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CERTIFICATE

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

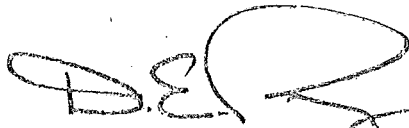
JUN 2 1982
q. Coogan
Revisor of Statutes
Bureau

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

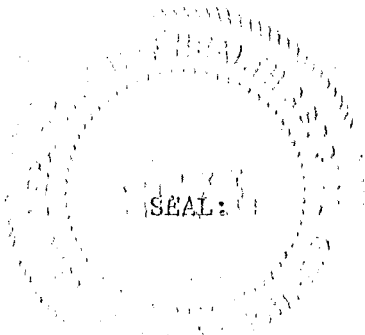
I, Donald E. Percy, Secretary of the Department of Health and Social Services and custodian of the official records of said department, do hereby certify that the annexed rules relating to restaurants and food vending machines were duly approved and adopted by this department on June 2, 1982.

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 2nd day of June, A.D., 1982.



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



8-1-82

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ORDER OF THE
DEPARTMENT OF HEALTH AND SOCIAL SERVICES
RENUMBERING AND AMENDING RULES

To renumber H 96 and H 98, and to amend HSS 198.16 and HSS 198.17, as renumbered, relating to restaurants and food vending machines.

Analysis Prepared by the Department of Health and Social Services

Chapters H 96 and H 98 of the Wisconsin Administrative Code are being renumbered to bring them into the HSS series within the Code. Eventually all chapters of rules administered by the Department will be grouped together in the multi-volume Code so that interested persons can easily identify and locate these rules.

The renumbered ch. HSS 198, which regulates vending machine operations and associated commissaries, is in addition being amended to replace outdated references and other language dealing with the appeals process for operators aggrieved by Department regulatory decisions and with the empowerment of the state health officer. The appeals process is made identical to the appeals process for aggrieved restaurant operators under renumbered ch. HSS 196.

Finally, the order changes several cross-references to rules in these two chapters as well as in eight other chapters of Department rules recently renumbered into the HSS series.

Pursuant to authority vested in the Department of Health and Social Services by ss.47.40(6)(h), 140.05(3), and 143.15(5) and (7), Stats., the Department of Health and Social Services hereby renumbers and amends rules interpreting ss.47.40, 50.50 to 50.71, 140.05(1), 140.05(17), and 143.15, Stats., as follows:

SECTION 1. Chapter H 96 of the Wisconsin Administrative Code is renumbered HSS 196.

SECTION 2. Chapter H 98 of the Wisconsin Administrative Code is renumbered HSS 198.

SECTION 3. Section HSS 198.16 of the Wisconsin Administrative Code, as renumbered, is amended to read:

HSS 198.16 APPEAL BY THE OPERATOR. Any person aggrieved by an order of the department may appeal to the board secretary within 30 days after issuance of the order ~~in the manner prescribed by Wis. Adm. Code sections H-1.21 and 1.22.~~ The department secretary shall ~~at its next regular meeting either~~ reaffirm, summarily set aside or modify the order, or set a date for a hearing on the matter ~~as provided in Wis. Adm. Code sections H-1.21 and 1.22.~~ The action taken by the department secretary may either suspend the order or continue it in force pending determination of the issues. If the department secretary has summarily modified the order, the person aggrieved may appeal from the modified order ~~as herein provided.~~

SECTION 4. Section HSS 198.17 of the Wisconsin Administrative Code is amended to read:

HSS 198.17 STATE HEALTH OFFICER EMPOWERED TO ACT. The state health officer is empowered to act for the department in the administration and enforcement of all provisions of ch. 50, Stats., and the rules ~~and regulations~~ of the department pertaining to ~~Wis. Adm. Code ch. H-98~~ vending machines.

SECTION 5. In the sections of the rules listed in Column A, the cross references shown in Column B are changed to the cross references shown in Column C:

A Rule Sections	B Old Cross References	C New Cross References
HSS 196.11 (intro.)	H 96.01 through H 96.10	HSS 196.01 through HSS 196.10
HSS 196.12 (intro.)	H 96.01 through H 96.10	HSS 196.01 through HSS 196.10
HSS 198.02(4)	H 98.03(2)	HSS 198.03(2)
HSS 198.02(5)	H 98.02(5)	this subsection
HSS 198.02(5)(c)6.c.	H 98.02(5)(c)6.a.	subpar. a.
HSS 198.02(5)(c)6.d.	H 98.02(5)(c)	par. (c)
HSS 198.07(1)	H 96	HSS 196
HSS 198.09(3)	H 98.09(5)	sub. (5)
HSS 198.09(5)	H 98.09(4)	sub. (4)
HSS 198.15(2)	H 98.03(2), H 98.03(2)	HSS 198.03(2), HSS 198.03(2)

SECTION 6. In the sections of the rules listed in Column A, the cross references shown in Column B are changed to the cross references shown in Column C:

