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and express a feeling of dissatisfaction because they are not currently a provider? Or you just became aware of the fact that they are not a provider of this program?

SENATOR FOLEY: I wouldn't characterize it...I wouldn't characterize it that way. I'd say it was just the opposite, really. We contacted them...

SENATOR CHAMBERS: Okay.

SENATOR FOLEY: ...and said, here's what we're trying to do; do you think this would be of interest to you? It was something along those lines.

SENATOR CHAMBERS: And why can they not be a provider under the current set of circumstances?

SENATOR FOLEY: Well, it goes back, Senator, many, many years ago when this program started. HHS published a solicitation for providers and they mandated in that solicitation that in order to win a contract under this program you must be what is called a federal Title X clinic,...

SENATOR CHAMBERS: Yes.

SENATOR FOLEY: ...and they are not a federal Title X clinic. They're a federally qualified health center, but under a different section of statute.

SENATOR CHAMBERS: Why are they not? Why are they not a Title X clinic?

SENATOR FOLEY: Well, it's...that was their decision. I don't know why they're not.

SENATOR CHAMBERS: Well, are there requirements that have to be met which they chose not to meet or which they were unable, for some reason, to meet?

SENATOR FOLEY: Well, they operate very well under a different section of federal statute. Why they chose that particular