

By: Bohac

H.B. No. 3340

Substitute the following for H.B. No. 3340:

By: Bonnen of Brazoria

C.S.H.B. No. 3340

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the administration and implementation of the Flood
3 Control and Insurance Act; adding provisions subject to a civil or
4 criminal penalty and affecting the prosecution of a criminal
5 offense.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subchapter I, Chapter 16, Water Code, is amended
8 by adding Section 16.3151 to read as follows:

9 Sec. 16.3151. FLOODPLAIN ADMINISTRATORS: DESIGNATION,
10 FUNCTIONS, ACCREDITATION, AND CONTINUING EDUCATION. (a) The
11 governing body of each city and county shall designate a floodplain
12 administrator to administer and implement laws and regulations
13 relating to the management of floodplains.

14 (b) A floodplain administrator must be accredited by the
15 board.

16 (c) The board by rule shall establish accreditation
17 standards for floodplain administrators. In establishing
18 accreditation standards, the board shall consider the knowledge,
19 experience, skills, and training necessary to prevent or minimize
20 flood hazards and losses. Accreditation standards may require:

21 (1) passage of an examination;

22 (2) completion of approved training; or

23 (3) certification by a nationally recognized
24 floodplain management organization.

1 (d) The board by rule shall establish requirements for
2 mandatory continuing education or training for accredited
3 floodplain administrators. Rules adopted under this subsection
4 must require a floodplain administrator to complete not less than
5 six hours of continuing education or training each year.

6 (e) The board may adopt rules necessary to implement and
7 enforce this section.

8 SECTION 2. Section 16.3161(c), Water Code, is amended to
9 read as follows:

10 (c) The board may use the account to:

11 (1) fund the performance of the board's functions
12 under Section 16.316; and

13 (2) provide initial or continuing education or
14 training in order for floodplain administrators to obtain or
15 maintain accreditation under Section 16.3151.

16 SECTION 3. Section 16.3221(a), Water Code, is amended to
17 read as follows:

18 (a) A person commits an offense if the person violates this
19 subchapter or a rule adopted or order issued under this subchapter.

20 SECTION 4. The change in law made by this Act applies only
21 to a violation committed on or after the effective date of this Act.
22 A violation committed before the effective date of this Act is
23 governed by the law in effect on the date the violation was
24 committed, and the former law is continued in effect for that
25 purpose. For purposes of this section, a violation was committed
26 before the effective date of this Act if any element of the
27 violation occurred before that date.

1 SECTION 5. This Act takes effect September 1, 2015.