

AMENDMENT NO. _____ Calendar No. _____

Purpose: To promote economic growth and job creation in the United States and to strengthen the energy security of partners and allies of the United States.

IN THE SENATE OF THE UNITED STATES—113th Cong., 2d Sess.

H. R. 3979

To amend the Internal Revenue Code of 1986 to ensure that emergency services volunteers are not taken into account as employees under the shared responsibility requirements contained in the Patient Protection and Affordable Care Act.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. HOEVEN (for himself, Mr. BARRASSO, Ms. MURKOWSKI, Mr. INHOFE, Mr. VITTER, and Mr. CORNYN) to the amendment (No. _____) proposed by Mr. REID

Viz:

1 At the end of the amendment, add the following:

2 **SEC. 13. KEYSTONE XL PERMIT APPROVAL.**

3 (a) IN GENERAL.—In accordance with clause 3 of
4 section 8 of article I of the Constitution (delegating to
5 Congress the power to regulate commerce with foreign na-
6 tions), TransCanada Keystone Pipeline, L.P. is authorized
7 to construct, connect, operate, and maintain pipeline fa-
8 cilities for the import of crude oil and other hydrocarbons

1 at the United States-Canada Border at Phillips County,
2 Montana, in accordance with the application filed with the
3 Department of State on May 4, 2012.

4 (b) PRESIDENTIAL PERMIT NOT REQUIRED.—Not-
5 withstanding Executive Order No. 13337 (3 U.S.C. 301
6 note), Executive Order No. 11423 (3 U.S.C. 301 note),
7 section 301 of title 3, United States Code, and any other
8 Executive order or provision of law, no presidential permit
9 shall be required for the facilities described in subsection
10 (a).

11 (c) ENVIRONMENTAL IMPACT STATEMENT.—The
12 final environmental impact statement issued by the Sec-
13 retary of State on August 26, 2011, the Final Evaluation
14 Report issued by the Nebraska Department of Environ-
15 mental Quality on January 3, 2013, and the Final Supple-
16 mental Environmental Impact Statement for the Keystone
17 XL Project issued in January 2014, regarding the crude
18 oil pipeline and appurtenant facilities associated with the
19 facilities described in subsection (a), shall be considered
20 to satisfy—

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

24 (2) any other provision of law that requires
25 Federal agency consultation or review with respect

1 to the facilities described in subsection (a) and the
2 related facilities in the United States.

3 (d) PERMITS.—Any Federal permit or authorization
4 issued before the date of enactment of this Act for the
5 facilities described in subsection (a), and the related facili-
6 ties in the United States shall remain in effect.

7 (e) FEDERAL JUDICIAL REVIEW.—The facilities de-
8 scribed in subsection (a), and the related facilities in the
9 United States, that are approved by this section, and any
10 permit, right-of-way, or other action taken to construct or
11 complete the project pursuant to Federal law, shall only
12 be subject to judicial review on direct appeal to the United
13 States Court of Appeals for the District of Columbia Cir-
14 cuit.

15 **SEC. 14. EXPEDITED APPROVAL OF EXPORTATION OF NAT-**
16 **URAL GAS TO UKRAINE AND NORTH ATLAN-**
17 **TIC TREATY ORGANIZATION MEMBER COUN-**
18 **TRIES AND JAPAN.**

19 (a) IN GENERAL.—In accordance with clause 3 of
20 section 8 of article I of the Constitution of the United
21 States (delegating to Congress the power to regulate com-
22 merce with foreign nations), Congress finds that exports
23 of natural gas produced in the United States to Ukraine,
24 member countries of the North Atlantic Treaty Organiza-
25 tion, and Japan is—

1 (1) necessary for the protection of the essential
2 security interests of the United States; and

3 (2) in the public interest pursuant to section 3
4 of the Natural Gas Act (15 U.S.C. 717b).

5 (b) EXPEDITED APPROVAL.—Section 3(c) of the Nat-
6 ural Gas Act (15 U.S.C. 717b(c)) is amended by inserting
7 “, to Ukraine, to a member country of the North Atlantic
8 Treaty Organization, or to Japan” after “trade in natural
9 gas”.

10 (c) EFFECTIVE DATE.—The amendment made by
11 subsection (b) shall apply to applications for the author-
12 ization to export natural gas under section 3 of the Nat-
13 ural Gas Act (15 U.S.C. 717b) that are pending on, or
14 filed on or after, the date of the enactment of this Act.