

Calendar No. _____

113TH CONGRESS
2D SESSION

S. _____

[Report No. 113-_____]

To approve the Keystone XL Pipeline.

IN THE SENATE OF THE UNITED STATES

Ms. LANDRIEU, from the Committee on Energy and Natural Resources, reported the following original bill; which was read twice 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,*

3 **SECTION 1. SHORT TITLE.**

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

6 **SEC. 2. KEYSTONE XL APPROVAL.**

7 (a) IN GENERAL.—TransCanada Keystone Pipeline,
8 L.P. may construct, connect, operate, and maintain the
9 pipeline and cross-border facilities described in the appli-

1 cation filed on May 4, 2012, by TransCanada Corporation
2 to the Department of State (including any subsequent re-
3 vision to the pipeline route within the State of Nebraska
4 required or authorized by the State of Nebraska).

5 (b) ENVIRONMENTAL IMPACT STATEMENT.—The
6 Final Supplemental Environmental Impact Statement
7 issued by the Secretary of State in January 2014, regard-
8 ing the pipeline referred to in subsection (a), and the envi-
9 ronmental analysis, consultation, and review described in
10 that document (including appendices) shall be considered
11 to fully satisfy—

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

15 (2) any other provision of law that requires
16 Federal agency consultation or review (including the
17 consultation or review required under section 7(a) of
18 the Endangered Species Act of 1973 (16 U.S.C.
19 1536(a))) with respect to the pipeline and facilities
20 referred to in subsection (a).

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

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

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