



November 19, 2024

Chapter VI - Education/Schools

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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Chapter VI - Education/Schools 3
Tusculum College 3
Incorporation 3
Private Acts of 1868-69 Chapter 4 3
Scholarships 3
Private Acts of 1953 Chapter 14 3
Education/Schools - Historical Notes 4

Chapter VI - Education/Schools

Tusculum College

Incorporation

Private Acts of 1868-69 Chapter 4

SECTION 1. That the Boards of Trustees of Greeneville and Tusculum Colleges, situated in the county of Green [sic], be and they are hereby consolidated under the name of Tusculum College, with all the rights privileges, powers and immunities of a University, which Board shall be composed of the following-named citizens, and not to exceed thirty in number: Andrew Johnson, Wm. B. Robinson, Francis A. McCorkle, Thomas L. Robinson, Isaac C. Datson, Anthony Moore, James C. Wilson, G. H. Evans, David T. Patterson, R. A. Crawford, Robert B. Moser, James A. Galbraith, S. P. Crawford, Joseph R. Brown, Wm. R. Brown, James Britton, Sr., Samuel McGaughey, H. R. Baker, M. S. Doak, Wm. M. Crawford, Samuel Milligan, E. Fink, S. S. M. Doak, Samuel S. Doak, David Sevier, Wm. B. Rankin, S. E. Knapp, and Robert M. McKee, who, with their successors in office, to be chosen as hereinafter provided, shall have perpetual succession, and shall constitute a body politic and corporate, and have a common seal; and the said Trustees and their successors, or a majority of them, together with the President of said College shall have, and they are hereby vested with the legal power and capacity to buy, receive, possess a lien and dispose of any land property or money for the use and benefit of said institution, and may sue and be sued, commence and practice any legal process, and have the like instituted against them in any Court of Record in the most ample manner.

As amended by:

Private Acts of 1913, Chapter 196

SECTION 2. That the President of said College, with any six of the Trustees who may be present, shall be a board adequate for the transaction of business. In the absence of the President, any seven of the Trustees, being convened on their own adjournment, may choose a President pro tem. to act during such absence and that the President and each Trustee, before entering upon the duties of his office, shall take an oath of office before any officer authorized by law to administer oaths, such oath to be signed and filed with the Secretary of the Board to faithfully execute his respective office; and a majority of the maximum members of the board shall have power to remove from office the President or any Trustee when they think proper, and to fill all vacancies which may occur in the Board.

As amended by:

Private Acts of 1913, Chapter 196

SECTION 3. That the Board shall have power to elect a President and Vice President; the latter shall be a member of the faculty, to fill all vacancies which may occur in the Board; and also from their own body to elect a Secretary and Treasurer, which election shall be by a majority of the members of the whole Board, and all other officers necessary for conducting the concerns of the College, to be elected in such manner as may be prescribed by the by-laws of the Board, and the Board shall have full power to displace and suspend, or supersede, such officers at pleasure, and shall meet on their own adjournment, or at the call of the President or any two members of the Board of Trustees, and they shall have power to examine the students, to confer the usual literary honors, to alter or change the site of the College to such place within the limits of the county as they may think best; and when, for the interest of the institution, to erect all necessary buildings, to adopt any measures they may think proper, to advance the cause of literature at said College, and to make any by-laws, rules and regulations relating to the same and the government thereof, and their own proceedings, as a majority of the Board may deem right and proper. Said College, for the present, may be located at the present site of Tusculum College, but which location may be changed by a vote of two-thirds of the maximum number of the Board, Provided, That none of the by-laws or action of the Board is inconsistent with the Constitution and laws of the United States and of the State of Tennessee; and they further take effectual care that the advantage of a liberal education and the honor of the institution shall be accessible to students of all denominations.

Passed: November 27, 1868.

Scholarships

Private Acts of 1953 Chapter 14

SECTION 1. That the county courts, in all counties of this State having a population of not less than 41,000 and not more than 41,500 inhabitants, according to the Federal Census of 1950, or any subsequent Federal Census, are hereby authorized and empowered to award scholarships to worthy,

deserving students who are graduates of accredited high schools in said counties and residents thereof, in an amount not to exceed Three Hundred (\$300.00) Dollars per student per year, who desire to attend Tusculum College at Greeneville, Tennessee, or any other college to be selected by any of said county courts, which scholarships are declared to be in the public interest.

SECTION 2. That the County courts of all such counties are authorized to levy a tax for the purpose of providing the funds with which to pay such scholarships, or to pay same out of the general county funds which payments shall be made directly to the college, or colleges, selected.

SECTION 3. That all laws or parts of laws in conflict with this Act be and the same are hereby repealed, and this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: January 16, 1953.

Education/Schools - Historical Notes

Board of Education

The following acts once affected the board of education in Greene County but are no longer operative.

