



County Technical Assistance Service
INSTITUTE *for* PUBLIC SERVICE

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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,

The University of Tennessee
County Technical Assistance Service
226 Anne Dallas Dudley Boulevard, Suite 400
Nashville, Tennessee 37219
615.532.3555 phone
615.532.3699 fax
www.ctas.tennessee.edu

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Chapter VI - Education/Schools

Board of Education

Private Acts of 1931 Chapter 261

SECTION 1. That the County Board of Education in all counties of the State having a population of not less than 26,122 and not more than 26,142, by the Federal Census of 1930, or any subsequent Federal Census, be and the same is hereby authorized and empowered to borrow money and to issue the note or notes of the County Board of Education for a period of time not greater than one year, and at a rate of interest not greater than six per cent per annum, for the purpose of obtaining money with which to pay the salaries of teachers and the necessary operating expenses of the Elementary and High Schools until county taxes for the previous year are collected, and until the State Apportionments and Equalization Funds for schools for the current year are received. The note or notes for said loan or loans shall be repaid out of funds collected by the County Trustee for school purposes; *provided*, that no money can be borrowed for elementary school purposes and repaid out of high school funds and that no money can be borrowed for high school purposes and repaid out of elementary school funds, and *provided further* that the money borrowed for the operation of high school [sic] or elementary schools during any school year must be repaid out of funds collected for the operation of schools for that year, and it shall be unlawful for the County Board of Education to borrow any money in excess of the funds to be collected for the operation of said schools for any one year. The loan or loans obtained for the benefit of the elementary schools shall not exceed \$60,000.00 for any one year, and the loan or loans obtained for the benefit of high schools shall not exceed \$30,000.00 for any one year.

SECTION 2. That loans heretofore obtained by said County Board of Education in counties, aforesaid, and notes or warrants executed by said County Board of Education, in counties, aforesaid, are hereby validated to the extent of not exceeding \$10,000.00 for the benefit of elementary schools, and \$10,000.00 for the benefit of high schools.

SECTION 3. That all laws and parts of laws in conflict with this Act be and the same are hereby repealed.

SECTION 4. That this Act take effect from and after its passage, the public welfare requiring it.

Passed: March 21, 1931.

Private Acts of 1929 (Extra Session) Chapter 14

SECTION 1. That in all Counties having a population of not less than 24,355, nor more than 24,375 of [sic] the Federal Census of 1920, and any subsequent Federal Census, all elementary schools, rural, city and special school districts shall be under the direct supervision, management and control of the County Board of Education. That said County Board of Education is hereby authorized and empowered to employ all teachers in each and all elementary schools in said counties, to which this Act applies, to fix salaries and disburse all school funds arising from both State and County school funds on the basis as now fixed by law for the pro-rata [sic] of school funds, and that said disbursement shall include all equalization funds coming from the State.

SECTION 2. That all laws and parts of laws in conflict with this Act be, and the same are hereby repealed.

SECTION 3. That this Act take effect from and after its passage, the public welfare requiring it.

Passed: December 9, 1929.

COMPILER'S NOTE: This act possibly was abrogated by the provisions of Section 10 of Private Acts of 1949, Chapter 169, which vested the Board of School Commissioners with exclusive supervision and control over all public schools in the county "excluding, however, schools located within Special School Districts," although Section 10 also granted the Board of School Commissioners control over "all public school properties . . . within the control of the school authorities of such counties, or any Board of Education thereof . . ." However, the repeal of the 1949 act by Private Acts of 1951, Chapter 2, may have revived the 1929 act.

Private Acts of 1925 Chapter 776

SECTION 1. That in all counties having a population of not less than 24,355 and not more than 24,375, the County Board of Education is empowered and authorized to contract with the District Board of Education of any Special School District in said county having a Special School District for the management and control of the school or schools in said Special School District for the benefit of said school or schools in said special school district in any matter pertaining to the management, control and employment of teachers for said Special School District.

SECTION 2. That all laws and parts of laws in conflict with this Act, be, and the same are hereby repealed, and this Act take effect from and after its passage, the public welfare requiring it.

Passed: April 3, 1925.

COMPILER'S NOTE: General law provisions dealing with contracts between county boards of education and special school district boards for the operation of special district schools are found in T.C.A. Title 49, Chapter 2, Part 11.

Private Acts of 1967-68 Chapter 263

SECTION 1. The members of the Board of Education for Carroll County shall be elected at the expirations of the present terms of office and from time to time thereafter by the registered voters at the County General Election in accordance with all the terms and provisions of *Tennessee Code Annotated*, Section 49-208 and Chapter 262 of the *Public Laws of 1961*, except as to election by the County Court.

SECTION 2. The present members shall hold office in their respective terms, and after the expiration of said terms until their successors may be elected and qualified as herein provided.

SECTION 3. This Act shall have no effect unless it is approved by a majority of the voters voting in a special election to be called for the approval or non-approval of this Act, and the Board of Election Commissioners for Carroll County shall call and hold said election within six (6) months after final legislative action on this Act in accordance with the general election laws and shall certify the approval or non-approval by the voters to the Secretary of State within thirty (30) days of said election.

SECTION 4. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: May 18, 1967.

School Buses

Private Acts of 1931 Chapter 797

SECTION 1. That in counties of this State, having a population of not less than 26,122, nor more than 26,142, according to the Federal Census of 1930, or any subsequent Federal Census, all motor vehicles used, under contract with the school authorities in the transportation of school children to and from school shall in respect to the glass thereof, be equipped with shatterproof glass.

SECTION 2. That the violation of this Act by the owner of said motor vehicle shall be a misdemeanor and punishable as such.

SECTION 3. That all laws and parts of laws in conflict with this Act be and the same are hereby repealed.

SECTION 4. That this Act take effect from and after its passage, the public welfare requiring it.

Passed: June 30, 1931.

School Libraries

Private Acts of 1935 Chapter 354

SECTION 1. That the County Board of Education or board of school commissioners of any town or city of Counties having a population of not less than Twenty-six Thousand One Hundred and Twenty-two (26,122) nor more than Twenty-six Thousand One Hundred and Forty-two (26,142) according to the Federal Census of 1930; [sic] or any subsequent Federal Census shall provide a school library for their respective school districts, containing such text books as may be adopted by the board of the department of education and the legally authorized local officials in sufficient numbers and of such gradation as will

meet the needs of each resident pupil, classified in each of the grades one to eight, inclusive, of the elementary schools, if a petition, signed by at least fifty-one per cent of the registered voters of any such school district requesting the establishment of such a library be filed with the Chairman of the County Board of Education, as hereinafter provided.

SECTION 2. That the signatures to any such petition need not all be appended to one paper, but to each such petition paper there shall be attached an affidavit of the circulator thereof stating that each signature thereto was made in his presence and is the genuine signature of the person whose name it purports to be. The signatures to all petition papers shall be made in ink or indelible pencil, and, after his name, each signer shall state his residence by street and number or other description sufficient to identify the place, and the date when the signature was made. All such petition papers shall be in substantially the following form:

To the County Board of Education, Special School District Board of Education of the Special District of _____ We, the undersigned voters of the _____ Special School District of Carroll County, Tennessee, respectfully petition the County Board of Education of Carroll County, Tennessee, of [sic] the Special School District Board of Education to establish a school library and to lend school text books free of charge to the resident pupil [sic] of the school district, as provided for in Chapter ____ of the Private Acts of the General Assembly of 1935, Name _____ Address _____ Date _____

State of Tennessee)
) ss.
Carroll County)

_____ being duly sworn, deposes and says that he is the circulator of this petition paper and that the signatures appended thereto were made in his presence and are the genuine signatures of the persons whose name they purport to be.

Signed _____

Subscribed and sworn to before me this the ____ day of _____ 19____.

Notary Public
My Commission expires on the ____ day of _____ 19____.

SECTION 3. That all petition papers requesting the establishment of a school library shall be assembled and filed as one instrument. The Special School District Board of Education shall first examine such petition and then submit said petition to the County Board of Education for their approval and shall cause the names appearing thereon to be checked against the voters qualified voting list of their respective district on file in the County Trustees' office of the County in which said school is situated. For the purpose of checking the names on such petition the County Board of Education may employ such number of clerks as may be necessary and may pay any expense so incurred out of the special school fund of such school district without an appropriation having been made therefor. Each clerk so employed shall take an oath to perform his duty honestly and faithfully and shall be paid not to exceed three dollars per day for each day he or she is necessarily engaged in the performance of his or her duty. If any qualified voter has moved from the place where he resided at the preceding general election he shall not be qualified to sign a petition, or if he does sign his name shall not be counted as a petitioner, unless he shall first have his registration transferred to the precinct in which he then resides, as is provided in the law relating to the registration of voters.

SECTION 4. That if a petition be filed, as hereinabove provided, such petition shall be filed with the Chairman of the County Board of Education on or before the first day of July of any year, and, if such petition is found to be sufficient, as herein provided, the Chairman of the County Board of Education shall make an appropriate entry on the records of such Special School District, to the effect that by reason of the filing of a petition as prescribed by law, such school district thereafter obligates itself to provide and maintain a school library containing such text books or work books used in lieu of or supplemental to text books as may be adopted by the department of education for the State of Tennessee, or the legally authorized local officials, in sufficient numbers and of such gradation as will meet the needs of each resident pupil enrolled in each of the grades one to eight, inclusive of the schools located within such school district.

SECTION 5. That the books of the library so established for the respective school districts shall be

available to any resident pupil of such special school district, at any time, free of charge, under such regulations as are herein provided or as may be prescribed by the Special [sic] school district board of education.

SECTION 6. That if any special school district shall avail itself of the provisions of this Act, there shall be levied each year, by Special School District Board of Education in the same manner and at the same time that other taxes for school purposes are levied, a tax rate sufficient to produce a fund necessary to purchase the books as needed in establishing such library and to administer the provisions of this Act. Such fund shall be designated as the school library fund, shall be subject to deposit as other public funds and shall be used for no purpose whatsoever except the purchase and care of such library books.

SECTION 7. That the County Board of Education shall prescribe reasonable rules and regulations for the protection [sic] care, custody and return of such library books. The resident pupil using such library books shall be held responsible for all damages to, loss, mutilation or defacement of such books, or failure to return the same to the said library according to the prescribed rules and regulations, excluding the reasonable wear thereof.

SECTION 8. That the library books provided for in this Act shall in all cases be the elementary text books selected by the state department of education as now provided by law, and other text books and work books supplemental to or in lieu of text books used in the elementary schools which may be legally adopted by the authorized public school officials of the various Special School district [sic] Board of Education.

SECTION 9. That it shall be the duty of the County Board of Education and the Special School District Board of Education to at such times as books may be needed in the school library located in their respective Special School Districts, to make such requisition for books as the pupils shall need, upon the contractor, and the contractor shall, within ninety days, ship the books, so ordered directly to the respective officials so making such requisition. Upon the receipt of such books it shall be the duty of such school district to take charge and custody through their local Special School District Board of Education of all the books consigned to their several schools in their respective district, receipting therefor to the contractor, and upon receipt of such books by the County Board of Education and the Special School District Board of Education, they shall loan them, free of charge, to the resident pupils of their respective districts upon prescribed regulations for loaning such library books. Upon receipt of such books it shall be the duty of the County Board of Education and the Special School District Board of Education establishing [sic] library of school text books, to pay over to the contractors the amount owing by such Special School District for such books so procured, at the price fixed thereof, by the contract entered into between the state department of education or the text book commissioners, the legally authorized local officials, and the contractor, out of the school library fund.

SECTION 10. That the Special School District Board of Education with the approval of the County Board of Education shall provide for sufficient library facilities for safekeeping, care and protection of such books as may best accommodate the resident pupils of the Special School District, and they shall provide for the fumigation or destruction of such library books, at such times and under regulations prescribed by the local and state health authorities.

SECTION 11. That in the event that a pupil shall be transferred for educational purposes to a school district other than the one in which he is a resident, as now provided by law, the Special School District Board of Education of the Special [sic] school district to which such pupil is transferred shall purchase a sufficient supply of books to accommodate such pupil so transferred, or if such pupil is not able to purchase said books then the Special school district Board of Education is hereby authorized and empowered to charge such pupil transferred a reasonable fee for the use of the text books and said fees charged shall be deposited in the text book library fund for that special school district, the rate of which rental shall be determined from time to time by the Special School District Board of Education.

SECTION 12. That the County Board of Education or Special School District Board of Education are authorized to purchase a sufficient number of such books and sell the same to any resident pupil of the Special School District who may wish to purchase the same, at the price stipulated in the contract or contracts, under the terms of which text and work books are supplied to the several school districts of the County of Carroll and the State of Tennessee. Such funds so received shall be paid into the school library fund from which the books were purchased; That the County Board of Education and the Special School District Board of Education of the respective Special School District, which may establish such school library under the provisions of this Act, shall purchase with money from the school library fund any current text book legally adopted for any school year by the legally authorized authorities, as herein specified, at a price based upon the original retail cost less a reasonable reduction according to the condition of the said text book or books because of damage due to usage, from any resident pupil who may present such book or books for sale on or before the beginning of the school year in which such books are to be used; and

the proper school authorities shall likewise purchase any stock of books which are to be used during any school year from any dealer whose place of business is located in the county in which such special school district is located, and who was authorized by law to sell such books prior to the adoption of this Act, at not to exceed the price paid by such dealer to the contractor from which such books were originally purchased.

SECTION 13. That when a petition is filed as provided in this Act, and when, by an appropriate entry, the school district shall have obligated itself to establish and maintain a school library, as herein provided, the first tax levy shall be made in the month of September next succeeding the filing of such petition and the library shall be established and the text books constituting such library shall be loaned beginning with the school year next succeeding the fixing of such original tax levy, but during such year such books shall be procured and loaned to resident pupils enrolled in grades one to five, only, and during the next and each succeeding school year, such books shall be procured and loaned to resident pupils who are enrolled in grades one to eight, inclusive.

SECTION 14. That the term "school library" as used in this Act shall mean a library containing elementary text books used in the elementary schools, grades 1 to 8, inclusive, adopted by the board of the department of education, and such other text books which may be legally adopted by the respective locally legally authorized school officials. The term "resident pupil" means a pupil actually enrolled in any of the grades from 1 to 8 in any school located in such special school district, whether actually resident therein or transferred thereto for school purpose [sic], as provided by law. The term "text book" includes also any work book which is used in lieu of or supplemental to a text book or text books.

SECTION 15. That this Act take effect from and after its passage, the public welfare requiring it.

Passed: April 8, 1935.

Special School Districts

Hollow Rock-Bruceton

Private Acts of 1927 Chapter 317

COMPILER'S NOTE: This act must be read in conjunction with Private Acts of 1929, Chapter 917, and Private Acts of 1957, Chapter 294, both reproduced herein.

SECTION 1. That a Special School District, be and the same is hereby created and established, embracing all of the Sixteenth, Seventeenth, Eighteenth Civil Districts and a portion of the Fifteenth Civil District of Carroll County, Tennessee, and including the Town of Bruceton and the Town of Hollow Rock to be known and designated as the Hollow Rock-Bruceton Special School District, with the following boundaries:

Beginning at a point in the west boundary line of Benton County, Tennessee, same being the northeast corner of the 16th Civil District of Carroll County, also being the northeast corner of the Hollow Rock-Bruceton Special School District, and the southeast corner of the 17th Civil District of Carroll County, runs thence northerly [sic] with the west boundary line of Benton County, and the east line of the 17th Civil District of Carroll County to the south boundary line of Henry County, Tennessee, runs thence westernly [sic] with the south boundary line of Henry County, and north line of the 17th Civil District of Carroll County, to the northwest corner of the said 17th Civil District, also the northeast corner of the 10th Civil District of Carroll County, runs thence southerly with the east line of the 10th Civil District to the northeast corner of the 23rd Civil District of Carroll County, same being the northwest corner of the 16th Civil District of Carroll County, thence on southernly [sic] with the east line of the 23rd Civil District and the west line of the 16th Civil District to a point in the old Bristol-to-Memphis highway thence on southernly [sic] with the east boundary line of the 11th Civil District of Carroll County to what is known as the "Rolland Mill" road, also being the north boundary line of the 15th Civil District of Carroll County, Tennessee, thence easterly with said road to the intersection with a road leading south to the Huntingdon and Buena Vista Road, thence southernly [sic] with said road to the intersection of the Huntingdon and Buena Vista Road, thence westernly [sic] to the intersection of the Smyrna road, thence in a southern direction with said road to Smyrna School house, thence southeasterly [sic] with said road to the north line of the 24th Civil District of Carroll County, Tennessee, thence easterly with the north line of the 24th District (also the south line of the 15th Civil District) to the intersection with the west line of the 18th Civil District of Carroll County, thence easternly [sic] and southernly [sic] with the west line of the said 18th Civil District to the southwest corner of said district, thence easterly with the south line of said 18th Civil District to the west boundary line of Benton County, thence northerly [sic] with the west line of Benton

County and the east line of the 18th and 16th Civil District of Carroll County, to the beginning.

As amended by: Private Acts of 1963, Chapter 235

SECTION 2. That the management and control of the schools in said Special School District shall be and is vested in a district Board of Education for said Special School District, whose duty it shall be to maintain an elementary school at Hollow Rock and an elementary school at Bruceton, and such other elementary schools as may be required under the general laws of the State, and in said elementary schools shall be taught all branches now required to be taught in elementary schools, and said County Board of Education is to have the supervision of the employment of all teachers, to open and close the schools and determine the length thereof, to suspend and dismiss pupils when the occasion and efficiency of said schools demand it, that is, having supervision, management, and control of said elementary schools. It shall also be the duty of said County Board of Education to establish and maintain a four year Central High School in said Special School District, to be located as nearly as practicable between the two Towns, Hollow Rock and Bruceton, but not to be located within the present bounds of the municipal corporation of either of said Towns. The location of said Central High School is to be determined by said County Board of Education, and they are authorized and empowered to obtain grounds for the location of said school, either by purchase or by eminent domain as provided for by the general laws of the State, and said County Board of Education is to have full supervision, management and control of said Central High School, the employment of teachers, to open and close said schools and determine the length of the term, to suspend and dismiss pupils when the occasion and efficiency of said school demands it, to have full supervision, management and control of said Central High School.

