

115TH CONGRESS
2D SESSION

H. R. 6224

To require reports by the Secretary of State, the Secretary of the Treasury, and the Director of National Intelligence relating to construction of the Nord Stream 2 pipeline, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2018

Mr. HECK (for himself and Mr. POE of Texas) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Permanent Select Committee on Intelligence (Permanent Select), 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 require reports by the Secretary of State, the Secretary of the Treasury, and the Director of National Intelligence relating to construction of the Nord Stream 2 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 “Protect European En-
5 ergy Security Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) The Russian Federation is proposing to
4 construct a gas pipeline from Russia to Germany,
5 named the Nord Stream 2 pipeline, the completion
6 of which could address potential increases in Euro-
7 pean energy consumption but also increase Euro-
8 pean dependence on Russian energy and have desta-
9 bilizing effects on the Government of Ukraine if
10 Ukraine loses energy transit fees as a result of con-
11 struction of the Nord Stream 2 pipeline.

12 (2) According to experts, the Nord Stream 2
13 pipeline would transport 80 percent of Russia's cur-
14 rent gas exports to Europe through one single pipe-
15 line system, which would run counter to the Euro-
16 pean Union energy policy of energy security and di-
17 versification of supply.

18 (3) Section 257(a) of the Countering America's
19 Adversaries through Sanctions Act of 2017 (Public
20 Law 115–44; 22 U.S.C. 9546(a)) states in part that
21 it is the policy of the United States—

22 (A) “to work with European Union mem-
23 ber states and European Union institutions to
24 promote energy security through developing di-
25 versified and liberalized energy markets that

1 provide diversified sources, suppliers, and
2 routes”; and

3 (B) “to continue to oppose [the Nord
4 Stream 2 pipeline] given its detrimental im-
5 pacts on the European Union’s energy security,
6 gas market development in Central and Eastern
7 Europe, and energy reforms in Ukraine”.

8 (4) On January 27, 2018, then-Secretary of
9 State Rex Tillerson stated, “[T]he United States op-
10 poses the Nord Stream 2 pipeline. We see it as un-
11 dermining Europe’s overall energy security and sta-
12 bility . . .”. Tillerson further stated that the pipe-
13 line would allow Putin to use energy as a “political
14 tool”.

15 (5) On March 11, 2018, German chancellor An-
16 gela Merkel acknowledged “political” and “stra-
17 tegic” concerns regarding the Nord Stream 2 pipe-
18 line and stated that the pipeline “is not just an eco-
19 nomic project, but that, of course, political factors
20 must also be taken into account”.

21 (6) Gazprom, a Russian energy company, is
22 controlled by the Government of the Russian Fed-
23 eration, which, according to the European Commis-
24 sion’s Statement of Objections to Gazprom dated

1 April 22, 2015, has undertaken efforts to use gas as
2 a weapon of coercion.

3 (7) The Department of State, led by the Bu-
4 reau of Energy of Resources, has worked extensively
5 with allies, including Denmark, to thwart such Rus-
6 sian efforts.

7 **SEC. 3. SENSE OF CONGRESS.**

8 It is the sense of Congress that the United States
9 should—

10 (1) continue to oppose construction of the Nord
11 Stream 2 pipeline and other Russian Federation gas
12 pipelines in northern Europe; and

13 (2) take affirmative diplomatic steps to halt the
14 construction of such pipelines.

15 **SEC. 4. REPORTING REQUIREMENTS.**

16 (a) REPORT BY SECRETARY OF STATE.—

17 (1) IN GENERAL.—The Secretary of State, in
18 coordination with the Secretary of the Treasury,
19 shall submit to the appropriate congressional com-
20 mittees a report on actions the Department of State
21 is taking to implement section 257 of the Countering
22 America’s Adversaries through Sanctions Act of
23 2017 (Public Law 115–44; 22 U.S.C. 9546).

24 (2) ELEMENTS.—The report shall include de-
25 tails on the following:

1 (A) Efforts by the Department of State
2 since August 3, 2017, to work with European
3 Union member states and institutions to pro-
4 mote energy security and decrease their depend-
5 ence on Russian sources of energy, including
6 use of the Countering Russian Influence Fund
7 authorized pursuant to section 254 of the
8 Countering America’s Adversaries through
9 Sanctions Act of 2017 (Public Law 115–44; 22
10 U.S.C. 9543).

11 (B) Diplomatic efforts undertaken by the
12 Department of State to oppose directly the
13 Nord Stream 2 pipeline and the Turk Stream
14 pipeline.

15 (C) An estimation of European natural gas
16 supply demand from 2019 through 2023.

17 (b) REPORT BY SECRETARY OF THE TREASURY.—

18 (1) IN GENERAL.—The Secretary of Treasury,
19 in coordination with the Secretary of State, shall
20 submit to the appropriate congressional committees
21 a report on each entity involved in construction of
22 the Nord Stream 2 pipeline or construction of the
23 Turk Stream pipeline.

24 (2) ENTITY DEFINED.—In this subsection, the
25 term “entity”—

1 (A) means an entity organized under the
2 laws of the United States; and

3 (B) includes, with respect to the entity, a
4 sub entity, parent entity, subsidiary, or any
5 other entity.

6 (c) REPORT BY DIRECTOR OF NATIONAL INTEL-
7 LIGENCE.—The Director of National Intelligence, in co-
8 ordination with the Secretary of Defense, shall submit to
9 the appropriate congressional committees a report on the
10 impact of the Nord Stream 2 pipeline on—

11 (1) United States interests and security objec-
12 tives;

13 (2) European energy security and defense pos-
14 ture;

15 (3) Russian influence in Europe; and

16 (4) Ukraine, including the implications of re-
17 ductions in transit fees as a result of Nord Stream
18 2 pipeline.

19 (d) FORM.—The reports required by this section shall
20 be submitted in unclassified form, but may contain a clas-
21 sified annex.

22 (e) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
23 FINED.—In this section, the term “appropriate congres-
24 sional committees” means—

25 (1) in the House of Representatives—

- 1 (A) the Committee on Armed Services;
2 (B) the Committee on Foreign Affairs;
3 (C) the Committee on Financial Services;
4 (D) the Committee on Energy and Com-
5 merce; and
6 (E) the Permanent Select Committee on
7 Intelligence; and
8 (2) in the Senate—
9 (A) the Committee on Armed Services;
10 (B) the Committee on Foreign Relations;
11 (C) the Committee on Finance;
12 (D) the Committee on Banking, Housing,
13 and Urban Affairs; and
14 (E) the Select Committee on Intelligence.

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