

**7045.0576 POSTEMERGENCY REQUIREMENTS.**

Subpart 1. **Cleanup.** Immediately after an event requiring the implementation of the contingency plan, the emergency coordinator shall provide for treating, storing, or disposing of recovered waste, contaminated soil or water, or any other material that results from a release, fire, or explosion at the facility in a manner approved by the commissioner. Unless the owner or operator can demonstrate that the recovered material is not a hazardous waste, the owner or operator becomes a generator of hazardous waste and shall manage it in accordance with all applicable requirements of parts 7045.0102 to 7045.0397. The emergency coordinator shall ensure that, in the affected area or areas of the facility, no waste that may be incompatible with the released material is treated, stored, or disposed of until cleanup procedures are completed, and all emergency equipment listed in the contingency plan is cleaned and fit for its intended use before operations are resumed.

Subp. 2. **Notice before resuming operations.** The owner or operator shall notify the regional administrator, the commissioner, and other appropriate state and local authorities that the facility is in compliance with subpart 1 before operations are resumed in the affected area or areas of the facility.

Subp. 3. **Reporting.** The owner or operator shall note in the operating record the time, date, and details of any incident that requires implementing the contingency plan. Within 15 days after the incident, he or she shall submit a written report on the incident to the commissioner. The report must include:

- A. name, address, and telephone number of the owner or operator;
- B. name, address, and telephone number of the facility;
- C. date, time, and type of incident;
- D. name and quantity of material involved;
- E. the extent of injuries, if any;
- F. an assessment of actual or potential hazards to human health or the environment, where this is applicable; and
- G. estimated quantity and disposition of recovered material that resulted from the incident.

**Statutory Authority:** *MS s 116.07*

**History:** *9 SR 115; L 1987 c 186 s 15; 18 SR 1565*

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