As amended by: Private Acts of 1929, Chapter 917

COMPILER'S NOTE: Private Acts of 1929, Chapter 917, amended only Section 2 to strike out the words "County Board of Education for Carroll County, Tennessee," and insert therefor "a district Board of Education for said Special School District." Amending the act in this manner leaves numerous references to the County Board of Education, both in Section 2 and in Sections 4, 6 and 7. Based upon subsequent amendments and supplementary acts pertaining to this school district, it appears that the legislature intended that the County Board of Education have some degree of control over the special school district. Section 3 of the 1929 act (reproduced hereinbelow), which supplements the provisions of this act, grants the County Board of Education the power to employ teachers in special school district schools, with the recommendation of the district Board of Education.

SECTION ____. That in the event of the inability, refusal to act, or a vacancy in the office of a member or members of the District Board of Education, (vacancy being defined as moving outside the boundaries of the Special School District), then the remaining members of the District Board of Education shall elect a member or members to serve until the next regular election, at which election the qualified voters shall elect the Board member for the unexpired term in the manner presently provided.

As amended by: Private Acts of 1963, Chapter 234

COMPILER'S NOTE: Private Acts of 1963, Chapter 234, added to Private Acts of 1927, Chapter 315, the new section reproduced above, but failed to designate a section number.

SECTION 3. That there is hereby assessed for the year 1983 and each subsequent year thereafter, a tax not to exceed two dollars (\$2.00) on every One Hundred Dollars worth of taxable property, both personal and real, situated within said Hollow Rock and Bruceton Special School District, the funds so arising from said special assessments shall be used by the Hollow Rock and Bruceton Special School District Board in supplementing the general funds arising from the State and County and other sources to support and maintain the High School and Elementary schools in said District, and said assessment for said taxes on such property shall be the assessed value as shown by the books of the County Trustee and the records in the County Court Clerk's Office. And all taxes assessed on real estate under this Act are a lien upon such real estate and the taxes herein assessed shall become due and be collected under the general laws of the State by the County Trustee. The taxes herein provided for, together with all school funds apportioned to said Special School District in accordance to and under the general laws of the State shall be used by the Hollow Rock and Bruceton Special School District Board of Education in supporting and maintaining said elementary schools and Central High School. It is hereby made the duty of the Tax Assessor of Carroll County to prepare a separate and complete list of all taxable property both real and personal within said Special School District for the use of the County Trustee, in making collection of said taxes, and no personal property of the taxpayers within said Special School District shall be exempt from a levy or execution for their tax assessment on personalty herein assessed by this Act.

The District Board of Education of the Bruceton-Hollow Rock Special School District shall have the authority to set the tax rate lower than that imposed by this Act as amended or any other act setting a tax rate for the Bruceton-Hollow Rock Special School District but shall not have the power to impose a tax in excess of any statutory levy nor shall it have the power to lower any special levy assessed for the purpose of bond repayment. In order to change the rate of taxation, the Board shall certify on or before September 1 to the county trustee the new special school district tax rate not to exceed the rate imposed

by any legislative act, and the county trustee shall collect only the taxes based on the rates so certified.

As amended by:

Private Acts of 1951, Chapter 696

Private Acts of 1955, Chapter 195

Private Acts of 1972, Chapter 242

Private Acts of 1975, Chapter 128

Private Acts of 1983, Chapter 50

SECTION 4. That all the children living within the boundaries of Bruceton shall attend the elementary school in Bruceton, and all the children living within Hollow Rock shall attend the elementary school in Hollow Rock, and the children living outside of the town of Hollow Rock and Bruceton, and within the bounds of said school district, shall attend such elementary school as may be designated by said County Board of Education.

All High School students living within the bounds of this Special School District are entitled to attend said Central High School provided for in this Act, and the County Board of Education is authorized and empowered to make such arrangements as they see proper for high school students living outside of said Special School District to attend said Central High School by complying with the rules and regulations of said Central High School in the payment of such tuition and other fees as may be fixed in said regulations by said County Board of Education.

SECTION 5. That this the Hollow Rock-Bruceton Special School District is hereby authorized and empowered to issue and sell coupon bonds in an amount not exceeding Fifty Thousand (\$50,000.00) Dollars and to bear a rate of interest not exceeding six (6) per cent per annum, said bonds to be in denomination of One Thousand (\$1,000.00) Dollars each, and are to be numbered one to fifty inclusive, and are not to be sold for less than par value, and all of said bonds to mature within twenty-five years after the date of their issuance. The proceeds of the sale of said bonds to be used exclusively for the purpose of obtaining lands upon which to locate said Central High School and constructing, erecting and equipping a school building or buildings, and the maintenance of said Central High School.

SECTION 6. That said bonds when issued and sold are to be signed by the Chairman of the County Board of Education as such Chairman, and countersigned by the Secretary of said County Board of Education, and each coupon attached to said bonds shall bear the fac-simile [sic] of the signatures of said Chairman and Secretary of said Board of Education.

Said County Board of Education is authorized to sell said bonds, when issued, so that a part of them may fall due at different times or all of them at the same time, said sale to be made in such a manner as to be to the best interest of said Special School District.

SECTION 7. That there is hereby levied a tax of forty cents on every One Hundred Dollars worth of taxable property for the year 1927 and each year thereafter, within said Hollow Rock-Bruceton Special School District, so as to create a fund to pay the interest annually and to create a sinking fund to pay said bonds as they may fall due when issued and sold as herein provided for in this Act.

SECTION 8. That the bonds herein provided for shall not be issued and sold until after an election shall be held in said Special School District, at the regular voting places in Special School District, said election to be called and held by the County Election Commissioners upon the request and application of the County Board of Education, whose [sic] duty it shall be under this Act, to make application to the Election Commissioners of the County to call and hold an election at the different voting places in said Special School District, so that the County Board of Education can as a result of said Election issue and sell said bonds upon a majority of the legal voters in said Special School District voting for the issuance of said bonds. If in said election so called and held a majority of the voters vote for the issuance of said bonds, then it will be the duty of said County Board of Education to issue and sell said bonds according to the provisions of this Act. But in no event shall the said Board of Education issue and sell said bonds until after a majority of the voters voting in an election called and held under this Act, and as herein provided, shall vote for the issuance of said bonds. And this Act shall not be construed from [sic] preventing more than one election to be held, if a majority of the voters in said election fails to vote for the issuance of said bonds in an election held under this Act. The ballots to be used in said election or elections shall have on them "For the issuance of said bonds" and "Against the issuance of said bonds" and this shall be the character of ballot used in any and all elections that may be held under this Act for the purpose of determining the will of the voters in said district as to the issuance of said bonds as herein provided for in this Act. Said bonds shall be known and designated as Hollow Rock-Bruceton Special School bonds.

SECTION 9. That this Act take effect from and after its passage, the public welfare requiring it.

Passed: April 12, 1927.

Private Acts of 1929 Chapter 917

COMPILER'S NOTE: Section 1 of this act amended Private Acts of 1927, Chapter 317, but the remainder of the act contained additional provisions pertaining to the special school district. This act has been amended twice since its enactment. This act must be read in conjunction with Private Acts of 1927, Chapter 317, and Private Acts of 1957, Chapter 294, both reproduced herein.

SECTION 1. That Chapter 317, Private Acts of 1927, be amended by striking out of Section 2, wherever there appears therein the words "County Board of Education for Carroll County, Tennessee," and insert therefor "a district Board of Education for said Special School District."

SECTION 2. That said District Board of Education will consist of five (5) members, and the first board shall consist of *E. E. Moss, M. Jordan, P. M. Pinkley, L. A. DePriest, and J. P. Cooper*, the said Board to serve until the regular August Election of 1932, when one member shall be elected for a period of two years, two members for a period of four years and two members for a period of six years, and thereafter all members shall be elected for a term of six years, and who shall serve until their successors are elected and qualified.

COMPILER'S NOTE: Private Acts of 1957, Chapter 294, Section 1, amended Section 2 of this act, but Section 1 of the 1957 act was deleted by Private Acts of 1965, Chapter 125, leaving Section 2 of this act as it was originally enacted. The provisions in Section 2 have been superseded by Private Acts of 1957, Chapter 294 (reproduced hereinbelow), as amended by Private Acts of 1965, Chapter 125.

SECTION 3. That the employment of all teachers in the elementary and high schools in said district shall be ratified and confirmed by the County Board of Education before said employment shall be effected but said County Board of Education can employ teachers in said schools in said districts only upon the recommendation of the Board of Education of said Special School District.

SECTION 4. That in the election of the members of said Board at the time and as provided in this Act, not more than one member of said Board shall reside within the corporate limits of Hollow Rock and not more than two members of this Board shall reside within the corporate limits of Bruceton, the Member-at-Large of the Sixteenth (16th) Civil District shall not reside within either of the Corporate limits and the other remaining members, one each from the 15th, 17th, and 18th Civil Districts, shall reside within the Civil District that they represent.

As amended by: Private Acts of 1965, Chapter 125.

SECTION 5. That it shall be the duty of said Board of Education herein named to immediately after the passage of this bill meet and elect one of their members Chairman and one of their members Secretary and Treasurer and to adopt such rules as they may see proper that is [sic] not in conflict with this Act for their government in their deliberations and actions as such Board of Education. It shall be the duty of the Treasurer to execute a bond payable to the State of Tennessee in such sufficient sum as may be fixed by said Board, which bond shall be in the usual form as bonds of County Trustees and for the use and benefit of said Special School District.

SECTION 6. That if any provision of this Act is declared unconstitutional that this shall not affect the validity of the remaining section [sic] of this Act.

SECTION 7. That all laws and parts of laws in conflict with this Act be and the same are hereby repealed, that this Act take effect from and after its passage, the public welfare requiring it.

Passed: April 11, 1929.

Private Acts of 1957 Chapter 294

COMPILER'S NOTE: All of the substantive sections of this act were deleted and new provisions were inserted by Private Acts of 1965, Chapter 125. This act must be read in conjunction with Private Acts of 1927, Chapter 317, and Private Acts of 1929, Chapter 917, both reproduced herein.

SECTION 1. That said District Board of Education will consist of seven (7) members and the Board shall be composed of one member from the Fifteenth (15th) Civil District of Carroll County, namely C. B. Williams, one member from the Seventeenth (17th), namely C. T. Douglas, one member from the Eighteenth (18th), namely Bernard Butler, and the Sixteenth (16th) Civil District shall be represented by one (1) member from Hollow Rock, Tennessee, two (2) members from Bruceton, Tennessee, and one Member-at-Large from the Sixteenth (16th) Civil District and one (1) member from the Fifteenth (15th) Civil District Precinct shall be elected for a four (4) year term of office; and one (1) member from the Seventeenth (17th) Civil District and one (1) member from the Eighteenth (18th) Civil District shall be elected for a two (2) year term; the remaining members of said Board to serve until the next regular August election in 1968 when there shall be elected one (1) member from the corporate limits of Hollow Rock, one (1) member from the corporate limits of Bruceton, and one (1) member from the Seventeenth

(17th) Civil District and one (1) member from the Eighteenth (18th) Civil District shall be elected for a four (4) year term. Thereafter the term of office for all Board Members shall be for four (4) years and until their successors are elected and qualified so as to provide for staggered terms of Office for Board Members.

As amended by: Private Acts of 1965, Chapter 125.

SECTION 2. That the election of members of the District Board of Education shall be by an election held under the auspices of the Board of Election Commissioners for Carroll County, Tennessee, and in the election of members of said District Board of Education the qualified voters of the Hollow Rock Precinct shall elect the Board member from the Town of Hollow Rock, and the qualified voters of the Bruceton Precinct shall elect the members of said District Board of Education from the Town of Bruceton, and the qualified voters of both Precincts (Hollow Rock and Bruceton) shall elect the Board Member-at-Large from the rural area of the Sixteenth (16th) Civil District, the qualified voters of the Fifteenth (15th) Civil District voting Precinct shall elect the member from the Fifteenth (15th) Civil District, the qualified voters of the Seventeenth (17th) Civil District Voting Precinct shall elect the member from the Seventeenth (17th) Civil District, and the qualified voters of the Eighteenth (18th) Civil District voting precinct shall elect the member from the Eighteenth (18th) Civil District.

As amended by: Private Acts of 1965, Chapter 125.

SECTION 3. That this Act shall have no effect unless the same shall be approved by a majority of the voters residing in the area embraced within said Hollow Rock-Bruceton Special School District in an election to be held for such purpose.

It shall be the duty of the Board of Election Commissioners of Carroll County, Tennessee, after final legislative action upon this Act, to call an election to be held on the _____ 1965, at the regular voting precincts in the Civil Districts embraced in the area covered by this Act. Not less than thirty (30) days notice shall be given by said Election Commissioners of said election. Ballots used in said election shall have printed thereon the title or substance of this Act, and voters shall vote for or against its adoption. The votes cast at such election shall be canvassed by the Board of Election Commissioners upon the first Monday occurring five days or more next after the date of such election, and the results shall be proclaimed by such Board and certified to the Secretary of State and to the Board of Education of the Hollow Rock-Bruceton Special School District. The qualification of voters shall be that as provided by the General Election Laws of this State.

As amended by: Private Acts of 1965, Chapter 125.

SECTION 4. That this Act take effect from and after its passage, the public welfare requiring it.

Passed: March 22, 1957.

Bonds

Private Acts of 1965 Chapter 3

SECTION 1. That Hollow Rock-Bruceton Special School District in Carroll County, Tennessee, as created by Chapter 317 of the 1927 Private Acts of Tennessee, is hereby authorized to borrow money and issue its negotiable bonds therefor in the principal amount of not exceeding Two Hundred Twenty-three Thousand Dollars (\$223,000) for the purpose of refunding the outstanding School Bonds of said district dated March 1, 1960 and paying the necessary redemption premiums thereon. Said bonds shall bear interest at such rate or rates not exceeding six per cent (6%) per annum, payable annually or semi-annually, shall mature serially or otherwise in not exceeding thirty (30) years after date thereof and shall be subject to such terms of redemption, with or without premium, as may be provided by resolution of the Board of Education of said school district. Said bonds shall be in such form and of such denomination and shall be sold in such manner as the district Board of Education may provide by resolution, but in no event shall such bonds be sold for less than par and accrued interest. The district Board of Education is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of said bonds. Said bonds shall be signed by the Chairman of said Board of Education and attested by the Secretary of said board and the coupons attached thereto shall be signed by the facsimile signatures of said officials. The proceeds derived from the sale of said bonds shall be deposited in a fund separate and apart from all other funds of said special school district and shall be used for no purpose other than the payment of principal of and redemption premiums on said outstanding School Bonds dated March 1, 1960, and the payment of incidental expenses incurred in connection with the issuance of said refunding bonds.

SECTION 2. That for the purpose of paying the principal of and interest and any redemption premiums on the refunding bonds herein authorized, there is hereby levied a continuing annual tax of One and

ten-hundredths Dollars (\$1.10) on each One Hundred Dollars (\$100) worth of taxable property in said Hollow Rock-Bruceton Special School District, beginning with the year 1965 and continuing until said bonds have been paid in full as to both principal and interest. Said taxes shall be annually extended and collected by the county officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of said taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal of and interest and redemption premiums on the refunding bonds herein authorized.

As amended by: Private Acts of 1965, Chapter 32

SECTION 3. That the bonds herein authorized shall be exempt from all state, county and municipal taxation in the State of Tennessee.

SECTION 4. That if any one or more provisions of this Act or the application thereof to any person or circumstance shall ever be held by any court of competent jurisdiction to be invalid, the remaining provisions hereof and the application thereof to persons or circumstances other than those to which it is held to be invalid shall not be affected thereby.

SECTION 5. That all laws or parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 6. That this Act shall take effect from and upon its passage, the public welfare requiring it.

Adopted: January 27, 1965.

Private Acts of 1967-68 Chapter 318

SECTION 1. That Hollow Rock-Bruceton Special School District in Carroll County, Tennessee, as created by Chapter 317 of the 1927 Private Acts of Tennessee, is hereby authorized from time to time to borrow money and issue its negotiable bonds therefor in the aggregate principal amount of not exceeding two hundred thousand dollars (\$200,000.00) for the purpose of constructing, improving and equipping school buildings and additions thereto for said School District, together with the purchase of necessary sites in connection therewith. Said bonds shall bear interest at such rate or rates not exceeding six per cent (6%) per annum, payable annually or semiannually, shall mature serially or otherwise in not exceeding thirty (30) years after date thereof and shall be subject to such terms of redemption with or without premium, as may be provided by Resolution of the members of the Special School District Board. Said bonds shall be in such form and of such denominations and shall be sold in such manner as the members of said Special School District Board may provide by Resolution, but in no event shall such bonds be sold for less than par and accrued interest. The Special School District Board is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of said bonds. Said bonds shall be signed by the Chairman of said Special School District Board and attested by the Secretary of said Board, and the coupons attached thereto shall be signed by the facsimile signature of said officials.

SECTION 2. That for the purpose of paying the principal of and interest and any redemption premium on the school bonds herein authorized there is hereby levied a continuing tax of seventy-five cents (75¢) on each one hundred dollars (\$100.00) worth of taxable property in said Hollow Rock-Bruceton Special School District, beginning with the year 1968 and continuing until said bonds have been paid in full as to both principal and interest. Said taxes shall be annually extended and collected by the County officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of said taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal of and interest and redemption premiums on the school bonds herein authorized.

SECTION 3. That the bonds herein authorized shall be exempt from all state, county and municipal taxation in the State of Tennessee.

