STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

BNI Coal, Ltd.
Revision 45, Permit BNCR-9702
Application

Case No. RC-25-149

NOTICE OF PERMIT REVISION APPROVAL

July 16, 2025

Preliminary Statement

On March 25, 2025, the Commission received BNI Coal, Ltd.'s application for Revision 45 to Surface Coal Mining Permit BNCR-9702 to identify the coal removal areas for the next five-year permit term and update the legal and financial section, extended mine plan, operations plan, blasting plan, post-mine topography, reclamation schedule, ground water information, surface water management, fish and wildlife resource protection, revegetation and post mining land use, and the worst-case bond estimate. Renewal 5 allows BNI Coal, Ltd. to conduct mining and reclamation operations within the permit for another five-year permit term ending on August 2, 2030.

The Commission has completed its review of the application and approved the permit revision, which includes the revocation of Special Condition No. 2. The revision will give BNI Coal, Ltd. the right to modify the mining and reclamation plans in Permit BNCR-9702 as described in Revision 45.

Notice

Any person with an interest which is or may be adversely affected by this revision approval may request a formal hearing with the Commission within thirty days of the publication of this notice. The request should be addressed to the Public Service Commission, 600 East Boulevard Ave., Dept. 408, Bismarck, North Dakota 58505-0480. You may contact the Commission at the following telephone numbers: 701-328-2400 or Relay North Dakota TTY: 1-800-366-6888.

PUBLIC SERVICE COMMISSION

Sheri Haugen-Hoffart	**Randy Christmann**	**Jill Kringstad**
Commissioner	**Chair**	**Commissioner**

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Public Service Commission