



July 22, 2024

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# Clerk and Master

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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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# Clerk and Master

## Private Acts of 1943 Chapter 318

**SECTION 1.** That in counties having a population of not more than 9882 and not less than 9878, according to the Federal Census of 1940, or any subsequent Federal Census, there be paid to the Clerks of the Chancery Courts out of the County Treasury, upon warrant of the County Judge or Chairman of the County Court, the sum of Sixty (\$60.00) Dollars per month, this in addition to the fees, commissions and compensation provided by existing laws or allowed by the Chancellor.

As amended by: Private Acts of 1949, Chapter 266

**SEC. 2.** That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: February 29, 1943

**COMPILER'S NOTE:** Private Acts of 2016, Chapter 37, which amended Private Acts of 1943, Chapter 318, as amended by Private Acts of 1949, Chapter 266, relative to the filing and disposition of certain mental health cases in Cannon County, is set forth in full below.

## Private Acts of 2016 Chapter 37

**SECTION 1.** Chapter 318 of the Private Acts of 1943; as amended by Chapter 266 of the Private Acts of 1949; and any other acts amendatory thereto, is further amended by adding the following:

Section 1. Thirty (30) days after approval of this act as provided in SECTION 2 and SECTION 3, all petitions or cases filed in Cannon County concerning mental health commitments or any other action filed pursuant to Tennessee Code Annotated, Title 33, Chapter 6, shall be filed with the Clerk and Master of Cannon County rather than with the General Sessions Court Clerk.

Section 2. Notwithstanding where the petition or action is filed, the General Sessions Judge of Cannon County shall retain the authority to hear and determine mental health petitions or actions in the same manner as prior to the enactment of this act. The Clerk and Master and General Sessions Judge shall establish a method to make available to the General Sessions Judge all files and records pertaining to mental health actions that are now filed with the Clerk and Master.

Section 3. When accepting a petition or claim concerning mental health commitments or any other action filed pursuant to Tennessee Code Annotated, Title 33, Chapter 6, the amount 'of fees to which the Clerk and Master are entitled shall remain the same as the fees to which the General Sessions Court Clerk was entitled when the same documents were filed with the General Sessions Court Clerk.

**SECTION 2.** This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Cannon County. Its approval or nonapproval shall be proclaimed by the presiding officer of the Cannon County legislative body and certified to the secretary of state.

**SECTION 3.** 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 as provided in Section 2.

Passed: April 8, 2016

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