SECTION 4. That the bonds herein authorized shall not be issued until the issuance thereof has been ordered by a majority of the qualified voters of said district voting in an election called for such purpose by the Election Commissioners of Carroll County. The Election shall be held at the same time that the August, 1968 General Election is held for the County of Carroll, or in the event there is a general election held in Carroll County, Tennessee, prior to the August, 1968 general election, then the election may be held at this time, in either event, such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County and notice thereof shall be given at least twenty (20) days prior to the date of said election by publication of an appropriate notice not less than

one time in a newspaper of general circulation in such district. At such election the ballot shall state briefly the maximum amount of bonds to be authorized and the purpose for which such bonds are to be authorized and shall contain the words "for the issuance of bonds" and "against the issuance of bonds". Opposite each of said phrases shall be a hollow square and the elector shall indicate his vote "for the issuance of bonds" or "against the issuance of bonds" by inserting a mark in the square opposite the appropriate phrase. The Election Commission of Carroll County shall canvass the returns of such election and determine and declare in writing the results thereof. Such declaration shall constitute conclusive evidence of the results of said election. This Act shall have no effect unless the proposition to issue said bonds shall have been approved by a simple majority of the voters residing in the area embraced within the Hollow Rock-Bruceton Special School District voting in said election. But upon such approval of said proposition, this Act shall be deemed to have been approved by said voters and shall be in full force and effect. The Election Commission of Carroll County shall certify the approval or non-approval of this Act to the Secretary of State and to the Board of Education of the Hollow Rock-Bruceton Special School District. The qualification of voters shall be that as provided by the general election laws of this State.

SECTION 5. That all laws or parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 6. That the provisions of this Act are hereby declared to be severable. If any of its sections, provisions, exceptions, sentences, clauses, phrases or parts be held unconstitutional or void, the remainder of this Act shall continue in full force and effect it being the legislative intention now hereby expressed and declared, that this Act would have been adopted even if such unconstitutional or void matter had not been included therein.

SECTION 7. That this Act shall take effect upon its passage, the public welfare requiring it.

Passed: February 26, 1968.

Private Acts of 1969 Chapter 4

SECTION 1. Any and all actions and proceedings heretofore taken by the electors and the Board of Education of Hollow Rock-Bruceton Special School District in Carroll County, Tennessee, relating to the authorization and sale of not exceeding \$200,000 school bonds of said District authorized by Chapter 318 of the 1968 Private Acts of Tennessee, including without limitation the approval of the issuance of said bonds at a bond referendum held within said District on August 1, 1968, are hereby in all respects validated, ratified and approved notwithstanding any irregularities or defects of notice or such bond referendum nor any other irregularities or defects whatsoever.

SECTION 2. That said school bonds to the amount of \$200,000 when issued and delivered in compliance with the proceedings heretofore taken and hereinabove in Section 1 validated, shall constitute the valid and binding obligations of Hollow Rock-Bruceton Special School District in accordance with their terms.

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

Passed: February 27, 1969.

Private Acts of 1977 Chapter 30

COMPILER'S NOTE: Unlike previous acts, the district is referred to throughout this act as "Hollow Rock Bruceton Special School District" without the use of a hyphen.

SECTION 1. Hollow Rock Bruceton Special School District in Carroll County as created by Chapter 317 of the Private Acts of Tennessee of 1927, as amended, is hereby authorized from time to time to borrow money and issue its negotiable bonds therefor in the aggregate principal amount of not exceeding one million one hundred thousand dollars (\$1,100,000.00) for the purpose of constructing, improving and equipping school buildings and additions thereto for said School District. These bonds shall bear interest at such rate or rates not exceeding six and one half percent (6 1/2%) per annum, payable annually or semi-annually, shall mature serially or otherwise in not exceeding thirty (30) years after date thereof, and shall be subject to such terms of redemption with or without premium, as may be provided by resolution of the members of the Special School District Board. The bonds shall be in such form and of such denominations and shall be sold in such manner as the members of the Special School District Board may provide by resolution, but in no event shall such bonds be sold for less than par and accrued interest. The Special School District Board is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of said bonds. The bonds shall be signed by the chairman of the Special School District Board and attested by the Secretary of the Board, and the

coupons attached thereto shall be signed by the facsimile signature of both officials.

SECTION 2. For the purpose of paying the principal of and interest and any redemption premium on the school bonds herein authorized, there is hereby levied a continuing tax of one dollar and eighty-five cents (\$1.85) on each one hundred dollars (\$100.00) worth of taxable property in the Hollow Rock Bruceton Special School District, beginning with the year 1977 and continuing until these bonds have been paid in full as to both principal and interest. The taxes shall be annually extended and collected by the county officials of Carroll County in the manner provided by and the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of these taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal of and interest and redemption premium on the school bonds herein authorized.

SECTION 3. The bonds herein authorized shall be exempt from all state, county, and municipal taxation in Tennessee.

SECTION 4. The bonds herein authorized shall not be issued until the issuance thereof has been ordered by a simple majority of the qualified voters of the special school district voting in an election called for that purpose by the County Election Commission of Carroll County. Such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County. Within thirty (30) days after this Act becomes a law, the County Election Commission of Carroll County shall call an election. Notice thereof shall be given not less than twenty (20) days, nor more than thirty (30) days, prior to that date of the election by publication of an appropriate notice not less than one (1) time in a newspaper of general circulation in the district. At the election the ballot shall state briefly the maximum amount of bonds to be authorized and the purpose for which such bonds are to be authorized and shall contain the provisions "For the issuance of bonds" and "Against the issuance of bonds". Opposite each of these provisions shall be a hollow square and the elector shall indicate his vote "For the issuance of bonds" or "Against the issuance of bonds" by a inserting a mark in the square opposite the appropriate provision. The County Election Commission of Carroll County shall canvass the returns of the election and determine and declare in writing the results thereof. This declaration shall constitute conclusive evidence of the election. This Act shall have no effect unless the proposition to issue the bonds shall have been approved by a simple majority of the voters residing in the area embraced within the Hollow Rock Bruceton Special School District voting in the election. Upon approval of the proposition, this Act shall be deemed to have been approved by the voters and shall be in full force and effect. The County Election Commission of Carroll County shall certify the approval or non-approval of this Act to the Secretary of State and to the Board of Education of the Hollow Rock Bruceton Special School District. The qualification of voters shall be that as provided by the General Election Laws of Tennessee. All laws applicable to general elections shall apply to the determination of the approval or rejection of this Act. The cost of the election shall be paid by the Hollow Rock Bruceton Special School District.

SECTION 5. All laws or parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 6. The provisions of this Act are hereby declared to be severable. If any of its sections, provisions, exceptions, sentences, clauses, phrases or parts be held unconstitutional or void, the remainder of this Act shall continue in full force and effect, it being the legislative intention now hereby expressed and declared, that this Act would have been adopted even if such unconstitutional or void matter had not been included therein.

SECTION 7. For the purpose of approving this Act as provided in Section 4, it shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, it shall take effect upon being approved as provided in Section 4.

Passed: April 6, 1977.

Private Acts of 1996 Chapter 180

SECTION 1. Hollow Rock-Bruceton Special School District, located in Carroll County, Tennessee (the "District"), created by Chapter 317 of the Private Acts of 1927, as amended by Chapter 917 of the Private Acts of 1929, Chapter 56 of the Private Acts of 1941, Chapter 696 of the Private Acts of 1951, Chapter 195 of the Private Acts of 1955, Chapter 294 of the Private Acts of 1963, Chapter 125 of the Private Acts of 1963, Chapter 242 of the Private Acts of 1972, Chapter 128 of the Private Acts of 1975, Chapter 50 of the Private Acts of 1983, and Chapter 58 of the Private Acts of 1994, and all other Acts amendatory thereto, if any, (the "Act of Incorporation") is hereby authorized and empowered to issue and sell, by resolution of the Board of Education of the District, bonds in the aggregate principal amount of not to

exceed five million seven hundred fifty thousand dollars (\$5,750,000) for the purpose of providing funds (i) for the construction, improvement, renovation, expansion, furnishing, fixturing and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work; (ii) for the funding of all accounts and funds necessary and proper in connection with the issuance and sale of the Bonds as the Board of Education of the District shall determine; (iii) for the payment of interest on the Bonds during the period of construction and for six (6) months thereafter; and (iv) for the payment of all legal, fiscal, administrative, architectural, engineering, accounting and similar professional and other costs incident thereto and to the issuance and sale of the Bonds.

SECTION 2. The Bonds may be sold in one (1) or more series, may bear such date or dates, shall mature at such time or times, not exceeding thirty (30) years from their respective dated dates, may bear interest at a zero (0) rate or at such other rate or rates (which may vary from time to time), may be payable at such time or times, may be in such denominations, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption, with or without premium and may provide for the replacement of mutilated, destroyed or lost bonds, all as may be provided by resolution of the District's Board of Education. The Bonds shall be sold as a whole or in part from time to time in such manner as shall be provided by resolution of the District's Board of Education, but in no event shall the Bonds be sold for less than ninety-eight percent (98%) of par plus accrued interest (or, if all or any part of such Bonds is to be sold at a zero (0) rate of interest or at an original issue discount, such Bonds may be sold at not less than ninety-eight percent (98%) of the original reoffering price of such Bonds, plus accrued interest). The Board of Education of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the Bonds and delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board of Education shall deem necessary and desirable.

SECTION 3. The Bonds shall be issued in fully registered form and shall be signed and sealed as provided in the Tennessee Public Obligations Registration Act and in the resolution adopted by the District's Board of Education authorizing the Bonds.

SECTION 4. So long as any of the Bonds shall remain outstanding and unpaid, the tax levied by authority of Chapter 30 of the Private Acts of 1977, as amended, shall continue to be levied at a rate which shall be hereby fixed at ninety-four cents (\$0.94) per one hundred dollars (\$100) of assessed value of real and personal property located within the District, effective as to said rate on January 1, 1996, for the 1996 tax year and each tax year thereafter. The rate hereinabove established may be adjusted from time to time in accordance with the procedure set forth in Section 67-5-1704, Tennessee Code Annotated, relating to county-wide reappraisal. In addition, in the event the total assessed value of all property subject to the tax hereinabove described declines by more than ten percent (10%) from January 1 of any year to January 1 of the next succeeding year or declines by more than fifteen percent (15%) from January 1 of any year to January 1 of the second succeeding year thereafter, at the request of the Board of Education, the county assessor of property shall certify to the county trustee and the Board of Education of the District the total assessed value of taxable property within the District and furnish the county trustee and the Board of Education an estimate of the total assessed value of all new construction and improvements not included on the assessment roll of the base year and all deletions from the assessment roll of the base year. Upon receipt of said information and certifications, the county trustee shall adjust the tax rate established herein to an adjusted rate which is estimated to provide to the District the same tax revenue as was provided by said tax in the base year, exclusive of such new construction, improvements and deletions, in accordance with policies established by the State Board of Equalization pursuant to Section 67-5-1701(b), Tennessee Code Annotated, or any successor thereto. Said taxes shall be used exclusively to pay principal of and interest on the Bonds authorized herein and any other indebtedness of the District as they come due and to maintain debt service fund balances. The Board of Education is hereby authorized to pledge such taxes to pay the principal of and interest and any redemption premiums on the Bonds and any other indebtedness of the District. The taxes shall be annually extended and collected by the County Trustee of Carroll County in the manner provided by general law for the extension and collection of County taxes and shall constitute a lien on the property against which they are levied with the like force and effect as do County taxes. The proceeds of said taxes, when collected, shall be deposited to a debt service fund to be established and maintained by the District. The debt service fund is established for the specific purpose of receiving the taxes authorized herein and any other funds which may from time to time be pledged to the payment of indebtedness of the District. The debt service fund and the funds therein shall be maintained and accounted for until payment in full of all outstanding obligations of the District and shall be used for the purpose of paying principal of and premium, if any, and interest on the Bonds and any other indebtedness of the District. In the event property taxes and such other funds as shall be pledged to the payment of the indebtedness of

the District are not sufficient to pay principal thereof and interest thereon when due, the District shall apply funds from operations or other available funds of the District to the payment thereof. So much of the surplus arising from the tax hereinabove described and not required for the payment of debt service on outstanding obligations of the District may be used, at the discretion of the Board of Education of the District, for the construction, improvement, renovation, expansion, furnishing, fixturing and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work.

SECTION 5. The Board of Education is authorized to pledge to the payment of the Bonds all or a portion of (a) any funds received by the District under the Tennessee Basic Education Program available to be used for capital outlay expenditures, as set forth in Section 49-3-351 et seq., Tennessee Code Annotated, and related sections; (b) its share of the Local Option Sales and Use Tax now or hereafter levied and collected in Carroll County, Tennessee, pursuant to Section 67-6-712, Tennessee Code Annotated; and (c) any other funds received from the State of Tennessee, or any of its authorities, agencies or instrumentalities, for school purposes and available to be used for capital outlay expenditures.

SECTION 6. The Bonds, and all income therefrom, shall be exempt from all state, county and municipal taxation in the State of Tennessee, except inheritance, transfer and estate taxes and except as otherwise provided by applicable law.

SECTION 7. The District is further authorized, by resolution of the Board of Education, to borrow money and issue its bonds for the purpose of refunding the Bonds authorized herein, at or prior to maturity, in whole or in part, at any time, in accordance with the terms hereof.

SECTION 8. The District is further authorized, by resolution of the Board of Education, to issue and sell notes of the District in anticipation of the issuance of the Bonds authorized herein. The notes may be sold in one (1) or more series, may bear such date or dates, shall mature at such time or times, not exceeding three (3) years from their respective dated dates, may bear interest at such rate or rates (which may vary from time to time), may be payable at such time or times, may be in such denominations, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption, with or without premium, and may provide for the replacement of mutilated, destroyed or lost notes, all as may be provided by resolution of the Board of Education. The notes shall be sold as a whole or in part from time to time in such manner as shall be provided by resolution of the Board of Education. The Board of Education of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the notes and delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board of Education shall deem necessary or desirable.

SECTION 9. If any provision(s) of this Act or the application thereof shall be held by any court of competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this Act and the application of such provisions shall not be affected thereby, shall be enforced to the greatest extent permitted by law and are declared to be severable.

SECTION 10. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: April 18, 1996.

Huntingdon

Private Acts of 1919 Chapter 374

COMPILER'S NOTE: This act must be read in conjunction with Private Acts of 1957, Chapter 286 (reproduced herein).

SECTION 1. That a Special School District be, and the same is, hereby created and established, embracing all of the Tenth Civil District, portions of the Seventh [sic] Eighth, Eleventh, Twelfth, Fifteenth, Nineteenth, and Twenty-Third Civil Districts of Carroll County, Tennessee, and including the Town of Huntingdon to be known and designated as the "Huntingdon Special School District"; with the following boundaries:

Beginning at a point where the boundary lines of Carroll and Henry Counties meet the boundary lines between the Ninth and Tenth Civil Districts of Carroll County; running thence southwardly along the aforesaid boundary line of the Ninth and Tenth Civil Districts of Carroll County to a point where this line meets the northwest corner of the Twenty-Third Civil District; thence southwestwardly along the boundary between the Ninth and Eleventh Civil Districts to their intersection with Crooked Creek; thence following

the south bank of Crooked Creek to its junction with the South Fork of the Obion River (Beaver Creek Drainage Canal); thence following the southwest bank of the Obion River (Beaver Creek Drainage Canal) in a southeastwardly direction to its junction with the Wilson Bridge Branch; thence following the southeast bank of the Wilson Bridge Branch in a southwestwardly direction to its crossing at the Old Wilson Bridge on the New Zion Road; thence following the southwest (right) side of the New Zion Road to its junction with Highway 77; thence following the north (right) side of Highway 77 to a point of intersection with the boundary between the Fifth and Nineteenth Civil District; thence crossing Highway 77 southwardly along the Fifth and Nineteenth Civil District boundary to the Fifth and Eighth Civil District Boundary; thence continuing southwardly along the Fifth and Eighth Civil District boundary to its intersection with the Old Lexington-McLemoresville Road; thence following the southwest (right) side of this road in a southwestwardly direction to its junction with Highway 70; thence southwestwardly along the northwest (right) side of Highway 70 to the Rutherford fork of the Obion River; thence eastwardly to a point of intersection of the boundaries of the Seventh, Twelfth, and Thirteenth Civil Districts, thence eastwardly along the boundary line of the Twelfth and Thirteenth Civil Districts to its junction with the northern boundary of the South Carroll Special School District; thence following the northern boundary of the South Carroll Special School District to its junction with Humble Branch; thence following the east bank of Humble Branch northwardly to its crossing of the Kyle Road; thence following the Northeast (left) side of Kyle Road southeastwardly to a junction with the West Smyrna Road; thence northwardly along the west (left) side of the West Smyrna Road to its junction with the Buena Vista Road; thence eastwardly along the north (left) side of the Buena Vista Road to its junction with the Moore Creek Road; thence northwardly along the west (left) side of the Moore Creek Road to its junction with the Rollen Mill Road; thence westwardly along the south (left) side of the Rollen Mill Road to its junction with the Roberts Road; thence northwardly along the west side of the Moore Creek Road to its junction with Rollen Mill Road; thence westwardly along the South (left) side of the Rollen Mill Road to its junction with the 15th and 16th Civil District line; thence northwestwardly along the 15th and 16th Civil District line to their junction with the 11th Civil District line; thence northwardly along the 11th and 16th Civil District line to the Old U.S. Highway 70; thence westwardly with the 11th and 16th Civil District line to U.S. Rt. 70; thence eastwardly with the 16th and 23rd Civil District line to a point where said line turns north; thence continuing with the 16th and 23rd Civil District line in a northeastwardly direction to a point of intersection of the 17th Civil District; thence northwardly along the 17th and 23rd Civil District to their junction with the 10th Civil District line; thence continuing northwardly along the boundary between the Tenth and Seventeenth Civil Districts to the Henry County Line; thence westwardly along the Henry-Carroll County Line to the point of beginning.

