



Texas Association of School Boards
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Serving Texas Schools Since 1949

January 22, 2021

Jeff Mashburn
3336 FM 934
Itasca, Texas 76055

Dear Mr. Mashburn:

We have received your letter, dated December 7, 2020, about the legal action you and The Conservative Alliance of Texas plan to initiate against Texas school districts regarding energy savings performance contracts.

The Texas Association of School Boards (TASB) is a private, voluntary membership association for the boards of Texas school districts. TASB is not a governmental regulatory entity and thus we do not authorize school districts to enter into energy contracts. We do provide districts with information about the various contracting methods allowed under Texas law, including performance contracts under Texas Education Code Section 44.901. However, it is within the province and judgment of district officials to determine which contracting method will best meet the district's needs. Therefore, we decline your request to alert districts to the concerns outlined in your letter.

Sincerely,

Sedora Jefferson
Associate Executive Director
General Counsel