



November 19, 2024

Private Acts of 1974 Chapter 217

Dear Reader:

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We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other CTAS website material.

Sincerely,

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Private Acts of 1974 Chapter 217

SECTION 1. There is hereby created a seven member Board of Education for Giles County to be selected in the manner set forth in Section 3 from the districts as defined in Section 2.

SECTION 2. For purposes of electing the school board the county shall be divided into seven school districts as follows:

- School District 1 Magisterial District 1 and 2
- School District 2 Magisterial District 3 and 4
- School District 3 Magisterial District 5 and 6
- School District 4 Magisterial District 7 and 8
- School District 5 Magisterial District 9 and 10
- School District 6 Magisterial District 11 and 12
- School District 7 Magisterial District 13 and 14

It is the intent of the Act that changes in the boundary line of any magisterial district for purposes of reapportionment shall automatically redefine the school district boundary lines so that further action on the part of the General Assembly for this purpose is not required. In the event such reapportionment results in school board member no longer residing in the district he represents, he shall continue to hold his office until the expiration of his term but shall not be eligible for reelection.

SECTION 3. One member of the school board shall be elected from each school district as defined in Section 2 and he must be a resident of the district from which he seeks election. Each member of the board shall be elected by the voters of the school district in which he resides. Any member moving from the school district for which he was elected shall automatically vacate his office.

SECTION 4. The present board shall continue to serve until the expiration of their respective terms or until their successors are duly elected and qualified. Should there be two board members residing in a single school district the member with the longer remaining term in office shall be designated as the representative of the district without representation until the expiration of his term when that district shall then elect a resident to the board.

SECTION 5. The term of office shall be for six years beginning on September 1 of the year in which said members are elected and they shall serve until their successors shall be elected and qualified. In the event of any vacancy of any school board member, the Quarterly Court shall appoint a person from the district having the vacancy and such person shall serve until the first day of September following the next regular election held more than 30 days after the vacancy shall occur, at which election, there shall be elected a member to serve the unexpired term and the person elected shall hold office until the expiration of the term or until his successor is elected and qualified.

SECTION 6. The Board of Education established by this Act shall have the same powers, duties, privileges and qualifications as the Board of Education established pursuant to Title 49 Tennessee Code Annotated, except as otherwise provided herein.

SECTION 7. Candidates for office as members of the Board of Education shall qualify at the same time and in the same manner that other officers of the county qualify and that election shall be at the same time and subject to the same laws which govern the election of other county officials.

SECTION 8. Board members shall be paid per diem for attendance at each quarterly meeting of the board at the rate of thirty dollars (\$30.00) per diem and for each additional meeting during said quarter shall be paid at the rate of ten dollars (\$10.00) per diem.

As amended by: Private Acts of 1985, Chapter 46

SECTION 9. If any section, paragraph, sentence or any part thereof shall be held to be invalid or unconstitutional such invalidity or unconstitutionality shall not impair or affect other parts of this Act unless it clearly appears that such other parts are necessarily dependent on the effective portion. It is the intent of the General Assembly that each section, paragraph, sentence or part thereof of this Act be separately enacted and independent of each other and declared to be severable from all other portions of this Act.

SECTION 10. Chapter 222 of the Private Acts of 1967, Chapter 156 of the Private Acts of 1945, Chapter 85 of the Private Acts of 1943, Chapter 387 of the Private Acts of 1943 and all other Private Acts or portions thereof affecting Giles County and in conflict with the provisions of this Act are hereby repealed.

SECTION 11. This Act shall have no effect unless it is approved by a two-thirds (2/3) vote of the

Quarterly County Court of Giles County within 120 days of its passage and approval by the Governor. Its approval or nonapproval shall be proclaimed by the presiding officer of the Quarterly County Court and certified by him to the Secretary of State.

SECTION 12. For the purpose of approving or rejecting the provisions of this Act, it shall be effective upon becoming a law the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 11.

Passed: February 27, 1974.

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