As amended by:

Private Acts of 1957, Chapter 286

Private Acts of 1978, Chapter 255

Private Acts of 1982, Chapter 193

SECTION 2. That the officers of the said Huntingdon Special School District shall consist of a Board of six members, who, and their successors, shall constitute a body politic and corporate, the majority of whom shall make a quorum for the transaction of business. The first Board shall consist of Neill Wright, S. V. Porter, A. E. Hall, G. W. Parish, E. C. Freeman, and C. M. Watson, each of whom shall be freeholders and having resided for more than one year within the above said boundaries. All vacancies that may occur in this body shall be filled by the Board, such party to serve only until the next regular election thereafter when the qualified voters shall elect his successor, no one being eligible except those who are twenty-five years or more of age and are both freeholders and householders within said boundaries and of good moral character and having at least an elementary school education. Said Board shall organize by electing a President, Secretary and Treasurer, all of whom shall be members of this Board.

SECTION 3. That said Board herein created and their successors in office shall constitute, and are hereby declared the Board of Directors of the Huntingdon Special School District, and by that name may sue and be sued, plead and impleaded, and have continual succession for the purpose hereinafter designated; may have a common seal and make such by-laws and regulations from time to time as they may deem proper herein and as is consistent with the authority herein conferred and the laws of the State of Tennessee for the purpose of carrying into effect the object for which they are created.

SECTION 4. That the officers of said Special School District shall serve a term of six (6) years and until their successors are elected and qualified, two of whom shall be elected every two years on the First Thursday in August in each even year, in an election to be held by the Commissioners of Election for Carroll County, Tennessee, by the qualified voters residing in the said Huntingdon Special School District; provided, the officers now serving shall serve as follows: Warren Carter and Robert L. Dilday until the First Thursday in August, 1952, and until their successors shall be elected and qualified, D. D. Ragland and M. F. Priest, Jr., until the First Thursday in August, 1954 and until their successors shall be elected and qualified, and Frank Taylor and J. Leon Chandler until the First Thursday in August, 1956 and until their successors shall be elected and qualified.

As amended by: Private Acts of 1951, Chapter 692
Private Acts of 1961, Chapter 228

COMPILER'S NOTE: The 1961 amendment amended the 1951 amendment to provide that the election for school board members be held on the first Thursday in August rather than the last Tuesday in September.

SECTION 5. That the powers and duties of said Board of Directors are as above and hereinafter set out to-wit:

- (1) To establish and maintain a public school at Huntingdon, in said district, wherein shall be taught all branches required to be taught in both elementary and high schools of the State, and in which may be established whatever assessor department or departments which may be necessary, in the judgment of the Board, to meet the demands of the patrons.
- (2) To employ competent teachers and as many as they see proper for said school or schools, fix their salaries, and for lawful reasons discharge them.
- (3) To open and close the school or schools and determine the length of term thereof.
- (4) To buy, build and keep in repair school buildings, out buildings and grounds, and any other school buildings or school property that may be included in said Special School District, or that said Board may see fit to erect, buy, and maintain.
- (5) To suspend and dismiss pupils when the occasion and efficiency of said school or schools demand it.
- (6) To use the school funds coming into their hands from whatever source in such a manner as will in their judgment and discretion best promote the interest of said Special School District.
- (7) To order and have taken a census of the children within said district according to the school laws of the State of Tennessee, and report same, properly certified, to the County Superintendent of Public Instruction and to the County Trustee of Carroll County, Tennessee, as soon as practicable after the taking effect of this Act.
- (8) To hold regular meetings at the time and place prescribed by them, and special meetings when called by the President, or by any three of the Board of Directors, four members being necessary to constitute a quorum of said Board.
- (9) To provide and arrange means of transportation for the children living remote from the school building or buildings within said Special School District, and pay for the same out of any school funds that may come into their hands.
- (10) To have full power to lay out and designate the routes and roads over which the means of transportation herein provided for shall pass, and the time thereof, and said transportation shall be to and from the school building or buildings within said Special School District daily while the school or schools are in session.
- (11) To have full power and authority to adopt any rules or by-laws that may be necessary for the management, maintenance and conduct of said school or schools which are not inconsistent with this Act or the general laws of the State; and they may require the payment of reasonable incidental fees to be paid by students of the high school provided for in this Act that may be necessary for the management, maintenance and conduct of said school as a high school and may do and perform any and all other acts that may be necessary and proper to carry into effect, and to accomplish the purposes and intentions of this Act.
- (12) Said Board of Directors of said Special School District shall meet in the school building in the Town of Huntingdon, Tennessee, on the third Thursday in each month, at which time, except during the summer months, when school is not in session, the entire faculty shall meet with said Board, and all matters pertaining to said school shall be fully discussed, an inspection made of the premises, and all matters relating to the operation of said school district necessary to be handled shall be handled and a full, [sic] and complete record of the meetings of said Board shall be kept.
- (13) Should any member of the Board of Directors absent himself or herself from any regular meeting for as many as three successive meetings, such member shall be deemed to [sic] have vacated the office of a member of the Board of Directors of said Special School District. The remaining members of said School Board shall elect new members to fill said vacancy until the next regular election.

As amended by: Private Acts of 1945, Chapter 145

SECTION 6. That after making the report of the school census as provided by Sub-section 7 of Section 5 of this Act, the County Trustee shall apportion to the said Special School District for the maintenance of said school or schools, its per capita or prorata share of all school funds of the county then or thereafter in

his hands according to the proportion which the school population of said Special School District shall bear to that of Carroll County under the school census of 1919, and upon the same basis the County Trustee shall also apportion to said Special School District its per capita or prorata share of the State school fund paid to said county by the State. Such school census shall be taken annually and upon it the funds shall be thus apportioned each year thereafter.

SECTION 7. That for the purpose of supporting and maintaining the school or schools of the said Special School District and for supplementing the school funds for said Districts [sic] so that school terms for said school or schools may be extended and continued nine months each year, if possible, as a free public school, there is hereby assessed for the year 1987 and for each year thereafter a tax limit of three dollars (\$3.00) on every one dollar's (\$100.00) worth of taxable property, both real and personal, situated within the said Huntingdon Special School District for general operation of schools. The basis of assessment of said tax on such property shall be the assessed value as shown by the books of the County Trustee, and all taxes assessed on real estate are a lien upon such real estate. The taxes herein assessed shall become due and be collected at the same time and in the same manner as taxes under the general laws of the State by the County Trustee. The said taxes herein provided for, together with all other school funds received from the County Trustee, shall constitute the school funds for the said Special School District, which funds shall be under the control of said Board of School Directors for the use and benefit of the said Board of Directors [sic] for the use and benefit of said Huntingdon Special School District. No part of said fund shall be paid by the Treasurer of said Special School District except by order of said Board of School Directors and upon warrants properly drawn and signed by the President and Secretary of the said Board of School Directors; provided further, that no personal property of the taxpayers within the said Special School District shall be exempt from levy or execution for their said tax assessments on personalty herein assessed by this Act; and provided that the County Tax Assessor shall prepare a separate complete list of all taxable property, both real and personal, within said School District for the use of the County Trustee in making collection of said taxes. The tax of twelve and one-half mills hereinabove in this Section levied may, to the extent of four mills, be pledged to and used by the Board of School Directors for the payment of bonds and or capital outlay notes of said District issued pursuant to authority for the purposes of constructing, improving and equipping school buildings and additions thereto for said District or purchasing sites in connection therewith. To the extent that said tax is so pledged the proceeds thereof shall be deposited in a fund or funds for the payment of said bonds in accordance with the provisions of the authorizing resolution.

COMPILER'S NOTE: This section was amended in 1987 to change the tax rate set out at the beginning of the paragraph above to not more than \$3 per \$100 property value, but the language at the end of the paragraph referring to the old tax rate of "twelve and one-half mills" was not changed.

The Board of School Directors of the Huntingdon Special School District shall have the authority to set the tax rate lower than that imposed by this Act as amended or any other Act setting a tax rate for the Huntingdon Special School District but shall not have the power to impose a tax in excess of any statutory levy. In order to change the rate of taxation, the Board shall certify on or before September 1 to the county trustee the new special school district tax rate not to exceed the rate imposed by any legislative Act, and the county trustee shall collect only the taxes based on the rates so certified.

As amended by:

- Private Acts of 1949, Chapter 712
- Private Acts of 1951, Chapter 697
- Private Acts of 1959, Chapter 241
- Private Acts of 1967-68, Chapter 244
- Private Acts of 1975, Chapter 143
- Private Acts of 1987, Chapter 12

SECTION 8. That all the children living within the boundaries of the said Huntingdon Special School District shall be entitled to the benefit of the funds arising from the provisions of this Act, and are to be entitled to free tuition in the school or schools operated by said Board of Directors as aforesaid; provided, this shall apply to such children as are between the ages of six and twenty-one years of age. The Board of School Directors for said Special School District shall have power to admit by contract persons over school age or non-residents of the district or county or State upon the payment of such reasonable rates of tuition and under such regulations as the said Board of Directors may prescribe for persons not entitled to admission in the said school or school free of charge. All tuitions shall be paid to the Treasurer of said Board of Directors for the use and benefit of the said Special School District and shall be paid out as other funds collected and received by said School District.

SECTION 9. That the said Board of Directors shall, within ten days after this Act takes effect, meet and elect a President, Secretary and Treasurer. The members of said Board of School Directors shall serve without compensation, except that the Secretary may be allowed and receive lawful compensation for taking the census of the scholastic population of said Special School District or for having the same done

each year.

The Secretary of said Board shall keep a true and correct record of all the meetings and business transacted by said Board in a minute book to be provided for such purpose and the Treasurer shall keep a true and correct account of all funds coming into his hands and of all disbursements. The Treasurer shall enter into bond sufficient to cover the school funds belonging to the said Huntingdon Special School District, which shall be fixed by the said Board of Directors, and shall be payable to the State of Tennessee, for the use and benefit of said Special School District and it shall be approved by the President of said Board and filed with the Secretary thereof.

SECTION 10. That said Board shall not employ any Superintendent or principal of the school or schools herein created, who has not had the equivalent of a college education, and shall not employ any teacher or teachers in the high school or elementary department who have not the requisite qualifications for the department in which employed as prescribed by the regulations of the State Board of Education.

SECTION 11. That all laws and parts of laws in conflict with this Act are hereby repealed and that this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 28, 1919.

Private Acts of 1957 Chapter 286

COMPILER'S NOTE: This act amended Section 1 of Private Acts of 1919, Chapter 374, but the act also contained additional provisions affecting Huntingdon Special School District. Accordingly, this act must be read in conjunction with Private Acts of 1919, Chapter 374 (reproduced herein).

SECTION 1. That Chapter 374 of the Private Acts of the General Assembly of the State of Tennessee for the year 1919, be amended by striking out all of that portion of Section 1 after the word "embracing" in line 4, and substituting in lieu thereof the following:

"[The language which appeared between the quotation marks amended Section 1 of Private Acts of 1919, Chapter 374, replacing the boundary description for the school district. This language, as amended by Private Acts of 1978, Chapter 255, and Private Acts of 1982, Chapter 193, is reproduced in Section 1 of the 1919 act, which appears in this compilation immediately preceding this act.]"

The aforementioned and described boundaries include and to be excluded from this School District is a tract of land owned by the Carroll County Board of Education on which is located Hale School, situated in the Eleventh Civil District of Carroll County, Tennessee, and described in two lots as follows:

Parcel No. 1: Beginning at a stake in the northeast corner of the present lot of the Carroll County Board of Education in the Town of Huntingdon and in the west line of Bill McDonald [sic] land, runs thence north 22 degrees 45 minutes west 300 feet to a stake, the same being the southeast corner of the Hampton lot, thence south 70 degrees west 766 feet to a stake in the east line of the Esch lot: thence south degrees 30 minutes east 338 feet to a stake in the north line of Ben Higigns [sic] lot; thence north 67 degrees east 739 feet to the point of beginning and containing 5.741 acres by calculation. Recorded in Deed Book 110, page 49.

Parcel No. 2: Known as Lot No. 18 in the Bryant addition to the Town of Huntingdon, Tennessee, and bounded and described as follows: Beginning at the southeast corner of Lot No. 17 and runs north 65 degrees east 21 poles and 10 links to a stake on Rogers Greers [sic] line, thence north with said line 11 poles and 20 links to the southeast corner of Lot No. 19, thence south 65 degrees west 21 poles and 10 links to the northeast corner of Lot No. 17; thence south 30 degrees east 11 poles and 20 links to the beginning, containing about one-half acres, more or less. Recorded in Deed Book 96, page 126.

As amended by: Private Acts of 1982, Chapter 194

COMPILER'S NOTE: The 1957 act also excluded the Cannon's School property from the Huntingdon Special School District, but Private Acts of 1982, Chapter 194, deleted the exclusion.

SECTION 2. That for the purpose of holding elections in said Special School District there are hereby created voting precincts in each respective civil district within the Huntingdon Special School District. There shall be voting precincts at the Court House and at the School House for the voters of the 11th Civil District, and voting precincts at the regular voting places for the voters of the 8th, 10th, 12th, 19th and 23rd Civil Districts, and the voters of each Civil District within said School District shall vote at the regular precinct where they live and are qualified to vote in regular elections. All elections for the Huntingdon Special School District of whatever nature shall be held under the supervision of the Board of Election Commissioners for Carroll County, Tennessee, upon proper petition of the Board Members of the Huntingdon Special School District. The qualification of voters shall be that provided by law for participation in general elections, and all laws applicable to general elections shall apply.

As amended by:

Private Acts of 1959, Chapter 126

SECTION 3. That this Act shall have no effect unless the same shall have been approved by a majority of the voters residing in the area to be embraced within said Special School District in an election to be held for such purposes. It shall be the duty of the Board of Election Commissioners of Carroll County, Tennessee, after final legislative action upon this Act, to call an election to be held on the second Thursday in September, 1957, at the two voting precincts provided for in this Act. Not less than thirty (30) days notice shall be given by said Election Commissioners of said election. Ballots used in said election shall have printed thereon the title or substance of this Act, and the voters shall vote for or against its adoption. The votes cast at such election shall be canvassed by the Board of Election Commissioners upon the first Monday occurring five (5) days or more next after the date of such election and the results shall be proclaimed by such Board and certified to the Secretary of State. The qualification of voters shall be that as provided by Section 2 of this Act.

SECTION 4. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 20, 1957.

COMPILER'S NOTE: This act was held constitutional in Perritt v. Carter, 325 S.W.2d 233 (Tenn. 1959). The establishment of voting places in Section 2 was held constitutional because there is no general law governing elections for special school districts. The referendum provision in Section 3 was elided as surplusage after the Court held that special school districts do not fall within the Home Rule Amendment to the Tennessee Constitution.

Bonds

Private Acts of 1977 Chapter 16

SECTION 1. Huntingdon Special School District in Carroll County, Tennessee, as created by Chapter 374 of the 1919 Private Acts of Tennessee, is hereby authorized from time to time to borrow money and issue its negotiable bonds therefor in the aggregate principal amount of not exceeding two million five hundred thousand dollars (\$2,500,000.) for the purpose of constructing, repairing, improving and equipping school buildings and additions thereto for the school district, and acquiring all property, real and personal, appurtenant thereto or connected with such work. These bonds shall bear interest at such rate or rates not exceeding seven per cent (7%) per annum, payable annually or semiannually, shall mature serially or otherwise in not exceeding thirty (30) years after date thereof, and shall be subject to such terms of redemption, with or without premium, as may be provided by resolution of the board of directors of the school district. The bonds shall be in such form and of such denominations and shall be sold in such manner as the board of directors may provide by resolution, but in no event shall such bonds be sold for less than par and accrued interest. The board of directors is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of these bonds. The bonds shall be signed by the president of the board of directors with his manual or facsimile signature and attested by the secretary of the board with his manual signature, and the coupons attached thereto shall be signed by the facsimile signatures of both officials.

SECTION 2. For the purpose of paying the principal of and interest and any redemption premium on the school bonds herein authorized there is hereby levied a continuing annual tax of one dollar and ninety-five cents (\$1.95) on each one hundred dollars (\$100) worth of taxable property in Huntingdon Special School District, beginning with the year 1977 and continuing until these bonds have been paid in full as to both principal and interest. The tax shall be annually extended and collected by the county officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of the taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal of and interest and redemption premiums on the school bonds herein authorized.

SECTION 3. The bonds herein authorized shall be exempt from all state, county and municipal taxation in the State of Tennessee.

SECTION 4. The bonds herein authorized shall not be issued until the issuance thereof has been ordered by a majority of the registered voters of the district voting at an election called for such purpose by the county election commission of Carroll County pursuant to the request of the board of directors of the district. Such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County and notice thereof shall be given in the manner required by Tennessee Code Annotated, Title 2, for elections held on questions in Carroll County. At such election the

proposition being submitted to the registered voters of the district shall appear in the form of a question and shall briefly state the maximum amount of bonds to be issued and the purpose of which such bonds are to be issued and shall be followed by the words "Yes" and "No" so that a voter can vote his preference by making a cross mark (X) opposite the proper word. The county election commission of Carroll County shall canvass the returns of such election and determine and declare in writing the results thereof. Such declaration shall constitute conclusive evidence of the results of the election.

SECTION 5. If any one or more provisions of this Act, or the application thereof to any person or circumstance shall ever be held by any court of competent jurisdiction to be invalid, the remaining provisions hereof and the applications thereof to persons or circumstances other than those to which it is held to be invalid shall not be affected thereby.

SECTION 6. All laws or parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 7. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: March 23, 1977.

Notes

Private Acts of 1929 Chapter 33

SECTION 1. That the Huntingdon Special School District, created by Chapter 374, Private Acts of 1919 of the General Assembly of the State of Tennessee, and located in Carroll County, Tennessee, be and the same is hereby authorized, by the through its Board of Directors, to borrow money for the use and benefit of said Special School District, and to issue interest bearing note, notes, warrant or warrants, and to pledge the credit of said Huntingdon Special School District to secure the payment of said note, notes, warrant or warrants, but in no event shall they borrow more than Twenty Thousand Dollars (\$20,000.00) at any one time.

SECTION 2. That said note, notes, warrant or warrants so issued by said Board of Directors of said Huntingdon Special School District shall be an irrevocable evidence of the liability of said Special School District. And the credit of said Huntingdon Special School District shall be by the act of borrowing said money and the issuance of said note, notes, warrant or warrants pledged for the payment of said amount so borrowed under this Act.

