IN THE SENATE OF THE UNITED STATES

JANUARY 6, 2015

Mr. Hoeven (for himself, Mr. Manchin, Ms. Murkowski, Mr. Donnelly, Mr. McConnell, Ms. Heitkamp, Mr. Thune, Mr. Tester, Mr. Barrasso, Mrs. McCaskill, Mr. Blunt, Mr. Warner, Mr. Graham, Mr. Hatch, Mr. Wicker, Mr. Shelby, Mr. Johnson, Mr. Cornyn, Mr. Cruz, Mr. Isakson, Mr. Kirk, Mr. Portman, Mr. Heller, Mr. Flake, Mr. Rubio, Mr. Roberts, Mr. Inhofe, Mr. Toomey, Mr. Boozman, Mr. Risch, Mr. Moran, Mr. Scott, Mr. Lee, Ms. Collins, Mr. Burr, Mr. Alexander, Mr. Corker, Mr. Crapo, Mrs. Fischer, Mr. Vitter, Mr. Grassley, Mr. Coats, Mr. McCain, Mr. Sessions, Mr. Cochran, Mr. Enzi, Mr. Paul, Ms. Ayotte, Mr. Daines, Mr. Cotton, Mr. Cassidy, Mr. Rounds, Mr. Sullivan, Mr. Lankford, Mrs. Capito, Mr. Gardner, Mr. Perdue, Mrs. Ernst, Mr. Tillis, and Mr. Sasse) introduced the following bill; which was read the first time

JANUARY 7, 2015

Read the second time and placed on the calendar

A BILL

To approve the Keystone XL Pipeline.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
SECTION 1. SHORT TITLE.

This Act may be cited as the “Keystone XL Pipeline Act”.

SEC. 2. KEYSTONE XL APPROVAL.

(a) IN GENERAL.—TransCanada Keystone Pipeline, L.P. may construct, connect, operate, and maintain the pipeline and cross-border facilities described in the application filed on May 4, 2012, by TransCanada Corporation to the Department of State (including any subsequent revision to the pipeline route within the State of Nebraska required or authorized by the State of Nebraska).

(b) ENVIRONMENTAL IMPACT STATEMENT.—The Final Supplemental Environmental Impact Statement issued by the Secretary of State in January 2014, regarding the pipeline referred to in subsection (a), and the environmental analysis, consultation, and review described in that document (including appendices) shall be considered to fully satisfy—

(1) all requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); and

(2) any other provision of law that requires Federal agency consultation or review (including the consultation or review required under section 7(a) of the Endangered Species Act of 1973 (16 U.S.C.
1536(a))) with respect to the pipeline and facilities referred to in subsection (a).

(c) PERMITS.—Any Federal permit or authorization issued before the date of enactment of this Act for the pipeline and cross-border facilities referred to in subsection (a) shall remain in effect.

(d) JUDICIAL REVIEW.—Except for review in the Supreme Court of the United States, the United States Court of Appeals for the District of Columbia Circuit shall have original and exclusive jurisdiction over any civil action for the review of an order or action of a Federal agency regarding the pipeline and cross-border facilities described in subsection (a), and the related facilities in the United States, that are approved by this Act (including any order granting a permit or right-of-way, or any other agency action taken to construct or complete the project pursuant to Federal law).

(e) PRIVATE PROPERTY SAVINGS CLAUSE.—Nothing in this Act alters any Federal, State, or local process or condition in effect on the date of enactment of this Act that is necessary to secure access from an owner of private property to construct the pipeline and cross-border facilities described in subsection (a).

SEC. 3. EFFECTIVE DATE.

This Act takes effect on January 1, 2015.
A BILL

To approve the Keystone XL Pipeline.

S. 1

114TH CONGRESS
1ST SESSION

JANUARY 7, 2015

Read the second time and placed on the calendar.