

[DISCUSSION DRAFT]

117TH CONGRESS  
2D SESSION

H. R. \_\_\_\_\_

To limit the annual increases in premiums and surcharges under the National Flood Insurance Program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M. \_\_\_\_\_ introduced the following bill; which was referred to the Committee on \_\_\_\_\_

A BILL

To limit the annual increases in premiums and surcharges under the National Flood Insurance Program, 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 “\_\_\_\_\_ Act  
5 of 2022”.

6 **SEC. 2. CAP ON ANNUAL PREMIUM INCREASES.**

7 (a) DEFINITION.—In this section, the term “covered  
8 cost” means—

1 (1) the amount of an annual premium with re-  
2 spect to any policy for flood insurance under the Na-  
3 tional Flood Insurance Program;

4 (2) any surcharge imposed with respect to a  
5 policy described in paragraph (1), including a sur-  
6 charge imposed under—

7 (A) section 1304(b) of the National Flood  
8 Insurance Act of 1968 (42 U.S.C. 4011(b)); or

9 (B) section 1308A(a) of the National  
10 Flood Insurance Act of 1968 (42 U.S.C.  
11 4015a(a)); and

12 (3) a fee described in paragraph (1)(B)(iii) or  
13 (2) of section 1307(a) of the National Flood Insur-  
14 ance Act of 1968 (42 U.S.C. 4014(a)).

15 (b) **LIMITATION ON INCREASES.**—During the 5-year  
16 period beginning on the date of enactment of this Act, and  
17 notwithstanding section 1308(e) of the National Flood In-  
18 surance Act of 1968 (42 U.S.C. 4015(e)), the Adminis-  
19 trator may not, in any year, increase the amount of any  
20 covered cost by an amount that is more than 9 percent,  
21 as compared with the amount of the covered cost during  
22 the previous year.

23 (c) **RULE OF CONSTRUCTION.**—Nothing in sub-  
24 section (b) may be construed as prohibiting the Adminis-  
25 trator from reducing, in any year, the amount of any cov-

1 ered cost, as compared with the amount of the covered  
2 cost during the previous year.

3 (d) AVERAGE HISTORICAL LOSS YEAR.—Section  
4 1308 of the National Flood Insurance Act of 1968 (42  
5 U.S.C. 4015) is amended by striking subsection (h) and  
6 inserting the following:

7 “(h) RULE OF CONSTRUCTION.—For purposes of this  
8 section, the calculation of an ‘average historical loss year’  
9 shall be computed in accordance with generally accepted  
10 actuarial principles.”.

11 (e) DISCLOSURE WITH RESPECT TO THE AFFORD-  
12 ABILITY STANDARD.—Section 1308(j) of the National  
13 Flood Insurance Act of 1968 (42 U.S.C. 4015(j)) is  
14 amended, in the second sentence, by inserting “and shall  
15 include in the report the number of those exceptions as  
16 of the date on which the Administrator submits the report  
17 and the location of each policyholder insured under those  
18 exceptions, organized by county and State” after “of the  
19 Senate”.