A Rule Sections	B Old Cross References	C New Cross References
HSS 155.04(1)(a)	H 112.03(2)	HSS 155.03(2)
HSS 165.02(22)	H 38.20(1)(g), H 38.20(3)(b)	HSS 165.20(1)(g), HSS 165.20(3)(b)
HSS 165.05(1)	H 38.21(1)	HSS 165.21(1)
HSS 165.10(1)	H 38	HSS 165
HSS 165.14(2)(intro.)	H 38.02(18)	HSS 165.02(18)
HSS 165.20(2)(f)	H 38.20(2) and H 38.20(2)(a), (b), (c), or (d)	sub. (2) and pars. (a), (b), (c), or (d)


A Rule Sections	B Old Cross References	C New Cross References
HSS 165.20(3)(a)	H 38.20(2)(a), (c), or (d)	sub. (2)(a), (c), or (d)
HSS 165.20(3)(b)	H 38.20(1) or (3)(a)	sub. (1) or par. (a)
HSS 165.20(3)(c)	H 38.20(2)(a), (c), (d), and (e)	sub. (2)(a), (c), (d), and (e)
HSS 171.03(10)	H 71.03(8)	sub. (8)
HSS 171.03(11)	H 71.03(8) and (10)	subs. (8) and (10)
HSS 171.04(1)	H 71.03(12)	HSS 171.03(12)
HSS 171.06(4)	H 71.21(2)	HSS 171.21(2)
HSS 171.12(1)	H 71.12(3)(a)	sub. (3)(a)
HSS 171.12(8)(c)8.	H 71.12(8)(b)6.	par. (b)6.
HSS 171.12(8)(d)3.	H 71.12(8)(a) and H 71.12(8)(b)6.	pars. (a) and (b)6.
HSS 171.16(3)	H 71.08(10)	HSS 171.08(10)
HSS 171.17(1)(g)	H 71.08(9)	HSS 171.08(9)
HSS 171.17(1)(h)	H 71.08(10)	HSS 171.08(10)
HSS 171.21(3)(m)	H 71.18	HSS 171.18
HSS 171.21(4)(e)	H 71.19	HSS 171.19
HSS 171.24(1)	H 71.03	HSS 171.03
HSS 172.02(8)	H 71.03(8)	HSS 171.03(8)
HSS 172.02(10)	H 71.03(8)	HSS 171.03(8)
HSS 172.03(2)	H 71	HSS 171
HSS 172.04(9)(b)	H 72	HSS 172
HSS 172.06(1)	H 72.05(1)	HSS 172.05(1)
HSS 172.08(1)(b)	H 72.07(1)(b) and H 72.04(4)	HSS 172.07(1)(b) and HSS 172.04(4)
HSS 172.08(2)	H 72.04(4)	HSS 172.04(4)
HSS 172.10(1)	H 72.02(10)	HSS 172.02(10)
HSS 172.10(4)(a)	H 71 and H 72	HSS 171 and HSS 172
HSS 172.10(5)	H 72.10	[blank]
HSS 175.12(3)	H 75.04(4)	HSS 175.04(4)
HSS 175.12(5)	H 75.05	HSS 175.05
HSS 175.13(1)	H 75.02(2)	HSS 175.02(2)
HSS 175.13(3)(a)	H 75	HSS 175
HSS 175.13(4)	H 75.13	[blank]
HSS 177.11(1)	H 77.02(3)	HSS 177.02(3)
HSS 177.11(3)(a)	H 77	HSS 177
HSS 177.11(4)	H 77.11	[blank]

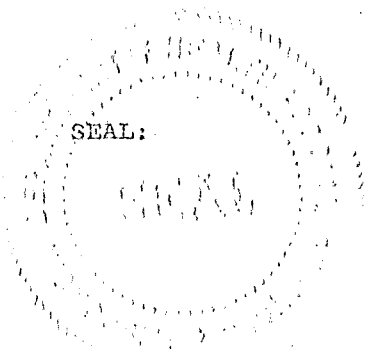
A Rule Sections	B Old Cross References	C New Cross References
HSS 178.05(1)	H 78.05(2)	sub. (2)
HSS 178.07(2)(c)	H 78.07(2)(a)	par. (a)
HSS 178.14(1)	H 78.02(1)	HSS 178.02(1)
HSS 178.14(3)(a)	H 78	HSS 178
HSS 178.14(4)	H 78.14	[blank]
HSS 258.02(6)	DVR 1.12	HSS 258.12

The renumberings and amendments contained in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, as provided in s.227.026(1), Stats.

Department of Health and Social Services

Dated: 6-2-82

By 
 Donald E. Percy
 Secretary





State of Wisconsin \

DEPARTMENT OF HEALTH AND SOCIAL SERVICES

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

June 2, 1982

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JUN 2 1982

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

Revisor of Statutes
Bureau

Dear Mr. Prestegard:

As provided in s. 227.023, Stats., there is hereby submitted a certified copy of our order renumbering and amending HSS 196 and HSS 198, administrative rules relating to restaurants and food vending machines.

These rules are being submitted to the Secretary of State as required by s. 227.023, Stats.

Sincerely,

A handwritten signature in black ink, appearing to read 'D.R. Percy', written over a circular stamp or mark.

Donald R. Percy
SECRETARY

Enclosure