

## **Out-of-State Facilities for Soil Treatment, Disposal or Sources of Backfill for Preapproval Program Sites:**

**Petroleum contaminated soil treatment or disposal:** Petroleum contaminated soil may also be treated or disposed at out-of-state contaminated soil treatment or disposal facilities provided the out-of-state facility has a current valid permit in the other state jurisdiction. The FDEP cannot publish a list of those facilities here because of the associated responsibility of continually verifying the out-of-state facilities still have active permits in good standing in the other state jurisdictions. However, the environmental consulting firm overseeing the contaminated soil source removal must verify that the out-of-state facility has an active permit in good standing prior to using that facility for soil treatment or disposal.

**Obtaining backfill:** The petroleum cleanup preapproval program policy on sampling and analysis of soil which will be used to replace the contaminated soil that is removed allows use of soil from a permitted soil treatment facility in Florida without first obtaining samples of the soil for analysis for chemicals of concern. Obtaining treated soil from out-of-state treatment facilities without first providing soil analysis information is not appropriate because other states may have less stringent treatment requirements than Florida for some chemicals of concern. Soil may be obtained from an out-of-state treatment facility for use as backfill provided soil samples are first collected for analysis for the same chemicals of concern and with the same frequency of soil samples for which Florida permitted treatment facilities need to analyze treated soil samples (Chapter 62-713, F.A.C.). However, because of the high variability of sources of soil that is treated at these facilities, samples need to be collected from the specific batch of soil that will be delivered and used for backfill at the petroleum contaminated site shortly before the contaminated soil excavation is conducted rather than to take representative samples at the bid solicitation stage, which usually occurs some time before the soil is actually obtained.