SECTION 3. That said money, when borrowed, shall be used without any deductions therefrom for any purpose by said Board of Directors to pay the debts and operating expenses of said Huntingdon Special School District and used as a supplementary fund to the general school funds of said District, and said money, when borrowed, shall be paid out of the taxes assessed for the benefit of said Special School District under Chapter 374, Private Acts of 1919, or any other funds that may come into their hands as such Board of Directors.

SECTION 4. That all laws and parts of laws in conflict with this Act are hereby repealed.

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

Passed: January 24, 1929.

McKenzie High School

Private Acts of 1917 Chapter 533

SECTION 1. That a Special School District be and the same is hereby created and established, embracing All [sic] of the Ninth, Fourth and Twenty-Second Civil Districts of Carroll County, Tennessee, and including all of the City of McKenzie lying in Carroll County, Tennessee to be known and designated as the "McKenzie Special School District;" with the following boundaries:

Beginning at a point where the boundary lines of Carroll and Henry Counties meet the boundary lines of the Ninth and Tenth Civil Districts of Carroll County, running thence southwardly along the aforesaid boundary line of the Ninth and Tenth Civil Districts of Carroll County to a point where this line meets the Northwest corner of the Twenty-Third Civil District; thence Southwestwardly along the boundary between the Ninth and Eleventh Civil Districts to their intersection with Crooked Creek; thence following the south bank of Crooked Creek to its junction with the south for of the Obion River (Beaver Creek Drainage

Canal); thence following the southwest bank of the Obion River (Beaver Creek Drainage Canal) in a northwestwardly direction to a point where the Third, Second, and Twenty-Second Civil Districts of Carroll County corner; thence north along the boundary line of the Third and Twenty-Second Civil Districts of Carroll County to a point where this line meets the boundary between Carroll and Weakley Counties; thence Eastwardly along the boundary line between Carroll and Weakley Counties to a point the Southeast corner of Weakley County; thence north with the Boundary line between Carroll and Weakley Counties to a point where the boundaries of Carroll, Weakley and Henry Counties corner; thence eastwardly along the boundary line between Carroll and Henry Counties to a point where the Ninth and Tenth Civil Districts of Carroll County corner, the point of beginning.

As amended by: Private Acts of 1959, Chapter 191
 Private Acts of 1998, Chapter 136
 Private Acts of 1999, Chapter 31

SECTION 2. That the officers of the McKenzie Special School District shall consist of a Board of Education composed of seven (7) members, all of whom shall be residents of the district, who, with their successors in office, shall constitute a body politic and corporate, a majority of whom shall constitute a quorum for the transaction of business. Effective with the elections to be held in August, 2000, the term of each member of the Board shall be for a period of four (4) years and until their successors are elected and qualified.

As amended by: Private Acts of 1999, Chapter 31.

SECTION 3. That members of the "The Board of Education of the McKenzie Special School District" are to be elected by the qualified voters residing within said district and such elections are to take place on the regular election day in August of such years as vacancies occur.

Said elections are to be called in due form and manner as all elections held in said county, by the duly qualified Election Commissioners or those in authority to call and regulate State and county elections in Tennessee, when the Board of Education of "The McKenzie Special School District," shall certify to said Board of Election Commissioners the necessity for the holding of such election. Vacancies occurring in said Board of Education by death, removal or resignation, shall be filled by the remaining members of said Board until the next regular election, when the qualified voters of the district herein created will elect to fill such vacancy or vacancies. Said Board of Education shall organize by the election of a President, Secretary and Treasurer, all of whom shall be members of said Board.

As amended by: Private Acts of 1998, Chapter 136
 Private Acts of 1999, Chapter 31

SECTION 4. That the said Board of Education herein created and their successors in office shall constitute and are hereby declared the Board of Education of "The McKenzie Special School District" and by that name may sue and be sued, plead and be impleaded and have continual succession for the purposes hereinafter designated; may have a common seal and make such by-laws and regulations as they may deem proper herein and as is consistent with the authority herein conferred by the laws of the State of Tennessee, for the purpose of carrying into effect the object for which they are hereby created.

As amended by: Private Acts of 1988, Chapter 136
 Private Acts of 1999, Chapter 31

SECTION 5. That the powers and duties of said Board of Education are as above and hereinafter set out to-wit:

- (1) To establish and maintain a High School or Schools at McKenzie, in said district, wherein may be taught all branches now or hereafter required by Elementary and High School [sic] of the State, and in each may be taught a Commercial or Business Course, Agriculture, Home Economics, also a course preparatory to University work and other courses that said Board of Education may desire.
- (2) To employ competent teachers and as many as they see proper for said school or schools, fix their salaries and have power to discharge them.
- (3) To open and close the school or schools and determine the length thereof.
- (4) To build and keep in repair school buildings, out-buildings and grounds, and any other buildings, repairs or property that may be included in said district herein created, or that said Board may see fit to erect, take over and maintain.
- (5) To suspend and dismiss pupils when the occasion and efficiency of said school or schools demand it.
- (6) To use the school funds coming into their hands from whatever source, in such manner as will in their judgment and discretion, best promote the interest of said "McKenzie Special School District."
- (7) To order and have taken a census of the children within said district, according to the school

laws of the State of Tennessee and report same, properly certified to the County Superintendent of Public Instruction and County Trustee of Carroll County, Tennessee, as soon as deemed necessary, after the taking effect of this Act.

(8) To hold regular meetings at the time and place designated by them, and special meetings when called by the President or any one member of said Board of Education, four members of said Board to constitute a quorum for the transaction of business.

(9) To take over and hold in trust, any school property real and personal, if in the bounds of said district herein created and to dispose of same, the real estate by deed and the personal property by either public or private sale, as they may deem best, and to apply the proceeds for the benefit of the said district herein created.

(10) Said Board of Education shall have the authority to cause to be made, at least once each year, a published statement of all revenues coming into their hands and expenditures made and for what purposes, said statement to be approved by a majority of said Board before publication.

(11) The Board of Education shall also have the power to borrow money against the credit of the McKenzie Special School District as created by anticipated tax receipts and/or state receipts for capital outlay purposes.

As amended by: Private Acts of 1994, Chapter 175
Private Acts of 1998, Chapter 136
Private Acts of 1999, Chapter 31

SECTION 6. That after the making of the report of the school census, as provided for in Sub-section 7 of Section 5 of this Act, the County Trustee shall apportion to the said "McKenzie Special School District" for the maintenance of said school or schools, its per capita or prorata share of all school funds of the county then or thereafter in his hands, according to said census of 1917 of said McKenzie Special School District which it bears to that of Carroll County and the County Trustee shall also apportion to said district herein created, its per capita or prorata share of the State school fund paid to said county by the State for year 1917 and each subsequent year thereafter. Said census are to be taken annually and the funds thus apportioned each year thereafter as herein provided by this Act.

As amended by: Private Acts of 1998, Chapter 136,
Private Acts of 1999, Chapter 31.

SECTION 7. That for the purpose of supporting and maintaining the school or schools of the said "McKenzie Special School District," and for supplementing the school funds of the District herein created, so that school terms may be extended and continued nine months of each year, if possible, as a free public school or schools, there is hereby assessed for the year 1967, and for each subsequent year thereafter, a tax of two dollars (\$2.00) on every one hundred dollars (\$100.00) worth of taxable property, both real and personal, situated and being within the said "McKenzie Special School District". The basis of assessment for said tax on such property shall be the assessed valuation as shown by the books of the County Trustee and all taxes assessed upon real estate are a lien upon said real estate. The taxes herein assessed shall become due and be collected at the same time and in the same manner as taxes under the general laws of the State of Tennessee, by the County Trustee. The said taxes herein provided for together with all other school funds received from the County Trustee shall constitute the school fund for the said "McKenzie Special School District," which funds shall be under the control of said Board of Education for the use and benefit of the said "McKenzie Special School District." No part of said funds shall be paid out by the Treasurer of said Board of Education except upon warrants properly drawn and signed by the President and Secretary of said Board. No personal property of the taxpayers within the District that is hereby created, shall be exempt from levy or execution for their said tax assessments on personalty herein assessed by this Act. The County Tax Assessor shall prepare a separate and complete list of all taxable property, both real and personal within said District for the use of the County Trustee in making collections of said taxes.

The Board of Education of "McKenzie Special School District" shall have the authority to set the tax rate lower than that imposed by this act as amended or any other act setting a tax rate for "The McKenzie Special School District" but shall not have the power to impose a tax in excess of any statutory levy nor shall it have the power to lower any special levy assessed for the purpose of bond repayment. In order to change the rate of taxation, the Board must certify on or before September 1 to the county trustee the new special school district tax rate not to exceed the rate imposed by any legislative act, and the county trustee shall collect only the taxes based on the rates so certified.

As amended by: Private Acts of 1945, Chapter 51
Private Acts of 1949, Chapter 913
Private Acts of 1967-68, Chapter 264
Private Acts of 1975, Chapter 166
Private Acts of 1981, Chapter 143

Private Acts of 1987, Chapter 93
Private Acts of 1998, Chapter 136
Private Acts of 1999, Chapter 31
Private Acts of 2001, Chapter 47
Private Acts of 2002, Chapter 157

SECTION 8. That all the children living within the boundaries of the said "McKenzie Special School District" shall be entitled to the benefit of the funds arising from the provisions of this Act and are entitled to free tuition in the school or schools operated by the said Board of Education as aforesaid; *provided* this shall apply to such children as are between the ages of 6 and 21 years of age; but no tuition shall be charged for any course of study as is taught in the free public schools of the State of Tennessee, as designated as being in or of the Elementary or High School courses.

The Board of Education of "The McKenzie Special School District" shall have power to admit by contract persons over school age or non-residents of the within district, county or State, upon the payment of such reasonable rates of tuition and under such rules and regulations as said Board may prescribe for persons not entitled to admission in the said school or schools free of charge. Funds arising from such tuition shall be paid out as other funds collected and received by said "McKenzie Special School District."

As amended by: Private Acts of 1998, Chapter 136
Private Acts of 1999, Chapter 31

SECTION 9. That the said Board of Education shall within ten days after this Act takes effect, meet and elect a President, Secretary and Treasurer. The members of said Board of Education are to serve without compensation, except that the Secretary may be allowed and receive lawful compensation for taking the census of scholastic population of said district or for having it done each year. The Secretary shall keep a true and correct record of all business transacted in a well bound minute book to be provided for such purpose. The Treasurer shall keep a true and correct record of all funds coming into his hands and the disbursement of the same. The Treasurer shall execute bond sufficient to cover the school funds belonging to the said "McKenzie Special School District," which amount shall be fixed by the said Board of Education and said bond shall be payable to the State of Tennessee for the use and benefit of the said "McKenzie Special School District," said bond shall be approved by said Board of Education and filed with the Secretary thereof.

As amended by: Private Acts of 1998, Chapter 136
Private Acts of 1999, Chapter 31

SECTION 10. That any person employed by said Board of Education, as principal shall have general superintendency over all schools in operation under control of said Board of Education, with special reference to the grading and promotion of the pupils thereof.

SECTION 11. That if any section, sub-section or clause in this Act be declared unconstitutional and invalid, that same will not affect or alter any other part or parts of this Act not so declared from their full operation and the carrying out of the intents of such part or parts of this Act as are constitutional.

SECTION 12. That all laws and parts of laws in conflict with this Act be, and the same are hereby repealed and that this Act take effect from and after its passage, the public welfare requiring it.

Passed: April 5, 1917.

Private Acts of 2005 Chapter 67

SECTION 1. Chapter 157 of the Private Acts of 2002 levied the tax on property within the McKenzie Special School District at a rate of two dollars (\$2.00) on every one hundred dollars (\$100). As a result of the 2003 general reappraisal of property in Carroll County, a certified tax rate, which is the present rate for the McKenzie Special School District, was set pursuant to Tennessee Code Annotated, Section 67-5-1704, at one dollar and fifty-three cents (\$1.53) on every one hundred dollars (\$100). It is the intent of this act, pursuant to the request of the McKenzie Board of Education, that the tax rate for the special school district be increased from the present rate of one dollar and fifty-three cents (\$1.53) on every one hundred dollars (\$100) to two dollars (\$2.00) on every one hundred dollars (\$100).

SECTION 2. Chapter 533 of the Private Acts of 1917, as amended by Chapter 51 of the Private Acts of 1945, Chapter 913 of the Private Acts of 1949, Chapter 201 of the Private Acts of 1959, Chapter 264 of the Private Acts of 1967, Chapter 166 of the Private Acts of 1975, Chapter 143 of the Private Acts of 1981, Chapter 93 of the Private Acts of 1987, Chapter 47 of the Private Acts of 2001, and Chapter 157 of the Private Acts of 2002, and any other acts amendatory thereto, is further amended in Section 7 by deleting the words and figures "two dollars (\$2.00) on every one hundred dollars (\$100)" and substituting instead the words and figures "two dollars (\$2.00) on every one hundred dollars (\$100)", it being the legislative intent that by such action the tax rate of the McKenzie Special School District shall be increased to two

dollars (\$2.00) on every one hundred dollars (\$100).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Passed: May 27, 2005.

Notes & Bonds

Private Acts of 1963 Chapter 220

SECTION 1. That the McKenzie High School District in Carroll County, Tennessee, as created by and under Chapter 533 of the Private Acts of Tennessee for 1917, is hereby authorized to borrow money and issue its negotiable coupon bonds therefor in the aggregate principal amount of not exceeding Two Hundred Fifty Thousand (\$250,000) Dollars for the purpose of constructing, improving and equipping school buildings and school grounds, in and for said School District, together with the purchase of necessary sites in connection therewith. Said bonds shall bear interest at a rate of not exceeding six per cent (6%) per annum, payable semiannually, and shall mature serially or otherwise in not exceeding thirty (30) years from the date thereof, and may be subject to such terms of redemption with or without premium, all as may be provided by resolution of the Board of Education of said School District. Said bonds shall be in such form and of such denominations and may be sold in whole or in part from time to time in such manner as the Board of Education of said School District may provide by resolution but in no event shall such bonds be sold for less than the par value thereof. Said Board of Education is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of said bonds.

SECTION 2. That said bonds shall be signed by the President of the Board of Education of said District and countersigned by the Secretary of said Board and the coupons attached to said bonds shall be executed by the facsimile signatures of said officials. The proceeds derived from the sale of said bonds shall be turned over to the Treasurer of said School District and placed in a separate fund and shall be used only for the purposes as hereinbefore recited. The purchaser of said bonds shall not be required to look to the proper application of said proceeds.

SECTION 3. That for the purpose of paying the principal of and the interest on the bonds herein authorized, there is hereby levied a continuing annual tax of eighty cents (80¢) on each One Hundred (\$100.00) Dollars of taxable property in The McKenzie High School District, beginning with the year 1963 and continuing until said bonds have been paid in full as to both principal and interest. Said taxes shall be annually extended and collected by the County [sic] officials of Carroll County in the manner provided by the General Law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of said taxes, as collected, shall be placed in a separate and special fund and shall be used solely for the purpose of paying principal of, interest on and redemption premiums on the school bonds herein authorized.

SECTION 4. That the bonds herein authorized and the interest thereon shall be exempt from all state, county and municipal taxation in the State of Tennessee except inheritance, transfer and estate taxes.

SECTION 5. That the bonds herein authorized shall not be issued until the issuance thereof has been ordered by a majority of the qualified voters of said district voting in an election called for such purpose by the election commissioners of Carroll County pursuant to the request of the Board of Education of said District. Such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County and notice thereof shall be given at least twenty (20) days prior to the date of said election by publication of an appropriate notice not less than one time in a newspaper of general circulation in such District. At such election the ballot shall state briefly the maximum amount of bonds to be authorized and the purpose for which such bonds are to be authorized and shall contain the words "for the issuance of bonds" and "against the issuance of bonds". The election commissioners of Carroll County shall canvass the returns of such election and determine and declare in writing the results thereof. Such declaration shall constitute conclusive evidence of the results of said election.

SECTION 6. That the powers conferred by this Act shall be in addition and supplementary to the powers conferred by any other law and are not in substitution for the powers conferred by any other law. Bonds may be issued hereunder notwithstanding that any other law may provide for the issuance of bonds for like purposes and without regard to the requirements, restrictions or procedural provisions contained in any other law.

SECTION 7. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 14, 1963.

Private Acts of 1970 Chapter 231

SECTION 1. The McKenzie High School District in Carroll County created by Chapter 533 of the Private Acts of 1917, is authorized to borrow from time to time, not exceeding Seventy-Five Thousand Dollars (\$75,000), for the purpose of operating its school system and which funds may also be used for the purpose of constructing, improving and equipping school buildings and school grounds, including the purchase of lands, and issue its interest bearing notes as evidence of said debt.

SECTION 2. The note or notes evidencing the debt herein authorized, may be negotiated by the McKenzie High School District at such time or times and in such manner or manners as may be determined by the governing body of the District. However, the notes shall not be discounted and shall not bear interest exceeding the current prime rate of the Chase Manhattan Bank in New York City, New York.

SECTION 3. Any note or notes issued hereunder may be issued by resolution of the McKenzie High School District Board of Education, a majority voting in favor thereof, in a special or regular meeting, and any resolutions authorizing the borrowing of money and the issuing of a note or notes under this Act shall provide that such note or notes shall contain a recital that the funds are borrowed and notes are issued pursuant to this Act, which recitals shall be conclusive evidence of their validity and the legality of their issuance.

SECTION 4. The note or notes herein authorized shall be signed on behalf of the McKenzie High School District, by its Chairman and Secretary.

SECTION 5. The note or notes issued pursuant to the provisions of this Act shall not be subject to taxation by the State or any political subdivision thereof.