1. Private Acts of 1978, Chapter 190, provided that at the regular August election in 1978, voters in Greene County were given the opportunity to vote on the question of electing the members of the Greene County Board of Education by popular vote.
2. Private Acts of 1980, Chapter 251, created a seven member board of education for Greene County. The members had to be 21 years of age, a citizen and resident of Greene County, and a resident of the district in which elected. This act created the East, North, and Southwest School Districts.

Superintendent or Director of Schools

The acts referenced below once affected the office of superintendent of education in Greene County, but are no longer operative.

1. Private Acts of 1939, Chapter 131, provided for a superintendent of public instruction in Greene County. The salary was \$2,500 per annum and the term of office was four years elected by the qualified voters of Greene County at the regular August election of 1940.
2. Private Acts of 1953, Chapter 501, authorized a salary increase of \$1,000 per annum in addition to the regular minimum salary schedule for the superintendent of public instruction.

General Reference

The following acts constitute part of the administrative and political heritage of the educational structure of Greene County but are no longer operative since they have either been superseded, repealed, or failed to receive local approval. Also referenced below are acts which repeal prior law without providing new substantive provisions.

1. Acts of 1794, Chapter 19, established Greeneville College in Green County on the plantation of the Reverend Mr. Hezekiah Balch.
2. Acts of 1806, Chapter 8, incorporated Rhea Academy as the county academy of Greene County. Named as trustees by this act were Benjamin McNutt, Valentine Sevier, James Galbreath, William Rankin, and William Dixon.
3. Public Acts of 1822 (Ex. Sess.), Chapter 191, authorized the conveyance of part of the Harmony Church lot in Greene County to the trustees of Rhea Academy.
4. Private Acts of 1827, Chapter 126, established the Greeneville Female Academy, and incorporated it for a period of fifty years.
5. Private Acts of 1832, Chapter 76, Section 5, empowered the clerk and treasurer of the board of common school commissioners of Greene County to perform all the duties required of the late bank agent of Greene County, as are provided for the bank agency of Campbell County.
6. Acts of 1841-42, Chapter 139, authorized the trustees of Rhea Academy to expend not more than \$1,500 for purchasing a lot in the city of Greeneville, to be used for extending the academy and creating a female branch.
7. Public Acts of 1871, Chapter 35, authorized the commissioners of Common Schools for Civil District Ten in Greene County to sell the "Wight School House Lot" which was no longer being used for school purposes and was so inconveniently located that it probably would never again be used for school purposes.
8. Public Acts of 1893, Chapter 137, authorized Greene County to sell and transfer any title it had in

- the property known as Rhea Academy, thereby abolishing the county academy.
9. Private Acts of 1901, Chapter 350, abolished School District #38 in the twenty-first civil district of Greene County. This independent school district had been established by the Greene County Quarterly County Court at its July term, 1900.
 10. Acts of 1903, Chapter 449, established an independent school district in the twenty-first civil district of Greene County. All special school districts which were non-taxing districts were abolished by the general education act of 1925.
 11. Acts of 1905, Chapter 275, established a school district out of portions of the first, fourteenth and fifteenth civil districts.
 12. Acts of 1905, Chapter 319, established an independent school district in the first civil district of Greene County.
 13. Acts of 1905, Chapter 368, established an independent school district out of the fifteenth civil district of Greene County and the thirteenth civil district of Washington County.
 14. Acts of 1905, Chapter 372, established an independent school district in the twelfth, seventeenth, and fourteenth civil districts.
 15. Acts of 1907, Chapter 263, established a school district in the fifteenth civil district of Greene County.
 16. Acts of 1907, Chapter 267, established an independent school district out of the tenth, twelfth, and thirteenth civil districts of Greene County.
 17. Acts of 1907, Chapter 274, changed the boundary between the fifteenth and twenty-second school districts in Greene County.
 18. Private Acts of 1911, Chapter 377, was a compulsory education law for Greene County. This act required children between the ages of eight and sixteen to attend school for sixteen weeks or eighty days each year. Exemptions from this act could be granted on the basis of physical or mental disability, sickness, extreme poverty, or a showing that the child was attending a private, parochial, or tutorial school providing a course of instruction similar to that taught in the public schools.
 19. Private Acts of 1935, Chapter 185, provided for the election of the county superintendent of public instruction by popular vote. It was not as detailed as the law which subsequently superseded it, Private Acts of 1939, Chapter 131.
 20. Private Acts of 1935, Chapter 520, provided that in Greene County senior high schools could be established and maintained with an average daily attendance of forty or more pupils.
 21. Private Acts of 1967-68, Chapter 327, attempted to amend Private Acts of 1953, Chapter 501, by raising the additional compensation to be paid the Greene County superintendent of public instruction from \$1,000 annually to \$2,000.
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