



County Technical Assistance Service
INSTITUTE *for* PUBLIC SERVICE

July 03, 2024

Private Acts of 1975 Chapter 28

Dear Reader:

The following document was created from the CTAS website (ctas.tennessee.edu). This website is maintained by CTAS staff and seeks to represent the most current information regarding issues relative to Tennessee county government.

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 1975 Chapter 28

SECTION 1. A court is created, effective September 1, 1975, for Jackson County having the powers and jurisdictions hereinafter set forth, coextensive with the boundary lines of the county, and to be known as the Court of Common Pleas of Jackson County.

SECTION 2. The Judge of the Court of General Sessions of Jackson County, upon his being elected and qualified as Judge of the Court of General Sessions, shall also be the Judge of the Court of Common Pleas. The present general sessions judge shall serve as Judge of the Court of Common Pleas until his successor is duly elected and qualified.

SECTION 3. The terms of the Court of Common Pleas of Jackson County shall be monthly, commencing on the first Monday of each month, and the procedure shall conform to the rules of civil procedure applicable to the circuit and chancery courts.

SECTION 4. The Court of Common Pleas of Jackson County shall have concurrent jurisdiction with the circuit and chancery courts in the county in workmen's compensation, habeas corpus, and those powers conferred by Tennessee Code Annotated, Section 23-1201, to remove the disabilities of a minor and by Tennessee Code Annotated, Section 36-105, to permit adoptions. In addition to these powers and duties the Judge of the Court of Common Pleas, may sit by interchange with the circuit and criminal judges and the chancellor, and they with him, in Jackson County.

SECTION 5. The Circuit Court Clerk of Jackson County shall be the Clerk of the Court of Common Pleas, and all fees received by him as Clerk of the Court of Common Pleas shall be a part of the fees of his office.

SECTION 6. The Court of Common Pleas shall be a court of record, the records to be kept and preserved as required by law for circuit and chancery courts.

SECTION 7. After this Act becomes law the judge of the Court of Common Pleas shall receive a salary of five thousand dollars (\$5,000.00) a year, payable monthly from the county treasury, in addition to the salary received by him as general sessions judge.

SECTION 8. The Judge of the Court of Common Pleas of Jackson County shall take and subscribe to the same oath provided by law for circuit judges and chancellors and shall possess the same qualifications.

SECTION 9. 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 10. This Act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Quarterly County Court of Jackson County before September 1, 1975. Its approval or nonapproval shall be proclaimed by the presiding officer of the Jackson County Quarterly Court and certified by him to the Secretary of State.

SECTION 11. 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 10.

Passed: April 2, 1975.

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