



March 26, 2025

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

Board of Education

Private Acts of 2002 Chapter 122

SECTION 1. Chapter 172 of the Private Acts of 1979, is repealed in its entirety.

SECTION 2. The county board of education of Loudon County shall consist of ten (10) members to be elected from districts established by the county legislative body pursuant to Tennessee Code Annotated, Section 49-2-201. The term of the additional member authorized by this act shall be set to comply with the staggered term requirements of Tennessee Code Annotated, Section 49-2-201.

SECTION 3. The duties and compensation of members of the county board of education shall be as provided by law.

SECTION 4. Nothing in this act shall be construed as having the effect of removing an incumbent from office or abridging the term of any official prior to the end of the term for which he was elected.

SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 6. This act shall have no effect unless it is approved by a two-thirds vote of the county legislative body of Loudon County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified by him to the Secretary of State.

SECTION 7. 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 6.

Passed: April 10, 2002.

Superintendent or Director of Schools

Private Acts of 1935 Chapter 628

SECTION 1. That the office of County Superintendent of Schools be, and the same is hereby created in all Counties of the State of Tennessee, having a population of not less than 17,800 and not more than 17,820 according to the Federal Census of 1930 or any subsequent Federal Census.

SEC. 2. That the term of office of said County Superintendent of Schools shall be for two (2) years and until his successor is elected and qualified on and after the first Monday in July, 1940, said Superintendent of Schools shall be elected by the Quarterly County Courts of the counties coming within the provisions of this Act. Said courts at their regular July term of court in the year, 1940, and every two years thereafter, by a majority vote of the members of court present and voting shall elect said Superintendent of Schools, whose term of office shall run for a period of two years, beginning the first day of September following said election and who shall hold said office until his successor is elected and qualified as herein provided.
As amended by: Private Acts of 1939, Chapter 330

SEC. 3. That he shall have the same qualifications as required by the State Board of Education or be a college graduate of a college or university offering a four year course, and shall perform the same duties as are required to be performed by the general laws of the State applicable to said office; and shall receive such salary as the County Court may fix and as is now allowed by the State laws, and the County Superintendent of Schools shall be entitled to receive such portion of the state supplement to the salaries of county superintendents of education which is applicable to counties falling within the purview of this Act as the County Superintendent of Public Instruction would receive if such office existed in such county.

SEC. 4. That Sam Wilson is hereby named and appointed to act as County Superintendent of Schools for Loudon County, and will act as such officer until the next regular August election, and will receive the same salary as is now allowed by law and the County Court to said officials, and in the event of his inability to qualify or failure or refusal to act, then the Governor is empowered and shall name a suitable person to act as such County Superintendent of Schools for Loudon County, Tennessee, to act until the next regular August election.

SEC. 5. That this Act take effect from and after its passage, the public welfare requiring it.

COMPILER'S NOTE: Private Act of 1953, Chapter 282 amended this Act, but failed to designate the placement of the amended language. It is included hereafter.

SEC. ____. "That the General Election to be held on the first Thursday in August, 1954, for the election of County Officials, and every four years thereafter, there shall be elected for the County or Counties coming within the provisions of this Act a County Superintendent of Schools by the qualified voters of such County or Counties in the same manner as other County Officials are elected for said County or Counties in said General Election. "Said Superintendent of Schools shall receive such salary to which his experience, training and qualifications shall entitle him under the state laws regulating the compensation of such officials, and shall take office September 1 succeeding his or her election and shall hold said office for a term of four years and until his or her successor is duly elected and qualified, as herein provided.

"Said Superintendent of Schools shall possess such qualifications as are prescribed by the general law of the State for such officials; and said Superintendent of Schools shall have the powers and perform the duties as are required by the general laws of the State applicable to said office of Superintendent of Schools." Passed: April 20, 1935.

Education/Schools - Historical Notes

Board of Education

The following act once affected the board of education in Loudon County but is no longer operative.

