OFFICE OF THE GOVERNOR
STATE OF MONTANA

BRIAN SCHWEITZER
GOVERNOR

JOHN BOHLINGER
LT. GOVERNOR

January 13, 2005

Catherine Schagh, Director
Impact Aid Program
U. S. Department of Education
400 Maryland Avenue SW
Washington, D.C. 20202

Subject: State of Montana's Request for a Hearing Pursuant to Section 8009 (c) (3)(B) and 34 C.F.R. Section 222.165

Dear Ms. Schagh:

I am writing to formally withdraw the State of Montana's hearing request made by James W. Santoro on July 2, 2004. The State hereby acknowledges that MCA Section 20-9-501, as amended by SB 424, violates section 8009(a)(1)(B) and (2) of the Impact Aid law (20 U.S.C. § 7709 (a)(1)(B) and (2)) as determined by the U.S. Department of Education on June 9, 2004.

Sincerely,

BRIAN SCHWEITZER
Governor
State of Montana

c: Michael Dahlem, Attorney at Law
Mike McGrath, Montana Attorney General
Linda McCulloch, Superintendent of Public Instruction
Montana Local Educational Agencies
Lynda Brannon

STATE CAPITOL • P.O. BOX 200801 • HELENA, MONTANA 59620-0801
TELEPHONE: 406-444-3111 • FAX: 406-444-5529 • WEBSITE: WWW.MT.GOV