

**6132.4800 RELEASE OF PERMITTEE.**

Subpart 1. **Procedure.** The procedure to release the permittee from permit to mine responsibility on a reclaimed portion of the mining area begins when the permittee submits a request for release under part 6132.1400.

Subp. 2. **Determination by commissioner.** The commissioner shall review the request for release and inspect the site to be released to determine whether all terms and conditions of parts 6132.0100 to 6132.5300 and the permit to mine have been satisfied.

A. If the commissioner determines that the terms and conditions of parts 6132.0100 to 6132.5300 and the permit to mine have not been satisfied, the permittee shall follow the procedures for obtaining a permit to mine described in part 6132.4000.

B. If the commissioner determines that the terms and conditions of parts 6132.0100 to 6132.5300 and the permit to mine have been satisfied, the commissioner shall release the permittee from further responsibility for the reclaimed portion.

C. If the commissioner determines that the request for release relates to requirements for permanent shutdown, pursuant to part 6132.3200, subpart 2, item E, the permittee shall follow the procedures for obtaining a permit to mine described in part 6132.4000.

Subp. 3. **Postclosure maintenance.** No release from a permit to mine shall be approved for a portion of the mining area requiring postclosure maintenance until the necessity for maintenance ceases.

**Statutory Authority:** *MS s 93.44 to 93.51; 103G.222*

**History:** *17 SR 2207*

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