

4725.3875 RESPONSIBILITY FOR SEALING.

Subpart 1. **Responsibility for sealing, general.** A property owner is responsible for having a contractor licensed or registered in accordance with part 4725.0475 seal an unused well or boring except in accordance with subparts 2 and 5.

Subp. 2. **Corrective work.** When a person, including a licensee or registrant seals a well or boring in violation of these rules, the person is responsible for sealing the well or boring in accordance with this chapter.

Subp. 3. **Report of well or boring not in use.** A licensee or registrant must report to the commissioner a well or boring that the licensee or registrant knows is not in use and is not sealed.

Subp. 4. **Unsuccessful or "test" well or boring.** An unsuccessful or "test" well or boring must be sealed in accordance with part 4725.3850 by the licensee or registrant who constructed the well or boring, unless the property owner has the well or boring sealed by another licensed or registered contractor, or completes the well or boring and places it in use.

Subp. 5. **Burial or building over an unsealed well or boring.** A person who buries, or constructs a building over, an unsealed, unused well or boring is responsible for having the well or boring sealed by a licensed or registered contractor.

Statutory Authority: *MS s 103I.101; 103I.111; 103I.205; 103I.221; 103I.301; 103I.401; 103I.451; 103I.501; 103I.525; 103I.531; 103I.535; 103I.541; 103I.621; 144.05; 144.12; 144.383; 157.04; 157.08; 157.09; 157.13*

History: *17 SR 2773; 33 SR 211*

Published Electronically: *September 2, 2008*