



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 - §42-35-2.3**

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 - §42-35-3(b)

- Adoption
- Amendment of ERLID:
- ".  Repeal of ERLID:

A2. Emergency 90-day renewal - §42-35-3(b)

- Adoption
- Amendment
- Indicate ERLID of 120-day initial:

Brief Statement of Reason for Finding Imminent Peril §42-35-3(b)(2):

**Final Rules**

- B1. Amendment
- B2. Adoption
- B3. Repeal
- C. Technical Revision

Supersedes ERLID: 2592      Repeals ERLID:      Expires ERLID:

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 - §42-35-3(a)(1):03/27/2006  
 Date of Public Hearing - §42-35-3(a)(2):05/05/2006  
 End of Comment Period:

**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

\_\_\_\_\_

Title

\_\_\_\_\_

Notary Public

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