SECTION 6. The McKenzie High School District shall set apart in a separate fund so much as necessary of the One Dollar and Thirty Cents (\$1.30) tax on every One Hundred Dollars (\$100) worth of taxable property, both real and personal, situated within the McKenzie High School District, authorized by Chapter 533 of the Private Acts of 1917, as amended by Chapter 264 of the Private Acts of 1967, to pay principal and interest while the indebtedness herein authorized or any part thereof, is outstanding.

SECTION 7. The McKenzie High School District is authorized to use any surpluses existing or hereafter accruing by virtue of the levy authorized by Chapter 195 of the Private Acts of 1953 and the levy authorized by Chapter 220 of the Private Acts of 1963 in the retirement of any indebtedness created under this Act.

SECTION 8. The provisions of this Act are hereby declared to be severable. If any of its sections, provisions, exceptions, sentences, clauses, phrases or parts be held unconstitutional or void, the remainder of this Act shall continue in full force and effect, it being the legislative intent now hereby declared, that this Act would have been adopted even if such unconstitutional or void matter had not been included therein.

SECTION 9. This Act shall take effect on becoming a law, the public welfare requiring it.

Passed: February 10, 1970.

Private Acts of 1973 Chapter 107

SECTION 1. McKenzie High School District in Carroll County, Tennessee, created by Chapter 533 of the 1917 Private Acts of Tennessee, is hereby authorized to borrow money and to issue its negotiable bonds therefor in the aggregate principal amount of not exceeding \$1,500,000 for the purpose of constructing, improving and equipping school buildings and additions thereto for said school district, together with the purchase of necessary sites in connection therewith. Said bonds shall bear interest at a rate or rates not exceeding the legal rate of interest for written contracts, payable annually or semiannually, and shall mature serially or otherwise in not exceeding 30 years after date thereof as may be provided by resolution of the Board of Education of said school district. Said bonds shall be in such form and of such denominations, may be made subject to redemption prior to maturity with or without premium, and shall be sold as a whole or in part from time to time in such manner as the Board of Education may provide by resolution, but in no event shall such bonds be sold for less than par value, plus accrued interest. The Board of Education is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of said bonds. Said bonds shall be signed by the President of the Board of Education and attested by the Secretary of said board, and the coupons attached thereto shall be signed with the facsimile signatures of said officials.

SECTION 2. The bonds herein authorized shall not be issued until the issuance thereof has been

approved by a majority of the qualified voters of said district voting in an election called for such purpose by the election commissioners of Carroll County pursuant to the request of the Board of Education of said district. Such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County and notice thereof shall be given at least 20 days prior to the date of said election by publication of an appropriate notice one time in a newspaper of general circulation in said district. At such election the ballot shall state briefly the maximum amount of bonds to be issued and the purpose for which such bonds are to be issued and shall contain the words "for the issuance of bonds" and "against the issuance of bonds". The election commissioners of Carroll County shall canvass the returns of such election and determine and declare in writing the results thereof. Such declaration shall constitute conclusive evidence of the results of said election.

SECTION 3. For the purpose of paying the principal of and interest on the school bonds herein authorized there is hereby levied a continuing annual tax of \$1.50 on each \$100.00 worth of taxable property in said district, beginning with the year 1973 and continuing until said bonds shall have been paid in full as to both principal and interest. Said taxes shall be annually extended and collected by the county officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as county taxes. The proceeds of said taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal of and interest and redemption premiums on the school bonds herein authorized. The provisions of Section 49-721, Tennessee Code Annotated, shall be applicable to taxes levied pursuant to this Act.

SECTION 4. The bonds herein authorized shall be exempt from all state, county and municipal taxation in the State of Tennessee.

SECTION 5. If any or more provisions of this act or the application thereof to any person or circumstance shall ever be held by any court of competent jurisdiction to be invalid the remaining provisions hereof and the application thereof to persons or circumstances other than those to which it is held to be invalid shall not be affected thereby.

SECTION 6. All laws or parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this act shall take effect from and after its passage, the public welfare requiring it.

Passed: May 1, 1973.

Private Acts of 1996 Chapter 179

SECTION 1. The McKenzie High School District, located in Carroll County, Tennessee (the "District"), created by Chapter 533 of the Private Acts of 1917, as amended by Chapter 185 of the Private Acts of 1921, Chapter 576 of the Private Acts of 1921, Chapter 51 of the Private Acts of 1945, Chapter 568 of the Private Acts of 1947, Chapter 913 of the Private Acts of 1949, Chapter 165 of the Private Acts of 1951, Chapter 191 of the Private Acts of 1959, Chapter 220 of the Private Acts of 1963, Chapter 262 of the Private Acts of 1967, Chapter 264 of the Private Acts of 1967, Chapter 229 of the Private Acts of 1970, Chapter 231 of the Private Acts of 1970, Chapter 107 of the Private Acts of 1973, Chapter 166 of the Private Acts of 1975, Chapter 143 of the Private Acts of 1981, and Chapter 93 of the Private Acts of 1987, and all other Acts amendatory thereto, if any, (the "Act of Incorporation") is hereby authorized and empowered to issue and sell, by resolution of the Board of Education of the District, bonds in the aggregate principal amount of not to exceed ten million five hundred thousand dollars (\$10,500,000) for the purpose of providing funds (i) for the construction, improvement, renovation, expansion, furnishing, fixturing and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work, (ii) for the funding of all accounts and funds necessary and proper in connection with the issuance and sale of the Bonds as the Board of Education of the District shall determine, (iii) for the payment of interest on the Bonds during the period of construction and for six (6) months thereafter and (iv) for the payment of all legal, fiscal, administrative, architectural, engineering, accounting and similar professional and other costs incident thereto and to the issuance and sale of the Bonds.

SECTION 2. The Bonds may be sold in one (1) or more series, may bear such date or dates, shall mature at such time or times, not exceeding thirty (30) years from their respective dated dates, may bear interest at a zero (0) rate or at such other rate or rates (which may vary from time to time), may be payable at such time or times, may be in such denominations, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption, with or without premium and may provide for the replacement of mutilated, destroyed or lost bonds, all as may be provided by resolution of the District's Board of Education. The Bonds shall be sold as a whole or in part from time to time in such manner as

shall be provided by resolution of the District's Board of Education, but in no event shall the Bonds be sold for less than ninety-eight percent (98%) of par plus accrued interest (or, if all or any part of such Bonds is to be sold at a zero (0) rate of interest or at an original issue discount, such Bonds may be sold at not less than ninety-eight percent (98%) of the original reoffering price of such Bonds, plus accrued interest). The Board of Education of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the Bonds and delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board of Education shall deem necessary or desirable.

SECTION 3. The Bonds shall be issued in fully registered form and shall be signed and sealed as provided in the Tennessee Public Obligations Registration Act and in the resolution adopted by the District's Board of Education authorizing the Bonds.

SECTION 4. So long as any of the Bonds shall remain outstanding and unpaid, the tax levied by authority of Chapter 107 of the Private Acts of 1973, as amended, shall continue to be levied at a rate which shall be hereby fixed at ninety-five cents (\$.95) per hundred dollars (\$100) of assessed value of real and personal property located within the District, effective as to said rate on January 1, 1996, for the 1996 tax year and each tax year thereafter. The rate hereinabove established may be adjusted from time to time in accordance with the procedure set forth in Section 67-5-1704, Tennessee Code Annotated, relating to county-wide reappraisal. In addition, in the event the total assessed value of all property subject to the tax hereinabove described declines by more than ten percent (10%) from January 1 of any year to January 1 of the next succeeding year or declines by more than fifteen percent (15%) from January 1 of any year to January 1 of the second succeeding year thereafter, at the request of the Board of Education, the county assessor of property shall certify to the county trustee and the Board of Education of the District the total assessed value of taxable property within the District and furnish the county trustee and the Board of Education an estimate of the total assessed value of all new construction and improvements not included on the assessment roll of the base year. Upon receipt of said information and certifications, the county trustee shall adjust the tax rate established herein to an adjusted rate which is estimated to provide to the District the same tax revenue as was provided by said tax in the base year, exclusive of such new construction, improvements and deletions, in accordance with policies established by the State Board of Equalization pursuant to Section 67-5-1701(b), Tennessee Code Annotated, or any successor thereto. Said taxes shall be used exclusively to pay principal of and interest on the Bonds authorized herein and any other indebtedness of the District as they come due and to maintain debt service fund balances. The Board of Education is hereby authorized to pledge such taxes to pay the principal of and interest and any redemption premiums on the Bonds and any other indebtedness of the District. The taxes shall be annually extended and collected by the County Trustee of Carroll County in the manner provided by general law for the extension and collection of County taxes and shall constitute a lien on the property against which they are levied with the like force and effect as do County taxes. The proceeds of said taxes, when collected, shall be deposited to a debt service fund to be established and maintained by the District. The debt service fund is established for the specific purpose of receiving the taxes authorized herein and any other funds which may from time to time be pledged to the payment of indebtedness of the District. The debt service fund and the funds therein shall be maintained and accounted for until payment in full of all outstanding obligations of the District and shall be used for the purpose of paying principal of and premium, if any, and interest on the Bonds and any other indebtedness of the District. In the event property taxes and such other funds as shall be pledged to the payment of the indebtedness of the District are not sufficient to pay principal thereof and interest thereon when due, the District shall apply funds from operations or other available funds of the District to the payment thereof. So much of the surplus arising from the tax hereinabove described and not required for the payment of debt service on outstanding obligations of the District may be used, at the discretion of the Board of Education of the District, for the construction, improvement, renovation, expansion, furnishing, fixturing and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work.

SECTION 5. The Board of Education is authorized to pledge to the payment of the Bonds all or a portion of (a) any funds received by the District under the Tennessee Basic Education Program available to be used for capital outlay expenditures, as set forth in Section 49-3-351 et seq., Tennessee Code Annotated, and related sections, (b) its share of the Local Option Sales and Use Tax now or hereafter levied and collected in Carroll County, Tennessee, pursuant to Section 67-6-712, Tennessee Code Annotated, and (c) any other funds received from the State of Tennessee, or any of its authorities, agencies or instrumentalities, for school purposes and available to be used for capital outlay expenditures.

SECTION 6. The Bonds, and all income therefrom, shall be exempt from all state, county and municipal taxation in the State of Tennessee, except inheritance, transfer and estate taxes and except as otherwise

provided by applicable law.

SECTION 7. The District is further authorized, by resolution of the Board of Education, to borrow money and issue its bonds for the purpose of refunding the Bonds authorized herein, at or prior to maturity, in whole or in part, at any time, in accordance with the terms hereof.

SECTION 8. The District is further authorized, by resolution of the Board of Education, to issue and sell notes of the District in anticipation of the issuance of the Bonds authorized herein. The notes may be sold in one (1) or more series, may bear such date or dates, shall mature at such time or times, not exceeding three (3) years from their respective dated dates, may bear interest of such rate or rates (which may vary from time to time), may be payable at such time or times, may be in such denominations, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption, with or without premium, and may provide for the replacement of mutilated, destroyed or lost notes, all as may be provided by resolution of the Board of Education. The notes shall be sold as a whole or in part from time to time in such manner as shall be provided by resolution of the Board of Education. The Board of Education of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the notes and delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board of Education shall deem necessary or desirable.

SECTION 9. If any provision(s) of this Act or the application thereof shall be held by any court of competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this Act and the application of such provisions shall not be affected thereby, shall be enforced to the greatest extent permitted by law and are declared to be severable.

SECTION 10. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: April 18, 1996.

Private Acts of 2022 Chapter 51

SECTION 1. The McKenzie Special School District (the "District"), created by Chapter 533 of the Private Acts of 1917, as amended (collectively with all amendatory acts, the "Act of Incorporation") is hereby authorized and empowered to issue and sell, by resolution of the Board of Education (the "Board") of the District, bonds and/or notes in the aggregate principal amount of not to exceed four million dollars (\$4,000,000) in the manner provided below:

(a) The District is hereby authorized and empowered to issue and sell, by resolution of its Board, school bonds and notes for the purpose of providing funds for (i) the acquisition of land and site preparation for and the construction, improvement, renovation, expansion, furnishing, and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection therewith, (ii) the funding of all accounts and funds necessary and proper in connection with the issuance and sale of the bonds and notes as the Board shall determine, (iii) the payment of interest on the bonds and notes during the period of construction and for six (6) months thereafter, and (iv) the payment of all legal, fiscal, administrative, architectural, engineering, accounting, and similar professional and other costs incident thereto and to the issuance and sale of the bonds and notes. The maximum aggregate principal amount of school bonds authorized to be issued shall be limited to four million dollars (\$4,000,000). No public referendum or election of the voters of the District shall be necessary in order for the District to issue and sell the bonds and/or notes authorized pursuant to this subsection.

(b) The bonds and notes may be sold at competitive or negotiated sale at such times, in such amounts and with such terms as may be approved by resolution of the Board; provided that the maximum maturity of any bond or note issued shall not exceed twenty-five (25) years from issuance and the rate or rates of the bonds and notes shall not exceed the maximum rate permitted by Tennessee law. The Board of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the bonds and notes and to delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board shall deem necessary or desirable.

(c) The District is further authorized, by resolution of its Board, to issue and sell notes of the District in anticipation of the issuance of the bonds authorized herein. The notes shall mature at such time or times, not exceeding five (5) years from their respective dated dates, and shall be sold in such manner and upon such terms as shall be provided by resolution of the Board. Bond anticipation notes shall also be payable from and secured by the proceeds of the bonds in anticipation of which they are issued.

Notwithstanding anything herein to the contrary, bond anticipation notes may be issued in an amount not to exceed four million dollars (\$4,000,000) in addition to the issuance of not to exceed four million dollars (\$4,000,000) of school bonds, provided that such notes are to be retired by the bonds.

(d) The District is further authorized, by resolution of its Board, to borrow money and issue its bonds for the purpose of refunding the bonds and notes authorized herein or that may have been previously issued by the District. The refunding bonds shall be sold at such times, in such manner and upon such terms as shall be provided by resolution of the Board, and notwithstanding anything herein to the contrary, shall be in an amount necessary to refund such bonds or notes.

(e) The Board of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the bonds and notes authorized herein and to delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board shall deem necessary or desirable.

(f) The bonds and notes authorized hereunder shall be issued in fully registered form and shall be executed as provided in the Tennessee Public Obligations Registration Act and in the resolution adopted by the Board.

(g) Any bonds or notes issued hereunder shall be paid from the taxes levied by authority of the Act of Incorporation. Notwithstanding any provision of the Act of Incorporation to the contrary, all taxes levied pursuant thereto are specifically authorized to be used to pay the principal of and interest on any bonds and notes issued pursuant to this subsection. The Board of the District is hereby authorized to pledge such taxes as necessary to pay the principal of and interest on the bonds and notes authorized herein. The taxes shall constitute a lien on the property against which they are levied with the like force and effect as due county taxes.

(h) The Board is also authorized, but not required, to pledge to the payment of the bonds and notes all or a portion of (i) any funds received by the District under the Tennessee Basic Education Program available to be used for capital outlay expenditures, as set forth in Section 49-3-351 et seq., Tennessee Code Annotated, and related sections, (ii) its share of the Local Option Sales and Use Tax now or hereafter levied and collected in Carroll County, Tennessee, pursuant to Section 67-6-712, Tennessee Code Annotated, and (iii) any other funds received from the State of Tennessee, or any of its authorities, agencies, or instrumentalities, for school purposes and available to be used for capital outlay expenditures.

(i) The bonds and notes and all income therefrom, shall be exempt from all state, county and municipal taxation in the State of Tennessee, except excise and franchise taxes and except as otherwise provided by applicable law.

SECTION 2. In the event that the laws creating the District are repealed or the District is abolished, that portion of such laws levying a tax, the proceeds of which are pledged to the payment of outstanding bonds and indebtedness of the District, shall remain in full force and effect with respect to the real and personal property within the District to the extent necessary to satisfy the District's debt service requirements with respect to said bonds and indebtedness, and the outstanding bonds and indebtedness of the District shall remain binding and valid obligations of the District the same to be paid out of funds collected in respect of the tax herein authorized. In such event, the said remaining tax shall continue to be collected by the county trustee and funds collected in respect thereof shall be paid in respect of the District's outstanding bonds and indebtedness by the District until such bonds and indebtedness have been paid in full.

SECTION 3. The provisions of this Act are intended to supersede any contrary provisions of the Act of Incorporation heretofore adopted.

SECTION 4. If any provision(s) of this Act or the application thereof shall be held by any court of competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this Act and the application of such provisions shall not be affected thereby, shall be enforced to the greatest extent permitted by law and are declared to be severable.

SECTION 5. This act takes effect upon becoming a law, the public welfare requiring it.

Passed: April 28, 2022

Surplus Funds

Private Acts of 1970 Chapter 229

SECTION 1. The McKenzie High School District in Carroll County, created by Chapter 533 of the Private Acts of 1917, is authorized to use all surplus funds on hand arising as result of the tax levy authorized and levied pursuant to Chapter 195 of the Private Acts of 1953, and Chapter 220 of the Private Acts of 1963,

and so much of the surplus arising hereafter not required for the redemption of the outstanding bonds and interest thereon as they serially mature.

SECTION 2. There is a need for the McKenzie High School District to construct, improve and equip school buildings to properly provide educational facilities in the District.

SECTION 3. It is declared to be in the public interest that such surplus funds be used as hereinabove authorized in view of the present cost of borrowing money.

SECTION 4. The powers conferred by this Act shall be in addition and supplementary to the powers conferred by any other law and are not in substitution of the powers conferred by any other law. Funds may be used as herein authorized without regard to the requirements, instructions or procedural provisions contained in any other law.

SECTION 5. This Act shall take effect on becoming a law, the public welfare requiring it.

Passed: February 10, 1970.

