

PROPOSED AMENDMENT

HB 1183 # 2

DIGEST

Flood plain management. Provides that in a county having a population within certain parameters, a local flood plain administrator may issue a variance allowing a structure located in a floodway to remain in its location without a permit issued by the director of the department of natural resources if: (1) the structure is an abode or residence; (2) a permit for the construction of the abode or residence was issued by the appropriate official of the county before December 19, 2018; and (3) other conditions are met.

- 1 Page 2, after line 25, begin a new paragraph and insert:
2 "SECTION 4. IC 14-28-1-22.3 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS
4 [EFFECTIVE UPON PASSAGE]: **Sec. 22.3. (a) This section applies**
5 **to local flood plain administrators in a county having a population**
6 **of more than sixty-five thousand (65,000) and less than sixty-six**
7 **thousand six hundred (66,600).**
8 **(b) A local flood plain administrator may issue a variance**
9 **allowing a structure located in a floodway to remain in its location**
10 **without a permit issued by the director of the department under**
11 **section 22 of this chapter if:**
12 **(1) the structure is an abode or residence;**
13 **(2) a permit for the construction of the abode or residence was**
14 **issued by the appropriate official of the county in which the**
15 **abode or residence was constructed;**
16 **(3) the permit was issued before December 19, 2018;**
17 **(4) the location of the abode or residence was not shown as**
18 **being within a special flood hazard area or a Zone A in the**
19 **Federal Emergency Management Agency Flood Insurance**
20 **Rate Map that was available to the county official when the**
21 **county official issued the permit; and**
22 **(5) the abode or residence was built in compliance with the**
23 **permit.**
24 **(c) This section expires July 1, 2023.**
25 **SECTION 5. An emergency is declared for this act."**

- 1 Renumber all SECTIONS consecutively.
(Reference is to HB 1183 as introduced.)