

FLORIDA SCHOOL BOARDS ASSOCIATION, INC

203 South Monroe Street ~ Tallahassee, FL 32301

Phone: 850/414-2578 ~ Fax: 850/414-2585

www.fsba.org

PRESIDENT
CANDACE LANKFORD
DELAND

EXECUTIVE DIRECTOR
DR. WAYNE BLANTON
TALLAHASSEE

MEMORANDUM

June 25, 2010

TO: School Board Members
District School Superintendents
School Board Attorneys

FROM: Wayne Blanton, Executive Director
Ruth Melton, Director of Legislative Relations
Ronald Meyer, Meyer, Brooks, Demma and Blohm, P.A.

SUBJECT: Litigation Challenging Class Size Penalties

At our meeting in Tampa on June 16, 2010, the FSBA Board of Directors granted approval for the Association to enter into litigation to challenge the constitutionality of the new penalties that will be applied to school districts that have not fully complied with class size reduction requirements. These new penalties were enacted by the legislature during the 2010 regular legislative session and are set forth in House Bill 5101 (Chapter 2010-154, Laws of Florida).

Since the new penalties could be imposed as early as the October student membership survey, we believe it is imperative to pursue this litigation quickly and it is essential that as many school boards as possible join us as plaintiffs in this litigation. To expedite this process, we have attached a Resolution and a Retainer Agreement for your board to consider at your next school board meeting. We ask that you execute these documents and return them to the FSBA office as soon as possible.

Thank you for your prompt attention to this matter. If you have any questions or concerns, please contact the FSBA office.

WB:RM:RM/rhm