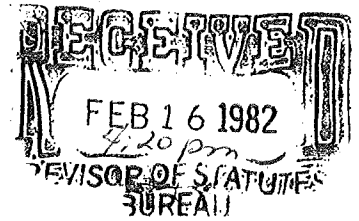


H 1

CERTIFICATE



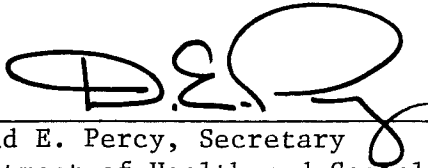
STATE OF WISCONSIN)
) SS
DEPARTMENT OF HEALTH AND SOCIAL SERVICES)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Donald E. Percy, Secretary of the Department of Health and Social Services and custodian of the official records of said department, do hereby certify that the annexed repeal of rules relating to pleading, practice and procedure in administrative proceedings before the State Board of Health was duly approved and adopted by this department on February 16, 1982.

I further certify that said copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

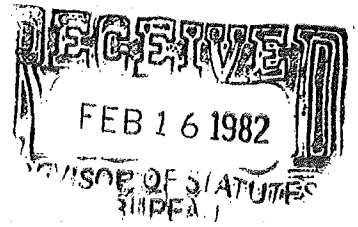
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the department at the State Office Building, 1 W. Wilson St., in the city of Madison, this 16th day of February A.D. 1982.



Donald E. Percy, Secretary
Department of Health and Social Services

SEAL:

ORDER OF THE DEPARTMENT OF
HEALTH AND SOCIAL SERVICES REPEALING RULES



To repeal H 1 relating to pleading, practice and procedure in administrative proceedings before the State Board of Health.

Analysis prepared by the Department of Health and Social Services:

Chapter H 1, Wis. Adm. Code, was promulgated in 1963 by the State Board of Health under the authority of s. 227.08, Stats. (1961). The Department of Health and Social Services inherited the chapter in 1968 when the Board and two other state agencies were transferred into the newly established Department. The Department no longer uses ch. H 1, Wis. Adm. Code.

The content of the chapter deals with matters ranging from the format for written requests for hearings, to the procedure for applying for hospital construction aid, to the time of hearings (which is tied to monthly meetings of the Board), to licensure matters. Most of the provisions that could still apply to Department proceedings have been superseded by procedural provisions in statutes and rules relating to specific programs. Examples include the certificate of need review and appeal processes in ch. 150, Stats., and ch. H 3, Wis. Adm. Code, and the Medical Assistance review and appeal processes in ss. HSS 104.01 and HSS 106.10, Wis. Adm. Code. The remaining relevant matters in ch. H 1, Wis. Adm. Code, are adequately covered under the administrative hearing provisions of ch. 227, Stats. Retention of ch. H 1, Wis. Adm. Code, serves no purpose.

Pursuant to authority vested in the Department of Health and Social Services by s. 227.014(2), Stats., the Department proposes to repeal rules interpreting s. 227.08, Stats. (1961), as follows:

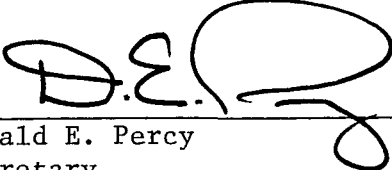
SECTION 1. Chapter H 1 of the Wisconsin Administrative Code is repealed.

Rules repealed by this order are repealed effective the first day of the month following publication of notice of repeal in the Wisconsin Administrative Register, as provided in s. 227.026(1), Stats.

Department of Health and Social Services

Dated: 2-16-82

By:


Donald E. Percy
Secretary

SEAL:



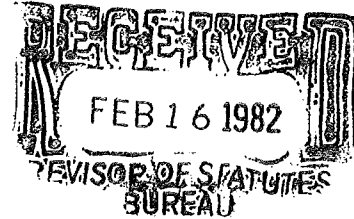
State of Wisconsin \

DEPARTMENT OF HEALTH AND SOCIAL SERVICES

OFFICE OF THE SECRETARY
1 WEST WILSON STREET
MADISON, WISCONSIN 53702

February 16, 1982

Mr. Orlan Prestegard
Revisor of Statutes
411 West, State Capitol
Madison, Wisconsin 53702



Dear Mr. Prestegard:

As provided in section 227.023, Stats., there is hereby submitted a certified copy of the repeal of H 1 relating to pleading, practice and procedure in administrative proceedings before the State Board of Health and a certified copy of the repeal of H 50 relating to joint county homes and tuberculosis sanatoria.

These rule repeals are being submitted to the Secretary of State as required by section 227.023, Stats.

Sincerely,

A handwritten signature in black ink, appearing to read "D.E.P.", written in a cursive style.

Donald E. Percy
SECRETARY

Enclosure