South Carroll

Private Acts of 1955 Chapter 278

SECTION 1. That there is hereby created and established an independent and Special School District in Carroll County, in the State of Tennessee, out of territory included in the Thirteenth Civil District, the Twenty-Fourth Civil District, and certain portions of the Sixth, Seventh, Twelfth and Fourteenth Civil District [sic] as now constituted, embracing the schools of Concord, Clarksburg, Westport and Yuma. The boundaries of the said Special School District so created and established shall be as follows:

Beginning at the point where the Carroll, Henderson, and Decatur County lines intersect; running thence Westwardly with the said Henderson and Carroll County boundary line to where the Sixth and Seventh Civil Districts line of Carroll County, Tennessee intersects the said Henderson and Carroll County boundary line; thence northwardly to where the said Sixth and Seventh Civil District line of Carroll County, Tennessee intersects Hickory Plains and Liberty Church Road; thence northwardly along said Sixth and Seventh Civil District line to Obion Creek; thence westwardly along B. Crum and Howley boundary line to the Northeast corner of Duncan line; thence Southwardly to James boundary line; thence westwardly to boundary line of Cook and Fry; thence southwardly to Joe Bishop boundary line; thence eastwardly with boundary line of McKnight and Dedman to said Sixth and Seventh Civil District line; thence northwardly with the said Sixth and Seventh District line to said Hickory Plains and Liberty Church Road; thence northwardly along center of Hickory Plains and Liberty Church Road to Hickory Plains Church; thence northwardly by said road to Jumbo; thence northwardly by said road to Liberty Church; thence eastwardly along said road to its intersection with the Purdy Road at Big Fork; thence northwardly along Purdy Road to Stanford and Bates boundary line, on the east side of said Purdy Road; thence eastwardly with said Stanford and Bates boundary line to Roark boundary line; thence northwardly with Roark and Stanford boundary line to the corner of Longmire and Davis; thence eastwardly with Roark and Davis; thence southwardly with Bates and Roark to gravel road; thence along said gravel road to Highway 22 at Red Top; thence northwardly along center of Highway 22 to its intersection with Hilliard Branch; thence northeastwardly down center of Hilliard Branch to its intersection with Beaver Creek; thence southeastwardly to the intersection of Beaver Creek with the Twenty-Fourth and Fifteenth Civil District line, the same being the intersection of Buck Ditch with said Beaver Creek; thence eastwardly along the Twenty-Fourth and Fifteenth Civil District line to the Northeast corner of the Twenty-Fourth Civil District, the same being the North-Southwestern corner of the Eighteenth Civil District; thence southwardly along Eighteenth and Twenty-Fourth Civil District line to its intersection by the Fourteenth and Eighteenth Civil District line; thence along the Fourteenth and Eighteenth Civil District line to its intersection with the Benton County line, [sic] thence south with the Benton County line to an inner corner of the Carroll-Benton County line, [sic] thence east with the Carroll-Benton County line to the intersection of the Decatur County line; thence south with the Carroll-Decatur line to the point of beginning.

As amended by: Private Acts of 1985, Chapter 65

COMPILER'S NOTE: The 1985 amendment deleted the portion of Section 1 which provided that this special school district would be known as the "South Carroll County Special School District".

SECTION 2. That a Board of Education composed of five members, all of whom shall be more than twenty-one years of age and bonafide [sic] residents of and qualified voters in the said South Carroll County Special School District, be and the same is hereby created and established for the Special School District, provided that of the said Special District Board of Education, one shall reside in and be elected by the qualified voters of the Thirteenth Civil District, as now constituted; one shall reside in and be elected

by the qualified voters of the Fourteenth Civil District, as now constituted; and one shall reside in and be elected by the qualified voters of the Westport precinct of the Twenty-Fourth Civil District, as now constituted; and one shall reside in and be elected by the qualified voters of the Concord precinct of the Twenty-Fourth Civil District, as now constituted; one shall reside and be elected by the qualified voters of those portions of Civil Districts Six, Seven, and Twelve, as the same are described in Section 1 of this act. The members of the first Board of Education of said Special School District, which is hereby constituted and appointed, shall serve until September 1, 1956 and until their successors shall be elected and qualified. After September 1, 1956 the terms of the members of the said Board of Education shall be for four years. The first Special Board of Education, which is hereby constituted and appointed, shall consist of the following named persons:

Thirteenth Civil District--Woodrow Enochs.

Fourteenth Civil District--Dorsey Dameron.

Twenty-Fourth Civil District--(Westport Precinct) M.C. Spellings.

Twenty-Fourth Civil District--(Concord Precinct) Cedric Horn.

Portions of Sixth, Seventh and Twelfth Civil District--B. Crum.

In the event of a vacancy among the members of said Special Board of Education, the remaining members of said Board of Education shall have the power to fill and shall fill such vacancies by appointment and such appointees shall hold office until September 1, 1956; or thereafter, the person so appointed to fill such vacancy shall serve for the remainder of the unexpired term of his predecessor or until the next regular biennial election, whichever is sooner, and until a successor is elected and qualified

The term of those members of the Board of Education of said Special School District elected in the August, 1972 election from the Thirteenth Civil District, as now constituted, and of those portions of Civil Districts Six, Seven, and Twelve, as the same are described in Section 1 of Chapter 278 of the Private Acts of 1955 shall be two (2) years; thereafter [sic], the terms of said elected members from the said Thirteenth Civil District and the same portion of Civil Districts Six, Seven, and Twelve shall be for a full four (4) year term. As amended by: Private Acts of 1972, Chapter 301

SECTION 3. That the members of said Board of Education shall within thirty days after the passage of this Act, meet at some convenient place in said Special School District, qualify by taking and subscribing to the oath required by law in such case and organize by electing a chairman, vice-chairman, a secretary and a treasurer, all of whom shall be members of said Board and upon such organization being perfected said Board of Education shall proceed to make all necessary and proper arrangements for the operation of said Special School District and for the management and control of the schools of said district under the powers herein given.

SECTION 4. That the members of said Board of Education shall serve without compensation but provision and allowance may be made for payment not to exceed Two (\$2.00) Dollars per meeting and Five (5¢) Cents per mile one way for the meetings and for reasonable clerical assistance necessary in keeping records and books of the secretary and the treasurer, provided that such duties may be assigned to the Superintendent of the Special School District said [sic] Board of Education shall prescribe the rules and regulations for its government and shall meet at such stated intervals as may be prescribed by its rules and regulations, and may hold such special meetings as may be necessary or advisable for all of which special meetings all members shall have the notice prescribed by its rules and regulations.

The Treasurer of said Board of Education shall enter into bond with proper conditions, sufficient to cover the school funds belonging to said South Carroll County Special School District which may be received, the amount of penalty of which bond shall be determined by said Board of Education and the bond shall be payable to the State of Tennessee for the use and benefit of said South Carroll County Special School District and such bond shall be approved by and filed with the Chairman of said Board of Education; the premium on said bond to be paid as an expense of said Special School District.

The Secretary of said Board of Education shall keep a true and correct record of all meetings and business transactions of said Board and shall perform such other duties as may be required from time to time by said Board. The Treasurer of said Board of Education shall keep a true and correct account of all moneys received and disbursed and shall perform such other duties as may from time to time be required by the Board.

All necessary books, blank forms and stationery for the proper keeping of records by the Secretary and by the Treasurer shall be provided by the Board and paid as an expense incident to the management, control and maintenance of said schools and all books, records and other papers in connection with the administration of said schools shall be carefully preserved by the respective officers keeping same, and upon the expiration of their terms of office shall be delivered to their successors.

SECTION 5. That the said Board of Education, a majority of which shall at all times constitute a quorum for the transaction of business, shall have all the powers usually incident to and belonging to Boards of Education of municipal corporations and shall have full powers as directors or trustees to manage the schools of said District. Said Board of Education shall make or cause to be made, and properly verified and certified, all necessary and proper reports of scholastic population, average daily attendance and other statistical data with reference to the schools of said district to the County Trustee, the County Superintendent of Public Instruction and the State Commissioner of Education, all as required by and in accordance with the general laws of the State governing the management and control of the Public schools of the State. And said Board of Education shall prescribe all reasonable and necessary rules and regulations for the management, government and control of such schools and shall employ such superintendents, teachers, and assistant teachers as may be necessary in their conduct and management. The Board of Education shall also have the power to borrow money against the credit of the South Carroll County special school district as created by anticipated tax receipts and/or state receipts. As amended by: Private Acts of 1995, Chapter 108

SECTION 6. That the County Trustee of Carroll County from and after July 1, 1955, shall apportion to the South Carroll County Special School District for the operation and maintenance of the schools therein provided for, the pro rata share of all school funds in his hands to which the said South Carroll County Special School District is entitled, which apportionment as between the said South Carroll County Special School District and the remainder of Carroll County shall be made according to the provisions of the State school law, and this apportionment shall apply not only to the pro rata share of any and all school taxes assessed and collected locally by Carroll County under the general law, but also the pro rata share of said Special School District in the State school funds paid over to said County Trustee by the State pursuant to law.

SECTION 7. That the school properties of the Carroll County Board of Education lying within the said Special School District herein created, which boundaries are set out in Section 1 of this Act, shall be and hereby are transferred to the control of the South Carroll County Special School District Board of Education as herein established and constituted.

SECTION 8. That the said Special School District Board of Education as herein established and constituted, shall have the power to establish, [sic] locate such school or schools as it deems necessary of grades one through twelve, or any combination of these grades, provided that except for failure to maintain average daily attendance as required by State of Tennessee school law, neither of the schools of Concord, Westport, Yuma or Clarksburg shall be moved or discontinued except by the consent of a majority of the qualified voters within the district in which the school is located.

SECTION 9. That the South Carroll County Special School District be and it is hereby authorized and empowered to issue and sell its interest-bearing coupon bonds, to mature at a date not exceeding thirty (30) years after their issuance, in an amount not exceeding One Hundred Fifty Thousand Dollars, (\$150,000.00), to provide funds for repairing, remodeling, and improving present school buildings and to erect new school buildings and to provide for the purchase of equipment and facilities for such buildings and school grounds.

SECTION 10. That any bonds issued under authority hereof shall be appropriately designated to show [sic] purpose for which they were issued. They shall be issued at such time or times, bear such date or dates, be due and payable at such time or times, redeemable if required by said Special School District, bear such interest rate or rates, be in such denominations, as herein provided, and as the South Carroll County Special School District may fix by resolution in each instance, and shall not be sold for less than par and accrued interest, the rate of interest on such bonds in no event to exceed five (5%) per cent per annum. The bonds and coupons shall be signed by the Chairman of said District Board of Education and the Secretary of said Board, but the signatures on the coupons may be lithographed. The bonds shall be the absolute, direct and general obligation of the South Carroll County Special School District, or be the direct and general obligation of said Special School District with a pledge of revenues, as it may determine, in that any funds receivable by said Special School District, not otherwise pledged to the payment of its other indebtedness, may be allocated, pledged and used for such purposes and for the retirement of said bonds.

SECTION 11. That said bonds shall be sold in such manner and upon such advertisement as shall be fixed by resolution, [sic] by said Board of Education of said Special School District and the proceeds thereof shall be kept in a separate fund and shall be used exclusively for the purposes named in this Act. But it shall not be necessary for the purchaser of the bonds so sold to look to the proper application of the funds.

SECTION 12. That for the purpose of paying interest on the bonds and of paying bonds at maturity there is hereby levied, and the South Carroll County Special School District is hereby authorized and empowered

to levy and collect for the year 1955 and each subsequent calendar year thereafter a special tax of Eighty (\$.80) Cents on each One Hundred (\$100.00) Dollars of taxable property, both real and personal, situated within the boundaries of said Special School District as designated in Section 1 of this Act. Said tax shall be an addition to the amount levied for the operation and maintenance of the schools of said Special School District. Said levy shall become effective upon the result of any election held in said Special School District wherein a majority of the voters in said election held in said Special School District wherein a majority of the voters in said election shall be for the issuance of said bonds. Said tax shall be collected by the trustee of the county as other taxes are collected by him, and shall be kept in a separate account from all other funds belonging to said Special School District for the purpose of paying interest on said bonds and to create a sinking fund to pay said bonds as they mature.

There is hereby levied, and The South Carroll County Special School District is hereby authorized and empowered to levy and collect for the year 2001 and each subsequent calendar year thereafter a special tax of one dollar (\$1.00) on each one hundred dollars (\$100) of taxable property, both real and personal, situated within the boundaries of The South Carroll County Special School District and may pledge such tax to pay such debt service. This tax is for the purpose of paying the costs of the acquisition, construction, improvement, renovation, and equipping of schools, and related educational facilities within The South Carroll County Special School District, including the acquisition of all property real and personal appurtenant thereto and connected with such work, and paying all legal, fiscal, administrative and engineering costs incident thereto, including, without limitation, all debt service on indebtedness incurred for the foregoing purposes. This tax shall be in addition to the amount levied for the operation and maintenance of the schools of The South Carroll County Special School District.

As amended by: Private Acts of 2001, Chapter 2

The Board of Education of "The South Carroll County Special School District" shall have the authority to set the tax rate lower than that imposed by this Act as amended or any other Act setting a tax rate for "The South Carroll County Special School District" but shall not have the power to impose a tax in excess of any statutory levy nor shall it have the power to lower any special levy assessed for the purpose of bond repayment. In order to change the rate of taxation, the Board shall certify on or before September 1 to the County Trustee the new special school district tax rate not to exceed the rate imposed by any Legislative Act, and the County Trustee shall collect only the taxes based on the rates based on the rates so certified.

As amended by: Private Acts of 1975, Chapter 179

SECTION 13. That none of bonds as above authorized shall be issued until after an election is held in said Special School District, and a majority of the qualified voters voting in said election, by their ballots vote in favor of issuance of said bonds, which election or elections shall not be called, as hereinafter provided, until after the passage of a resolution of the Board in and for said Special School District, calling for the same, and specifying the purpose, and fixing the amount of the bonds to be issued thereunder. The election or elections for said purpose or purposes shall be called by the Election Commissioners of Carroll County within sixty (60) days after receipt of it [sic] from said Board of written notice of the passage of the resolution, aforesaid; and said written notice shall be accompanied by a copy of said resolution, certified to [sic] by the Chairman and Secretary of the Board of said Special School District, and said election shall be called and held as other elections are held; said Special School District shall pay for and said Commissioners of Election shall furnish, according to the law now existing and regulating elections in this State, tickets to be used in said election, and upon said tickets shall be printed (1) "For issuance of One Hundred Fifty Thousand Dollars (\$150,000.00) (or for such amount as shall have been fixed by resolution of the Board of the South Carroll County Special School District) School Bonds," and (2) "Against the issuance of One Hundred Fifty Thousand Dollars, (\$150,000.00) (or such amount as shall have been fixed by resolution of the Board of the South Carroll County Special School District) School Bonds," and votes shall mark their ballots as provided by law, and all persons qualified to vote in South Carroll County Special School District elections, may vote; provided that failure of a majority of the qualified voters of the South Carroll County Special School District, voting in said election to vote for the issuance of said bonds provided for in this Act, shall not prevent the submission of another proposition to issue bonds under this Act, and in case of a failure of a majority of the qualified voters voting in said election, or elections, to vote for the issuance of the bonds as provided for in this Act, subsequent elections may be held under the same provisions and restrictions as provided in this Act, as to whether said bonds shall be issued; but if in any of the elections herein provided for, a majority of the qualified voters voting in said election shall vote for the issuance of said bonds, said bonds shall be accordingly issued as directed by this Act.

SECTION 14. That whatever bonds issued in pursuance of the authority herein granted shall be known and designated as "South Carroll County School Bonds," and said bonds shall contain a recital that they are issued pursuant to and in accordance with the provisions of this Act, and such recital shall be conclusive evidence of their legality.

SECTION 15. That for the purpose of operating and maintaining the schools of the South Carroll County Special School District and for the purpose of supplementing the fund as now provided by law and available for the benefit of the inhabitants of said Special School District, South Carroll County Special School District, there is hereby levied for the year 2008 and each subsequent calendar year thereafter a separate tax of one dollar and thirty cents (\$1.30) on each one hundred dollars (\$100) of taxable property, both real and personal, situated within the boundaries of the South Carroll County Special School District as designated in Section 1 of this Act. The taxes levied by this section shall become due under the general laws of the State and collected by the County Trustee of Carroll County, and the special taxes hereby provided for, together with all school funds received from the County Trustee, shall constitute the school fund for said Special School District, which school fund shall from time to time as collections and apportionments are made, be paid to the Treasurer of the Board of Education of said Special School District or as the District Board of Education may direct, by the County Trustee upon warrants signed by the Chairman, or Vice-Chairman, and Secretary of said Board of Education, and shall be under the control of said Board of Education for the use and benefit of said Special School District and for the operation and maintenance of the schools therein provided and for no other purpose. No part of said school funds shall be paid out by the Treasurer of said Special School District, or otherwise, except upon and by order of said Board of Education upon warrant properly drawn and signed by its Chairman, or Vice-Chairman, and Secretary. A separate tax list and assessment roll for that part of Carroll County lying within the boundaries of said Special School District, as defined in Section 1 of this Act, shall be used by the County Trustee in making collections of said taxes.

As amended by:
Private Acts of 1981, Chapter 145
Private Acts of 1982, Chapter 285
Private Acts of 1986, Chapter 130
Private Acts of 2008, Chapter 83

SECTION 16. That Section [sic] 714 of the Private Acts of 1917, as amended, the caption of which is set forth in the caption of this Act, and all laws or parts of laws in conflict with the provisions of this Act, be and the same hereby are repealed.

COMPILER'S NOTE: Private Acts of 1917, Chapter 714, established the Clarksburg Special School District in Carroll County.

SECTION 17. That the provisions of this Act are hereby declared to be severable. If any of its sections, provisions, exceptions, sentences, clauses, phrases, or parts be held unconstitutional or void the remainder of this Act shall continue in full force and effect, it being the legislative intent now hereby declared, that this Act would have been adopted even if such unconstitutional or void matter had not been included therein.

SECTION 18. That this Act shall have no effect unless the same shall have been approved by a two-thirds vote of the Quarterly County Court of Carroll County at its regular meeting in April, 1955, or as soon thereafter as the Court shall meet in either a called or regular meeting. Its approval or non-approval shall be proclaimed by the presiding officer of the said Court, and the result shall be certified to the Secretary of State.

