

6130.5400 DEACTIVATION AND RELEASE OF PERMITTEE.

Subpart 1. **Deactivation.** The commissioner shall review the deactivation plan, pursuant to part 6130.4600, to determine if it complies with the requirements of the permit to mine and these rules, in the same manner as if the commissioner had received an application for an amendment pursuant to part 6130.5000.

Subp. 2. **Release.** A proceeding to release the permittee from responsibility on any portion of a deactivated mining area is commenced when the permittee submits a request for release pursuant to part 6130.4700.

The commissioner shall review the request and determine if all terms and conditions of applicable sections of these rules, the permit to mine, and the approved deactivation plan have been satisfied; and that it is not necessary to defer such release until other portions of the mining area have been deactivated.

Within 270 days after receipt of the request the commissioner shall release the permittee with or without modifications or conditions, or deny the request stating reasons therefor.

Statutory Authority: *MS s 93.47*

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