



September 01, 2024

Private Acts of 1967-68 Chapter 38

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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SECTION 1. That there is hereby created a Law Library Commission of Loudon County, Tennessee, which shall be composed of three (3) members, two (2) of which shall be attorneys enrolled to practice in all the Courts of Loudon County, Tennessee, and maintaining a full time law office within the territorial jurisdiction of said Courts; the third member shall be the County Judge.

The two (2) attorney members of said Commission shall be elected by the members of the Loudon County Bar Association at its next regular meeting or special meeting called for that purpose on or after the effective date of this Act, to serve until the next regular meeting of the Loudon County Bar Association at which Bar Association officers are elected. Thereafter, attorney members of the Commission shall be elected annually by the membership of the Loudon County Bar Association at the same time that Bar Association officers are elected. The Secretary of the Loudon County Bar Association shall give at least five (5) days notice of said election to all attorneys eligible for membership.

The members of the Commission shall elect from among its membership a Chairman and a Secretary. The members of this Commission shall receive no compensation for their services as such.

SECTION 2. That on or after the effective date of this Act, a litigation tax not to exceed One Dollar (\$1.00) shall be taxed as part of the costs in all cases, both criminal and civil, filed in all Courts of Loudon County, Tennessee.

Said tax shall be collected by the clerk of each Court and shall be paid to the Trustee of Loudon County, Tennessee, who will place the same in a separate fund, which is to be designated as the "Loudon County, Legal Library Fund." Expenditures from said fund for the purposes herein authorized and empowered shall be made by checks signed by the County Judge upon the approval and authorization of the Commission.

SECTION 3. That the Commission shall have the following powers and authority:

- (a) To expend the funds hereby provided for the purpose of establishing and maintaining a Law Library for the use of the court, judges, public officials and attorneys.
- (b) To acquire by gift, purchase, loan, or otherwise, such codes, treatises, court reports, and other books, periodicals, and services which shall be deemed beneficial for those authorized to use the same.
- (c) To acquire in like manner furniture, equipment and supplies for the establishment and operation of the Law Library.
- (d) To make such rules and regulations governing the operation and use of the Law Library as the Commission in its discretion deems necessary.
- (e) The commission shall be responsible for the protection and safekeeping of the Law Library, its contents, equipment and supplies, and shall have authority to exclude from using the facilities of such library any persons who should cause any damage to the equipment, fixtures or contents thereof, or who refuse to conform with the rules and regulations promulgated by the Commission.
- (f) To borrow money, buy on credit, and pledge the revenues from the tax hereinabove provided for the payment of the same.
- (g) To set the amount of the litigation tax (not to exceed One Dollar (\$1.00) which shall be taxed as hereinbefore provided.

SECTION 4. That the Commission shall hold regular meetings and special meetings upon the call of the Chairman. Two (2) persons shall constitute a quorum and the affirmative vote of at least two (2) members shall be necessary for any affirmative action of the Commission. The Secretary shall keep the records of all meetings to reflect the action of the Commission.

SECTION 5. That upon the termination of the Commission, or any successor or successors to said Commission, by an Act of the General Assembly or otherwise, the Law Library, its contents, equipment and supplies, and all other property obtained by Act of the Commission shall become the property of Loudon County for the use and benefit of the residents of said county.

SECTION 6. That if any provisions or clause of this Act or application thereof to any person or circumstance be held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect after the invalid provision or application, and to this end, the provisions of this Act are declared to be severable.

SECTION 7. That this Act shall have no effect unless the same shall be approved by two-thirds ($\frac{2}{3}$) vote of the Quarterly Court of Loudon County, Tennessee, at its next regular meeting held more than ten (10)

days after its approval by the Chief Executive of this State. Its approval or non-approval shall be proclaimed by the County Judge and shall be certified by him to the Secretary of State.

SECTION 8. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 22, 1967.

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