



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2017 Assembly Bill 713**

**Assembly  
Amendment 1**

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### **2017 ASSEMBLY BILL 713**

2017 Assembly Bill 713 changes the effect of a letter of map amendment (LOMA) issued by the Federal Emergency Management Agency (FEMA). FEMA identifies and maps the areas where flood insurance is necessary for participation in the National Flood Insurance Program, and can grant a request to amend the map by issuing a LOMA. Currently, a LOMA affects requirements related to flood insurance but does not change the floodplain determination or floodplain zoning ordinance. The bill requires that the floodplain determination and floodplain zoning ordinance be modified to conform with a LOMA at the property owner's request.

### **ASSEMBLY AMENDMENT 1**

Assembly Amendment 1 retains the overall effect of the bill, except as follows. First, the local floodplain zoning ordinance does not have to be modified but is instead unenforceable to the extent it is contrary to the LOMA. Second, the Department of Natural Resources is required to consent to an amendment to a floodplain determination. Finally, the amendment states that the bill's provisions do not apply to the extent that amending the floodplain determination would conflict with the local government's eligibility requirements for the community rating system, under which a local government can qualify for a lower flood insurance rate in certain circumstances by imposing additional standards related to flood protection.

### **BILL HISTORY**

Representative Jarchow offered Assembly Amendment 1 on February 6, 2018. On February 14, 2018, the Assembly Committee on Local Government unanimously recommended adoption of the amendment, and unanimously recommended passage of the bill, as amended.

AB:jal