1. Private Acts of 1979, Chapter 74, created a county board of education for Loudon County; provided for the election of members of such board and provided for their duties, powers and compensation. This act was repealed by Private Acts of 1979, Chapter 172.
2. Private Acts of 1979, Chapter 172, created a county board of education consisting of nine members. This act was repealed by Private Acts of 2002, Chapter 122.

General Reference

The following acts constitute part of the administrative and political heritage of the educational structure of Loudon 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. Private Acts of 1897, Chapter 228, created the Trigonía High School District out of parts of Loudon, Monroe and Blount counties. This act was amended by Acts of 1903, Chapter 164, so as to include the lands of Frank Shaddon and Richard Delashmitt in the Trigonía High School District.
2. Acts of 1909, Chapter 494, was a compulsory attendance law for Loudon County, requiring children between the ages of eight and fourteen to attend school either four months or eighty consecutive days of each year. Exceptions were made for adequate private instruction, physical or mental disabilities, or extreme poverty. This was amended by Private Acts of 1911, Chapter 307, which changed the population figures to those of the 1910 Federal Census, so that the law would be applicable to Loudon County only.
3. Private Acts of 1911, Chapter 248, created the "Frigonia High School District," a special school district out of part of Monroe, Blount and Loudon counties. Private Acts of 1915, Chapter 665, amended this act to remove Blount County from its provisions; this act was later repealed by Private Acts of 1917, Chapter 74. Two years later Private Acts of 1917, Chapter 508, with the stated purpose of including portions of Blount County in this independent school district, created the "Frigonia" High School District with the boundaries defined in the 1911 act. Blount County was finally removed from this school district by Private Acts of 1919, Chapter 779.
4. Private Acts of 1913, Extra Session, Chapter 75, created the Meadow High School District out of Loudon and Blount counties. This act also provided for a board of directors, the licensing of teachers and the transfer or payment of the per capita funds due from each county.
5. Private Acts of 1915, Chapter 469, directed the county court and the board of education of Loudon County to pro rata and to pay over to Lenoir City the amount due Lenoir City from the tax levy in 1914, which had been designated a "school building tax."
6. Private Acts of 1917, Chapter 665, authorized Loudon County to issue and sell its coupon bonds to an amount not to exceed \$30,000 for the purpose of building, repairing and furnishing school houses in or near the town of Loudon in the first district of Loudon County and in Lenoir City. The act also provided for a tax levy to pay the interest on said bonds and to pay off said bonds as they

matured.

7. Private Acts of 1919, Chapter 370, created the Loudon Special School District out of the first civil district of Loudon County and including the city of Loudon. Private Acts of 1923, Chapter 250, amended this act, by requiring the special school district to equip and maintain a school for colored children and the boundaries of the district were changed by Private Acts of 1925, Chapter 245. All of these acts were repealed by Private Acts of 1927, Chapter 229.
8. Private Acts of 1923, Chapter 625, amended the general school tax law, Public Acts of 1899, Chapter 279, to provide that in Loudon County any municipal corporation would receive a pro rata share of that tax. Private Acts of 1927, Chapter 222, repealed Private Acts of 1923, Chapter 625.
9. Private Acts of 1925, Chapter 113, authorized the Loudon Special School District to issue bonds of \$25,000, at a maximum annual interest rate of 5%, to pay off their floating indebtedness.
10. Private Acts of 1927, Chapter 465, authorized Loudon County to issue \$50,000 in negotiable interest bearing coupon notes for the purpose of constructing and equipping school houses in said county.
11. Private Acts of 1929, Chapter 672, authorized Loudon County to issue \$205,000 in bonds for the purpose of purchasing, building, repairing and equipping school buildings for elementary and high school purposes. These bonds, subject to voter approval, were to mature at an annual interest rate of 6%, within fifty years from their date of issuance.
12. Private Acts of 1935, Chapter 626, abolished the office of county superintendent of schools in Loudon County.
13. Private Acts of 1939, Chapter 279, validated the school and hospital bonds, of Loudon County in the aggregate amount of \$21,000, dated September 1, 1938, and to mature by September 1, 1950.

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