

111TH CONGRESS  
2D SESSION

# H. R. 5917

To require the Secretary of the Army to conduct levee system evaluations and certifications on receipt of requests from non-Federal interests.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 29, 2010

Mr. WU (for himself and Mr. REHBERG) introduced the following bill; which was referred to the Committee on Financial Services

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## A BILL

To require the Secretary of the Army to conduct levee system evaluations and certifications on receipt of requests from non-Federal interests.

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 “Rural Community  
5       Flood Protection Act of 2010”.

6       **SEC. 2. RURAL COMMUNITY FLOOD PROTECTION.**

7       (a) IN GENERAL.—On receipt of a request from a  
8       non-Federal interest, the Secretary of the Army (referred  
9       to in this section as the “Secretary”) shall conduct a levee  
10      system evaluation and certification of a federally author-

1 ized levee or a non-federally authorized levee for purposes  
2 of the National Flood Insurance Program established  
3 under chapter 1 of the National Flood Insurance Act of  
4 1968 (42 U.S.C. 4011 et seq.).

5 (b) REQUIREMENTS.—A levee system evaluation and  
6 certification under subsection (a) shall—

7 (1) at a minimum, comply with the require-  
8 ments of section 65.10 of title 44, Code of Federal  
9 Regulations (as in effect on the date of enactment  
10 of this Act); and

11 (2) be carried out in accordance with such pro-  
12 cedures as the Secretary, in consultation with the  
13 Director of the Federal Emergency Management  
14 Agency, may establish.

15 (c) COST SHARING.—

16 (1) NON-FEDERAL SHARE.—Subject to para-  
17 graph (2), the non-Federal share of the cost of car-  
18 rying out a levee system evaluation and certification  
19 under this section shall be 35 percent.

20 (2) ADJUSTMENT.—The Secretary shall adjust  
21 the non-Federal share under paragraph (1) to zero  
22 if—

23 (A) the non-Federal interest is located in  
24 an area with a population of 10,000 or fewer  
25 individuals; or

1                   (B) the division of the non-Federal interest  
2                   with responsibility for the applicable levee is  
3                   staffed by individuals operating on a volunteer  
4                   basis.

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