REVISED #8

AMENDMENT TO H.R. 3121, AS REPORTED
OFFERED BY MR. TAYLOR OF MISSISSIPPI

At the end of the bill, add the following new section:

1 **SEC. 30. REQUIREMENTS RELATING TO WINDSTORM AND**
2 **FLOOD.**

3 Section 1345 of the National Flood Insurance Act of
4 1968 (42 U.S.C. 4081) is amended by adding at the end
5 the following new subsection:

6 "(d) REQUIREMENTS FOR WRITE-YOUR-OWN INSUR-
7 ERS RELATING TO WINDSTORM AND FLOOD.—The Direc-
8 tor may not utilize the facilities or services of any insur-
9 ance company or other insurer to offer flood insurance
10 coverage under this title unless such company or insurer
11 enters into a written agreement with the Director that
12 provides as follows:

13 "(1) PROHIBITION ON EXCLUSION OF WIND
14 DAMAGE COVERAGE.—The agreement shall prohibit
15 the company or insurer from including, in any policy
16 provided by the company or insurer for homeowners'
17 insurance coverage or coverage for damage from
18 windstorms, any provision that excludes coverage for
19 wind or other damage solely because flooding also
20 contributed to damage to the insured property.

1 "(2) FIDUCIARY RESPONSIBILITY.—The agree-
2 ment shall provide that the company or insurer—
3 "(A) has a fiduciary duty with respect to
4 the Federal taxpayers;
5 "(B) in selling and servicing policies for
6 flood insurance coverage under this title and
7 adjusting claims under such coverage, will act
8 in the best interests the national flood insur-
9 ance program rather than in the interests of the
10 company or insurer; and
11 "(C) will provide written guidance to each
12 insurance agent and claims adjuster for the
13 company or insurer setting forth the terms of
14 the agreement pursuant to subparagraphs (A)
15 and (B).".