

Calendar No. 1114TH CONGRESS
1ST SESSION**S. 1**

To approve the Keystone XL Pipeline.

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. CASIDY, 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.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

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

4 **SEC. 2. KEYSTONE XL APPROVAL.**

5 (a) IN GENERAL.—TransCanada Keystone Pipeline,
6 L.P. may construct, connect, operate, and maintain the
7 pipeline and cross-border facilities described in the appli-
8 cation filed on May 4, 2012, by TransCanada Corporation
9 to the Department of State (including any subsequent re-
10 vision to the pipeline route within the State of Nebraska
11 required or authorized by the State of Nebraska).

12 (b) ENVIRONMENTAL IMPACT STATEMENT.—The
13 Final Supplemental Environmental Impact Statement
14 issued by the Secretary of State in January 2014, regard-
15 ing the pipeline referred to in subsection (a), and the envi-
16 ronmental analysis, consultation, and review described in
17 that document (including appendices) shall be considered
18 to fully satisfy—

19 (1) all requirements of the National Environ-
20 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.);
21 and

22 (2) any other provision of law that requires
23 Federal agency consultation or review (including the
24 consultation or review required under section 7(a) of
25 the Endangered Species Act of 1973 (16 U.S.C.

1 1536(a))) with respect to the pipeline and facilities
2 referred to in subsection (a).

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

7 (d) JUDICIAL REVIEW.—Except for review in the Su-
8 preme Court of the United States, the United States
9 Court of Appeals for the District of Columbia Circuit shall
10 have original and exclusive jurisdiction over any civil ac-
11 tion for the review of an order or action of a Federal agen-
12 cy regarding the pipeline and cross-border facilities de-
13 scribed in subsection (a), and the related facilities in the
14 United States, that are approved by this Act (including
15 any order granting a permit or right-of-way, or any other
16 agency action taken to construct or complete the project
17 pursuant to Federal law).

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

24 **SEC. 3. EFFECTIVE DATE.**

25 This Act takes effect on January 1, 2015.

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