

“(i) means a contract for flood insurance coverage allowed for sale under the laws of any State; and

“(ii) does not include flood insurance provided or funded under any program of the Federal Emergency Management Agency, including the national flood insurance program; and

“(B) the term ‘State insurance regulator’ has the meaning given the term in section 313(r) of title 31, United States Code.

**(2) MINIMUM STANDARDS FOR PRIVATE FLOOD INSURANCE.—**

“(A) STATE-SPECIFIC STANDARDS.—For purposes of this subsection, a State insurance regulator may establish minimum standards for private flood insurance in the State that take into account price, scope of coverage, and any other factors that the State insurance regulator determines are appropriate.

“(B) DEFAULT STANDARDS.—The Administrator shall establish minimum standards for private flood insurance that take into account price, scope of coverage, and any other factors that the Administrator determines are appropriate for States in which the State insurance regulator does not establish minimum standards under subparagraph (A).

**(3) PRIORITIZATION OF PRIVATE FLOOD INSURANCE.—**

“(A) IN GENERAL.—Notwithstanding any other provision of law, the Administrator may not provide flood insurance under the national flood insurance program to a person for real property or personal property unless the person demonstrates that there is no private flood insurance available for the property that meets—

“(i) the standards established under paragraph (2)(A) for the State in which the property is located; or

“(ii) if standards have not been established under paragraph (2)(A) for the State in which the property is located, the standards established under paragraph (2)(B).

“(B) DEMONSTRATION OF LACK OF PRIVATE FLOOD INSURANCE.—The Administrator shall establish a procedure by which a person seeking to purchase flood insurance under the national flood insurance program for real property or personal property may demonstrate that there is no private flood insurance available for the property that meets the applicable standards established under paragraph (2).”

**SA 2477.** Mr. MERKLEY (for himself and Ms. LANDRIEU) submitted an amendment intended to be proposed by him to the bill S. 1940, to amend the National Flood Insurance Act of 1968, to restore the financial solvency of the flood insurance fund, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I, add the following:

**SEC. 1. LEVEE SYSTEMS; FLOOD CONTROL STRUCTURES.**

(a) CERTIFICATION OF FLOOD CONTROL STRUCTURES BY CORPS OF ENGINEERS.—Section 211 of the Water Resources Development Act of 2000 (31 U.S.C. 6505 note) is amended by adding at the end the following:

“(f) CERTIFICATION OR EVALUATION OF LEVEE SYSTEMS.—Notwithstanding subsections (b) and (c), the Corps may provide specialized or technical services to a State or local government under section 6505 of title 31, United States Code, relating to the certification or evaluation of a levee system for purposes of the National Flood Insurance Program if—

“(1) the chief executive of the State or local government submits to the Secretary a written request—

“(A) that describes the scope of the services to be performed; and

“(B) in which the chief executive of the State or local government agrees to reimburse the Corps for all costs associated with the performance of the services; and

“(2) the Secretary ensures that the requirements under paragraph (1) are met with regard to any request for services submitted under paragraph (1) before the Secretary enters into an agreement to perform the services.”

(b) ACTUAL PROTECTION PROVIDED BY FLOOD CONTROL STRUCTURES.—Section 1360 of the National Flood Insurance Act of 1968 (42 U.S.C. 4101) is amended by adding at the end the following:

“(k) ACTUAL PROTECTION PROVIDED BY FLOOD CONTROL STRUCTURES.—The Administrator may not issue a flood insurance rate map or an update to a flood insurance rate map for an area unless the flood insurance rate map or update adequately reflects the protection provided by any levee, dam, or other flood control structure in the area.”

