

SENATOR BERNARD-STEVENS: One minute.

SENATOR WESELY: ...there's nothing more we can do on that, but...

SENATOR HALL: Well I understand that but what does.. I mean we don't mandate that they pay at the 75 percentile level. We say that they may, that they cannot pay beyond, they cannot exceed, not to exceed the 75...seventy fifth percentile.

SENATOR WESELY: That's right.

SENATOR HALL: And what you're telling me is the standard that is out there right now is one that is not being applied?

SENATOR WESELY: No, we have no standard now. There is no adjustment required.

SENATOR HALL: You said there was a change made in '91...

SENATOR WESELY: Right.

SENATOR HALL: ...that used the 75 percentile.

SENATOR WESELY: Right. We required the market survey to be done and then the first time it was done they went to the 75 percentile, but unfortunately when we drafted the bill we didn't specify that they adjust every two years and they haven't done anything since '91.

SENATOR HALL: So in other words the intent is to allow for that, to use that seventy-fifth percentile as the level which payment is, reimbursement is made.

SENATOR WESELY: Originally in '91 that was the intent but it wasn't fulfilled after that year.

SENATOR BERNARD-STEVENS: Time.

SENATOR HALL: Thank you, Senator Wesely, thank you, Mr. President.

SENATOR BERNARD-STEVENS: Senator Crosby, followed by Senators Wehrbein, Wesely, Chambers and Maurstad.