



State of Rhode Island and Providence Plantations  
Department of State | Office of the Secretary of State  
Nellie M. Gorbea, Secretary of State

Rules and Regulations Filing Form

**1. Agency Name and Address**

Health, Department of  
Cannon Building

**2. Title of Rule**

Rules and Regulations Pertaining to Preliminary Breath Testing and Standards for the Determination of the Amount of Alcohol and/or Drugs in a Person's Body by Chemical Analysis of the Breath, Blood, and/or Urine or Other Bodily Substance

**3. Statutory Source of Authority**

Chapter 31-27 of the Rhode Island General Laws, as amended

**4. Concise Explanatory Statement - §42-35-2.6**

For the purpose of adopting approved preliminary breath testing instruments and procedures for testing evidential breath testing instruments, for reliable quantitative determinations and effective administrative practices to protect the safety and welfare of the public

**5. Type of Filing**

**Emergency Rules**

A1. Emergency 120-day initial - §42-35-2.10

- Adoption
- Amendment of ERLID:
- Repeal of ERLID:

A2. Emergency 60-day renewal - §42-35-2.10

- Adoption
- Amendment
- Repeal

Indicate ERLID of 120-day initial:

Brief Statement of Reason for Finding Imminent Peril §42-35-2.10:

**Final Rules**

B1. Amendment - §42-35-3(a)

B2. Adoption - §42-35-3(a)

B3. Repeal - §42-35-3(a)

C. Technical Revision

D. Direct Final Rule - §42-35-2.11

Supersedes ERLID: 2592

If B1 or C, please indicate new, amended, deleted, or revised sections:

sections 1.5; 1.6; 1.8; 3.1; 3.2; 3.3; 4.1; 4.2; 4.3; 4.4; 5.1; 5.2; 6.1; 6.2; 6.3; 6.4; 6.5; 6.6; 6.7; 6.8; 7.1; 7.2; 7.3; 7.4; 7.5; 7.6; 7.7; 7.8; 7.9; 7.10; 7.13; 7.14; 8.1; 8.2; 8.3; 8.4; 8.5.

**6. Notice and Hearing Information**

Date of Public Notice - §42-35-2.8:03/27/2006

Date of Public Hearing - §42-35-2.8:05/05/2006

End of Comment Period - §42-35-2.8 :

**7. Agency Additional Information - Web Page**

http://

**8. Certification**

I hereby certify that the attached rules and regulations were adopted in accordance with the Administrative Procedures Act (42-35) and that they are true copies of this Department, attest,

\_\_\_\_\_  
Name

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Title

Subscribed and sworn before me  
this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_