Federal Emergency
20 Management Agency pursuant to section 1313 of the
21 National Flood Insurance Act of 1968:

22 (A) Any property acquisition programs for
23 which the property qualifies.

1 (B) Any nature based solutions that may
2 be used to reduce the flood risk for the prop-
3 erty.

4 (C) Any planned or existing flood defenses
5 in the area in which a property is located.

6 (D) Any implications that additional devel-
7 opment in the area where property is located
8 may have on flood risk.

9 (E) Any standards established locally that
10 affect the repair or improvement of the prop-
11 erty, including—

12 (i) any limitations on repairs or im-
13 provements based on the value of the prop-
14 erty; and

15 (ii) any local standards that go be-
16 yond the standards required under the na-
17 tional flood insurance program.

18 **[(F) A description of any community rat-**
19 **ing system rating that impacts the property and**
20 **discounts that may be available based on this**
21 **rating system.]**

22 (2) Whether the flood insurance information
23 tool developed by Administrator could allow users to,
24 with respect to each item of information listed in

1 paragraph in the flood insurance tool, adjust vari-
2 ables that impact flood risk, including—

3 (A) relative sea level rise;

4 (B) extension of impervious cover; and

5 (C) and levee reliability changes.

6 (3) Whether the types of information available
7 within the flood insurance information tool could be
8 expanded further.

9 (4) Whether the information provided by the
10 flood insurance tool developed by the Administrator
11 could be used by policy holders as part of any ap-
12 peals procedure implemented by the Administrator
13 on or after the date of the enactment of this Act.