

**AMENDMENT OFFERED BY MR. RUSH OF ILLINOIS  
TO THE AMENDMENT IN THE NATURE OF A  
SUBSTITUTE**

At the end of section 3(a), insert the following new paragraph:

1           (3) RESTRICTION ON USE OF EMINENT DO-  
2           MAIN.—Notwithstanding paragraphs (1) and (2), a  
3           permit shall not be issued or deemed to have been  
4           issued under this subsection absent a condition that  
5           prohibits the permit recipient from initiating or  
6           threatening to initiate proceedings to invoke the  
7           power of eminent domain for the purpose of taking  
8           ownership, rights-of-way, easements, or other access  
9           or use of private property in the United States, for  
10          purposes of constructing or operating the Keystone  
11          XL pipeline, against the will of the property’s owner.

