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SENATOR BEUTLER: Okay.

SENATOR BOHLKE: ...hadn't put out the bids...

SENATOR BEUTLER: In a certain...yeah.

SENATOR BOHLKE: ...for the one test so we could, and said they were not pursuing it energetically.

SENATOR BEUTLER: Yes. Well, and that's neither here nor there in the long run except that it indicates a state of mind I think that should be taken into account.

SENATOR BOHLKE: Yeah, they thought it was a bad idea.

SENATOR BEUTLER: Secondly, I want to talk about the Attorney General's Opinion, and I want to talk about it in light of what the State Department of Education has done. First of all, let's go back one step further. We've reaffirmed that there are no mandatory state standards, that point number one clear.

SENATOR BOHLKE: Clear.

SENATOR BEUTLER: The State Department of Education is putting together, has put together some standards, though.

SENATOR BOHLKE: Correct.

SENATOR BEUTLER: None of that that they've done as far as I know is in any statute. They simply have taken it upon themselves to do that.

SENATOR BOHLKE: Correct.

SENATOR BEUTLER: Right?

SENATOR BOHLKE: Correct. In most states it is not in statute I don't believe.

SENATOR BEUTLER: Yeah, okay. That's, and I'm not being critical here, I'm just trying to get the legal framework clear