

Overview of Chapter 250 Proposed- Final Rulemaking Annex A

Cleanup Standards Scientific Advisory Board (CSSAB) Meeting
April 23, 2025





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Discussion Overview

- Proposed Rulemaking Timeline
- Per- and Polyfluoroalkyl Substances (PFAS) comments
- Lead comments
- Polycyclic Aromatic Hydrocarbons (PAH) comments
- Next steps



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Proposed Rulemaking Timeline

- DEP discussed proposed rulemaking with CSSAB during 2022 and 2023
- Published July 2024
- Public comment period ended September 2024



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PFAS Comments

- Interaction with EPA Maximum Contaminant Level (MCL) Rule
- Impact on Management of Fill Policy
- Other Comments



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PFAS Comments

Interaction with EPA Maximum Contaminant Levels

- Should include all PFAS compounds from MCL publication
- HI approach integration
- Interaction with enforcement date for public drinking water systems



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PFAS Comments

Management of Fill and PFAS

- Need to calculate generic soil-to-groundwater values
- Clean fill due diligence review and background PFAS values



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Other PFAS Comments

- Will there be reopeners?
- Is it necessary to attain the SHS for PFAS?



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Lead and PAH Comments

- DEP should adopt a target blood lead level of 3.5 $\mu\text{g}/\text{dL}$
- DEP should not add averaging as a statistical test
- The proposed carcinogenic PAH toxicity values and medium-specific concentrations (MSCs) create an unacceptable risk



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Next Steps

- Finalize revisions to Preamble and Comment-Response document
- Final-form rulemaking presented to Environmental Quality Board in third quarter 2025



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