**SA 2478.** Mr. MERKLEY (for himself and Mrs. BOXER) submitted an amendment intended to be proposed by him to the bill S. 1940, to amend the National Flood Insurance Act of 1968, to restore the financial solvency of the flood insurance fund, and for other purposes; which was ordered to lie on the table; as follows:

On page 15, strike line 20 and insert the following:

“(f) EXEMPTION FROM MANDATORY PURCHASE REQUIREMENT FOR PRE-REFORM HOMEOWNERS.—The requirements under sections 102 and 202 of the Flood Disaster Protection Act of 1973 (42 U.S.C. 4012a and 4106) shall not apply with respect to a residential property located in an area of residual risk until the date on which ownership of the property changes for the first time after the date on which such requirements begin to apply to areas of residual risk, as determined under section 107(c) of the Flood Insurance Reform and Modernization Act of 2012.

“(g) DECERTIFICATION.—Upon decertification of any

**SA 2479.** Mr. PAUL submitted an amendment intended to be proposed by him to the bill S. 1940, to amend the National Flood Insurance Act of 1968, to restore the financial solvency of the flood insurance fund, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. . LIFE AT CONCEPTION ACT.**

(a) SHORT TITLE.—This section may be cited as the ‘Life at Conception Act’.

(b) RIGHT TO LIFE.—To implement equal protection for the right to life of each born and preborn human person, and pursuant to the duty and authority of the Congress, including Congress’ power under article I, section 8, to make necessary and proper laws, and Congress’ power under section 5 of the 14th article of amendment to the Constitution of the United States, the Congress hereby declares that the right to life guaranteed by the Constitution is vested in each human being.

(c) DEFINITIONS.—For purposes of this section:

(1) HUMAN PERSON; HUMAN BEING.—The terms ‘human person’ and ‘human being’ include each and every member of the species homo sapiens at all stages of life, including, but not limited to, the moment of fertilization, cloning, and other moment at which an individual member of the human species comes into being.

(2) STATE.—The term ‘State’ used in the 14th article of amendment to the Constitution of the United States and other applicable provisions of the Constitution includes the District of Columbia, the Commonwealth of Puerto Rico, and each other territory or possession of the United States.

**NOTICE OF HEARING**

**COMMITTEE ON INDIAN AFFAIRS**

Mr. AKAKA. Mr. President, I would like to announce that the Committee on Indian Affairs will meet during the session of the Senate on June 28, 2012, in room SD-628 of the Dirksen Senate Office Building, at 2:15 p.m., to conduct a business meeting to consider the following:

H.R. 443, To provide for the conveyance of certain property from the United States to the Maniilaq Association located in Kotzebue, Alaska; H.R. 1560, To amend the Ysleta del Sur Pueblo and Alabama and Coshatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo Tribe to determine blood quantum requirement for membership in that tribe; H.R. 1272, To provide for the use and distribution of the funds awarded to the Minnesota Chippewa Tribe, et al, by the United States Court of Federal Claims in Docket Numbers 19 and 188, and for other purposes; S. 134, A bill to authorize the Mescalero Apache Tribe to lease adjudicated water rights; S. 1065, A bill to settle land claims within the Fort Hall Reservation; S. 2389, A bill to deem the submission of certain claims to an Indian Health Service contracting officer as timely; and S. 3193, A bill to make technical corrections to the legal description of certain land to be held in trust for the Barona Band of Mission Indians, and for other purposes.

Those wishing additional information may contact the Indian Affairs Committee at (202) 224-2251.

**PRIVILEGES OF THE FLOOR**

Mr. HARKIN. Mr. President, I ask unanimous consent that Bill McConogha, Lindsey Love, Bryan Rodriguez, and Tiffany Monreal of my staff be granted floor privileges for the duration of today’s proceedings.

The PRESIDING OFFICER. Without objection, it is so ordered.

**AGRICULTURE REFORM, FOOD, AND JOBS ACT OF 2012**

On Thursday, June 21, 2012, the Senate passed S. 3240, as amended, as follows:

S. 3240

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) IN GENERAL.—This Act may be cited as the ‘Agriculture Reform, Food, and Jobs Act of 2012’.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.  
Sec. 2. Definition of Secretary.

**TITLE I—COMMODITY PROGRAMS**

Subtitle A—Repeals and Reforms  
Sec. 1101. Repeal of direct payments.