

113TH CONGRESS
1ST SESSION

H. R. 3703

To provide for the expedited approval of the construction, operation, and maintenance of the Keystone XL pipeline, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 11, 2013

Mr. KINGSTON introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Foreign Affairs, Energy and Commerce, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for the expedited approval of the construction, operation, and maintenance of the Keystone XL pipeline, and for other purposes.

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 “Approve the Pipeline
5 Now Act”.

1 **SEC. 2. KEYSTONE XL PIPELINE AND ENVIRONMENTAL IM-**
2 **PACT STATEMENT APPROVAL.**

3 (a) REQUIREMENT.—Not later than 30 days after the
4 date of enactment of this Act, the Secretary of State
5 shall—

6 (1) issue a Presidential permit approving the
7 pipeline described in the application filed on May 4,
8 2012, by TransCanada Keystone Pipeline, L.P. to
9 the Department of State for the Keystone XL pipe-
10 line, as supplemented to include the Nebraska re-
11 route evaluated in the Final Evaluation Report
12 issued by the Nebraska Department of Environ-
13 mental Quality in January 2013 and approved by
14 the Nebraska governor; and

15 (2) issue a final environmental impact state-
16 ment for such pipeline.

17 (b) SATISFACTION OF REQUIREMENTS.—The final
18 environmental impact statement described in subsection
19 (a)(2), coupled with the Final Evaluation Report described
20 in subsection (a)(1), shall be considered to satisfy all re-
21 quirements of the National Environmental Policy Act of
22 1969 (42 U.S.C. 4321 et seq.), of the National Historic
23 Preservation Act (16 U.S.C. 470 et seq.), and of section
24 7 of the Endangered Species Act of 1973 (16 U.S.C.
25 1536).

26 (c) CONSEQUENCE OF FAILURE TO COMPLY.—

1 (1) GENERAL RULE.—If either the Presidential
2 permit described in subsection (a)(1) or the environ-
3 mental impact statement described in subsection
4 (a)(2) remains unissued upon the expiration of 30
5 days after the date of enactment of this Act, until
6 such permit and environmental impact statement are
7 both issued no Federal funds may be expended to
8 pay more than 75 percent of the salary of any senior
9 official in the Department of State.

10 (2) DEFINITION.—In this subsection, the term
11 “senior official in the Department of State” means
12 the Secretary of State and any Deputy Secretary or
13 Under Secretary at the Department of State.

14 **SEC. 3. ASSOCIATED PERMITS.**

15 (a) REQUIREMENT.—Not later than 30 days after the
16 date of enactment of this Act—

17 (1) the Secretary of the Interior shall issue all
18 permits associated with the pipeline project de-
19 scribed in section 2(a) that were applied for before
20 the date of enactment of this Act, including a grant
21 of right-of-way and temporary use permit under sec-
22 tion 28 of the Mineral Leasing Act (30 U.S.C. 185)
23 and the Federal Land Policy and Management Act
24 of 1976 (43 U.S.C. 1701 et seq.) and any permit re-

quired under the Migratory Bird Treaty Act (16 U.S.C. 703 et seq.); and

(2) the Secretary of the Army shall issue all permits associated with such pipeline project that were applied for before the date of enactment of this Act under section 404 of the Federal Water Pollution Control Act (33 U.S.C. 1344).

(b) CONSEQUENCE OF FAILURE TO COMPLY.—

(1) GENERAL RULE.—If any permit described in subsection (a) remains unissued upon the expiration of 30 days after the date of enactment of this Act, until all such permits are issued no Federal funds may be expended to pay more than 75 percent of the salary of—

(A) in the case of a permit described in subsection (a)(1), any senior official in the Department of the Interior; and

(B) in the case of a permit described in subsection (a)(2), the Secretary of the Army and the Assistant Secretary of the Army for Civil Works.

(2) DEFINITION.—In this subsection, the term “senior official in the Department of the Interior” means the Secretary of the Interior and any Deputy

- 1 Secretary or Under Secretary at the Department of
- 2 the Interior.

