

114TH CONGRESS
1ST SESSION

H. R. 351

IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2015

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To provide for expedited approval of exportation of natural
gas, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “LNG Permitting Cer-
3 tainty and Transparency Act”.

4 **SEC. 2. ACTION ON APPLICATIONS.**

5 (a) **DECISION DEADLINE.**—For proposals that must
6 also obtain authorization from the Federal Energy Regu-
7 latory Commission or the United States Maritime Admin-
8 istration to site, construct, expand, or operate LNG export
9 facilities, the Department of Energy shall issue a final de-
10 cision on any application for the authorization to export
11 natural gas under section 3 of the Natural Gas Act (15
12 U.S.C. 717b) not later than 30 days after the later of—

13 (1) the conclusion of the review to site, con-
14 struct, expand, or operate the LNG facilities re-
15 quired by the National Environmental Policy Act of
16 1969 (42 U.S.C. 4321 et seq.); or

17 (2) the date of enactment of this Act.

18 (b) **CONCLUSION OF REVIEW.**—For purposes of sub-
19 section (a), review required by the National Environ-
20 mental Policy Act of 1969 shall be considered concluded—

21 (1) for a project requiring an Environmental
22 Impact Statement, 30 days after publication of a
23 Final Environmental Impact Statement;

24 (2) for a project for which an Environmental
25 Assessment has been prepared, 30 days after publi-

1 cation by the Department of Energy of a Finding of
2 No Significant Impact; and

3 (3) upon a determination by the lead agency
4 that an application is eligible for a categorical exclu-
5 sion pursuant National Environmental Policy Act of
6 1969 implementing regulations.

7 (c) JUDICIAL ACTION.—(1) The United States Court
8 of Appeals for the circuit in which the export facility will
9 be located pursuant to an application described in sub-
10 section (a) shall have original and exclusive jurisdiction
11 over any civil action for the review of—

12 (A) an order issued by the Department of En-
13 ergy with respect to such application; or

14 (B) the Department of Energy’s failure to issue
15 a final decision on such application.

16 (2) If the Court in a civil action described in para-
17 graph (1) finds that the Department of Energy has failed
18 to issue a final decision on the application as required
19 under subsection (a), the Court shall order the Depart-
20 ment of Energy to issue such final decision not later than
21 30 days after the Court’s order.

22 (3) The Court shall set any civil action brought under
23 this subsection for expedited consideration and shall set
24 the matter on the docket as soon as practical after the
25 filing date of the initial pleading.

1 **SEC. 3. PUBLIC DISCLOSURE OF EXPORT DESTINATIONS.**

2 Section 3 of the Natural Gas Act (15 U.S.C. 717b)
3 is amended by adding at the end the following:

4 “(g) PUBLIC DISCLOSURE OF LNG EXPORT DES-
5 TINATIONS.—As a condition for approval of any authoriza-
6 tion to export LNG, the Secretary of Energy shall require
7 the applicant to publicly disclose the specific destination
8 or destinations of any such authorized LNG exports.”.

Passed the House of Representatives January 28,
2015.

Attest:

KAREN L. HAAS,
Clerk.