SECTION 19. That within 30 days after the Governor approves this Act, the Election Commissioners of Carroll County shall call an election to be held not later than 60 days after its approval for the purpose of determining the will of a majority of the people in the South Carroll County Special School District. The question on the ballot shall be:

"I favor creating the South Carroll County Special School District. [sic]

"Yes [sic]

"No"

Those in favor of the proposition shall vote "Yes" and those opposed shall vote "No". All persons residing in the area designated as South Carroll County Special School District who are registered and qualified to vote under the registration and election laws shall be entitled to vote in said election. The election shall be conducted in accordance with the election laws. The said election is declared to be for a county governmental purpose and the county shall expend from its general funds the moneys necessary to conduct the election. In the event that this section is declared to be invalid or unconstitutional by the Courts, the same shall be elided, and the General Assembly declares that the other sections of this Act would have been enacted irrespective of the validity of this Section.

SECTION 20. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 9, 1955.

Bonds

Private Acts of 1978 Chapter 210

SECTION 1. Chapter 146 of the Private Acts of 1977 is repealed.

SECTION 2. The South Carroll County Special School District, as created by Chapter 278 of the Private Acts of 1955, is hereby authorized to issue its negotiable bonds in an aggregate principal amount not exceeding three hundred and fifty thousand dollars (\$350,000) for the purpose of constructing, repairing, improving and equipping school buildings and additions thereto for said school district, and acquiring all property, real and personal, appurtenant thereto or connected with such work. Said bonds shall bear interest at such rate or rates not exceeding eight per cent (8%) per annum, payable annually or semiannually, shall mature serially or otherwise in not exceeding thirty (30) years after date thereof and shall be subject to such terms of redemption, with or without premium, as may be provided by resolution of the Board of Education of said school district. Said bonds shall be in such form and of such denominations and shall be sold in such manner as the Board of Education may provide by resolution, but in no event shall such bonds be sold for less than par and accrued interest. The Board of Education is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of said bonds. Said bonds shall be signed by the Chairman of the Board of Education with his manual or facsimile signature and attested by the Secretary of said board with his manual signature, and the coupons attached thereto shall be signed with the facsimile signatures of said officials. The Board of Education may by resolution provide for the official seal of said district or a facsimile thereof to be impressed or reproduced upon each of said bonds.

SECTION 3. For the purpose of paying the principal and interest and any redemption premium on the school bonds herein authorized there is hereby levied a continuing annual tax of one dollar (\$1.00) on each one hundred dollars (\$100.00) worth of taxable property in said South Carroll County Special School District, beginning with the year 1978 and continuing until said bonds have been paid in full as to both principal and interest. Said tax shall be annually extended and collected by the county officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of said taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal and interest and redemption premiums on the school bonds herein authorized.

SECTION 4. The bonds herein authorized shall be exempt from all state, county, and municipal taxes.

SECTION 5. The bonds herein authorized shall not be issued until the issuance thereof has been approved by a majority of the registered voters of said district voting at an election called for such purpose by the County Election Commission of Carroll County pursuant to the request of the Board of Education of said district. Such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County and notice thereof shall be given in the manner required by Title 2, Tennessee Code Annotated, for elections held on questions in Carroll County. At such election the proposition being submitted to the registered voters of said district shall appear in the form of a question and shall briefly state the maximum amount of bonds to be issued and the purpose for which such bonds are to be issued and shall be followed by the words "Yes" and "No" so that a voter can vote his preference by making a cross mark (X) opposite the proper word. The County Election Commission of Carroll County shall canvass the returns of such election and determine and declare in writing the results thereof. Such declaration shall constitute conclusive evidence of the results said election. If a majority of the registered voters of said district voting at any election vote against the issuance of the bonds herein authorized, no subsequent election may be held for such purpose within one hundred and eighty (180) days succeeding the date of such election.

SECTION 6. 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 7. All laws or parts of laws in conflict herewith are, to the extent of such conflict, repealed.

SECTION 8. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: March 6, 1978.

Private Acts of 2008 Chapter 82

SECTION 1. The South Carroll County Special School District, located in Carroll County, Tennessee (the "District"), created by Chapter 278 of the Private Acts of 1955 of the State of Tennessee, as amended, by Chapter 258 of the private Acts of 1959, by Chapter 112 of the Private Acts of 1961, by Chapter 301 of the Private Acts of 1972, by Chapter 179 of the Private Acts of 1975, by Chapter 146 of the Private Acts of 1977, by Chapter 210 of the Private Acts of 1978, by Chapter 145 of the Private Acts of 1981, by Chapter 285 of the Private Acts of 1982, by Chapter 65 of the Private Acts of 1985, by Chapter 130 of the Private Acts of 1986, Chapter 108 of the Private Acts of 1995 and by Chapter 2 of the Private Acts of 2001, and any other Acts amendatory thereto (the "Act of Incorporation"), is hereby authorized and empowered to issue and sell to the United States of America, acting through Rural Development, by resolution of the Board of Education of the District, an installment bond in the principal amount of not to exceed two million six hundred ninety-four thousand dollars (\$2,694,000) for the purpose of providing funds for the (i) construction, improvement, renovation, expansion, furnishing, fixturing and equipping of a gymnasium, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work, (ii) funding of all accounts and funds necessary and proper in connection with the issuance and sale of the bond as the Board of Education of the District shall determine, (iii) payment of capitalized interest during the period of construction, and (iv) payment of all legal, fiscal, administrative, architectural, engineering, accounting and similar professional and other costs incident thereto and to the issuance and sale of the bond.

SECTION 2. The bond shall be sold to the United States of America, acting through Rural Development, as a fully registered installment bond, without coupons, at a rate not to exceed four and one-eighth percent (4.125%) per annum and payable in four hundred fifty-six (456) consecutive monthly installments of principal and interest.

SECTION 3. The bond shall be issued in fully registered form and shall be signed and sealed as provided in the Tennessee Public Obligations Registration Act and in the resolution adopted by the District's Board of Education authorizing the bond.

SECTION 4. For the purpose of paying principal of and interest on the bond herein authorized and any other indebtedness of the District, there is hereby levied, in addition to any tax currently being levied within the boundaries of the District for the benefit of the District, a property tax of thirty-one cents (\$0.31) on every one hundred dollars (\$100) of real and personal proeprty located within the District, such tax to be effective for the 2008 tax year and each tax year thereafter that the bond remains outstanding. Said rate is established to provide tax revenues sufficient to pay principal of and interest on the bonds as they come due. If at the time of issuance, the annual debt service requirements on the bonds should be less than anticipated by the establishment of the tax rate herein, the tax rate levied by this Section 3 shall be reduced to a rate which will produce tax revenues in an amount sufficient to pay debt service on the bonds. The rate hereinabove established may be adjusted from time to time in accordance with the procedure set forth in Tennessee Code Annotated, Section 67-5-1704, relating to county-wide reappraisal. In addition, in the event the total assessed value of all property subject to the tax hereinabove described declines by more than ten percent (10%) from January 1 of any year to January 1 of the next succeeding year or declines by more than fifteen percent (15%) from January 1 of any year to January 1 of the second succeeding year thereafter, at the request of the Board of Education, the county assessor of property shall certify to the county trustee and the Board of Education the total assessed value of taxable property within the District and furnish the county trustee and the Board of Education an estimate of the total assessed value of all new construction and improvements not included on the assessment roll of the base year and all deletions from the assessment roll of the base year. Upon receipt of said information and certifications, the county trustee shall adjust the tax rate established herein to an adjusted rate which is estimated to provide to the District the same tax revenue as was provided by said tax in the base year, exclusive of such new construction, improvements and deletions, in accordance with policies established by the state board of equalization pursuant to Tennessee Code Annotated, Section 67-5-1704(b), or any successor thereto. Said taxes shall be used exclusively to pay principal and interest on the bonds authorized herein and any other indebtedness of the District as they become due and to maintain debt service fund balances. The Board of Education is hereby authorized to pledge such tax to pay the principal of an interest on the bonds and any other indebtedness of the District. The taxes shall be annually extended and collected by the county trustee of Carroll County in the manner provided by general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with the like force and effect as do county taxes. In the event the property taxes and such other funds as shall be pledged to the payment of the indebtedness of the District are not sufficient to pay principal thereof and interest thereon when due, the District shall apply funds from operations or other available funds of the District to the payment thereof. Any surplus arising from the tax hereinabove described and not required for the payment of debt service on outstanding obligations of the District shall first be used to fund any debt service reserve fund established by the Board of Education, and may thereafter be used, at the discretion of the Board of Education of the

District, for the construction, improvement, renovation, expansion, furnishing, fixturing and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work, and the purchase of school buses and school transportation equipment, and all other operations and maintenance of schools in the District.

SECTION 5. The Board of Education is authorized to pledge to the payment of the bond all or a portion of (i) any funds received by the District under the Tennessee Basic Education Program available to be used for capital outlay expenditures, as set forth in Tennessee Code Annotated, Section 49-3-351, et seq., and related sections, (ii) its share of the local option sales and use tax now or hereafter levied and collected in Carroll County, Tennessee, pursuant to Tennessee Code Annotated, Section 67-6-712, and (iii) any other funds received from the State of Tennessee, or any of its authorities, agencies or instrumentalities, for school purposes and available to be used for capital outlay expenditures.

SECTION 6. The bond, and all income therefrom, shall be exempt from all state, county and municipal taxation in the State of Tennessee, except inheritance, transfer and estate taxes and except as otherwise provided by applicable law.

SECTION 7. The District is further authorized, by resolution of the Board of Education, to borrow money and issue its bond or bonds for the purpose of refunding the bond authorized herein, at or prior to maturity, in whole or in part, at any time, in accordance with the terms hereof.

SECTION 8. The District is further authorized, by resolution of the Board of Education, to issue and sell notes of the District in anticipation of the issuance of the bond authorized herein. The notes may bear such date or dates, shall mature at such time or times, not exceeding three (3) years from their respective dated dates, may bear interest at such rate or rates (which may vary from time to time), may be payable at such time or times, may be in such denominations, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption, with or without premium, and may provide for the replacement of mutilated, destroyed or lost notes, all as may be provided by resolution of the Board of Education. The notes shall be sold as a whole or in part from time to time in such manner as shall be provided by resolution of the Board of Education. The Board of Education of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the notes and delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board of Education shall deem necessary or desirable.

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 his act are declared to be severable.

SECTION 10. This act shall take effect upon becoming a law, the public welfare requiring it.

Passed: April 3, 2008.

West Carroll

Private Acts of 1981 Chapter 109

SECTION 1. A special school district is hereby created and established, covering and including the 1st, 2nd, 3rd, 5th, 20th, and 21st and parts of the 6th, 7th, 8th, and 19th Civil Districts of Carroll County, Tennessee, to be known as "West Carroll Special School District", with boundaries as follows:

Beginning at a point on the north Carroll County line and the south Weakley County line [sic] is intersected by the 3rd Civil District line thence south along the McKenzie Special School District boundary line to a point where it would join the Huntingdon Special School District boundary line to a point where it intersects with the South Carroll County Special School District boundary line to a point where it intersects the Henderson County line thence west with the Henderson-Carroll County line to a point at the Madison-Carroll County line continuing west to the Madison, Gibson, and Carroll County boundary line thence north with the Gibson County and Carroll County line to the Gibson, Weakley, and Carroll County boundary line thence running with the Weakley County-Carroll County line to the point of origin.

SECTION 2.

(a) The West Carroll Special School District shall be governed by a board of education of six (6) members, a majority of whom shall constitute a quorum for the transaction of business. The members of

the board shall be elected from the three (3) districts or areas which joined to form the West Carroll Special School District. Each such district or area shall be represented by two (2) members who shall be residents of the district. The qualified voters residing in each district shall elect the members representing that district. Members shall be elected to staggered four (4) year terms, except as provided elsewhere in this section. Members shall be elected at the Regular August Election, and shall take office on September 1st following their election.

(b) The members appointed by the original Section 2 of Chapter 109 of the Private Acts of 1981, to two (2) year terms shall continue to hold office until members are elected under the provisions of subsection (c) of this Act, notwithstanding the original expiration date of their terms. The members appointed by the original Section 2 of Chapter 109 of the Private Acts of 1981, to four (4) year terms shall hold office as provided in subsection (c) of this Act. All actions taken by the board between the expiration of two (2) year terms provided for in the original Section 2 of Chapter 109 of the Private Acts of 1981, and the time the persons elected at the special election provided for by this Act take office are hereby confirmed and validated, and the board during that time shall have full and complete authority.

(c) Within sixty (60) days of the expiration of the original two (2) year terms set out in the Act, the board shall request the Carroll County Election Commission to call a special election. Notwithstanding contrary provisions of this Act, members elected at this special election in 1983, shall take office upon election, and shall hold office until September 1, 1986. Their successors shall be elected to full four (4) year terms at the Regular August Election in 1986, and serve until September 1, 1990. Thereafter, their successors shall be elected and serve in accordance with subsection (a).

Notwithstanding the provisions of the original Section 2 of Chapter 109 of the Private Acts of 1981, the four (4) year terms set out therein shall expire on September 1, 1984. The successors to these positions shall be elected at the Regular August Election, 1984, take office September 1, 1984, and serve until September 1, 1988. Thereafter, their successors shall be elected and serve as provided in subsection (a).

(d) In the event of a vacancy on the board, the remaining members of the board shall fill the vacancy by appointment. Such appointee shall hold office until the next Regular Election, at which election a person shall be elected to fill the unexpired portion, if any, of the term. When a vacancy is filled, the member appointed shall be a resident of the area designated in this Act wherein his predecessor resided.

As amended by:

Private Acts of 1983, Chapter 146

SECTION 3. The members of the Board of Education shall within thirty (30) days after the effective date of this Act, meet as some convenient place in the district, qualify by taking and subscribing to the oath required by law in such cases and organize by electing a chairman, a vice-chairman, a secretary, and a treasurer, all of whom shall be members of the board and upon such organization being perfected the board shall prove [sic] to make all necessary and proper arrangements for the operation of the district and for the management and control of the schools of the district under the powers herein given.

SECTION 4.

(a) The members of the Board of Education shall serve without compensation.

(b) The treasurer of the board shall enter into bond with proper conditions, sufficient to cover the school funds belonging to the West Carroll Special School District which may be received, the amount of penalty of which bond shall be determined by the Board of Education and the bond shall be payable to the state of Tennessee for the use and benefit of the West Carroll Special School District and such bond shall be approved by and filed with the chairman of the Board of Education; the premium on the bond to be paid as an expense of the district.

(c) The secretary of the board shall keep a true and correct record of all meetings and business transactions of the board and shall perform such other duties as may be required from time to time by the board. The treasurer of the board shall keep a true and correct account of all monies received and disbursed and shall perform such other duties as may from time to time be required by the board.

(d) All necessary books, blank forms, and stationery for the proper keeping of records by the secretary and by the treasurer shall be provided by the board and paid as an expense incident to the management, control, and maintenance of the schools and all books, records, and other papers in connection with the administration of the schools shall be carefully preserved by the respective officers keeping same, and upon the expiration of their terms of office shall be delivered to their successors.

SECTION 5. The board of education, a majority of which shall at all time constitute a quorum for the transaction of business, shall have all the powers usually incident to and belonging to boards of education of municipal corporations and shall have full powers as directors or trustees to manage the schools of the district. The board of education shall make or cause to be made, and properly verified and certified, all necessary and proper reports of scholastic population, average daily attendance and other statistical data with reference to the schools of said district to the county trustee, the county superintendent of public

instruction, and the state commissioner of education, all as required by and in accordance with the general laws of the state governing the management and control of the public schools of the state. The board of education shall prescribe all reasonable and necessary rules and regulations for the management, governance, and control of such schools and shall employ such superintendents, teachers and assistant teachers as may be necessary in their conduct and management.

SECTION 6. The county Trustee [sic] of Carroll County from and after July 1, 1981, shall apportion to the West Carroll Special School District for the operation and maintenance of the schools herein provided for, the pro rata share of all school funds in his hands to which the West Carroll Special School District is entitled, which apportionment as between the West Carroll Special School District and the remainder of Carroll County shall be made according to the provisions of the state school law, and this apportionment shall apply not only to the pro rata share of any and all school taxes assessed and collected locally by Carroll County under the general law, but also the pro rata share of the special school district in the state school funds paid over to the county trustee by the state, pursuant to law.

SECTION 7. For the purpose of operating and maintaining the schools of the special school district and for the purpose of supplementing the funds as now provided by law and available for the benefit of the inhabitants of the district, there is hereby levied and assessed for the year 1981 and each subsequent year thereafter a separate tax of one dollar seventy-five cents (\$1.75) on each one hundred dollars (\$100.00) of taxable property situated within the boundaries of the district as defined in Section 1 of this Act. The taxes levied by this section shall become due under the general laws of the state and collected by the county Trustee [sic] of Carroll County, and the special taxes hereby provided for, together with all school funds received from the county Trustee [sic], shall constitute the school fund for the Special School District, which school fund shall from time to time as collections and apportionments are made, be paid to the Treasurer of the Board of Education of the Special School District or as the District Board of Education may direct, by the county Trustee [sic] upon warrants signed by the chairman, or vice-chairman, and secretary [sic] of the Board of Education, and shall be under the control of the board for the use and benefits [sic] of the district and for the operation and maintenance of the schools herein provided and for no other purpose. No part of such school funds shall be paid out by the Treasurer of the district, or otherwise, except upon and by order of the board upon warrant properly drawn and signed by its chairman and secretary. A separate tax list and assessment roll for that part of Carroll County lying within the boundaries of the school district, as defined in Section 1 of this Act, shall be used by the county Trustee [sic] in making collections and such taxes.

In addition to any other tax applicable to property in the West Carroll County [sic] Special School District there is levied a property tax sufficient to reflect the percent of changes in the average consumer price index (all items city average) as published by the United States department of labor, bureau of labor statistics, between the figures for the calendar year 1986 and the calendar year 1983. In addition to any other tax applicable to property in the West Carroll County [sic] Special [sic] District there is levied a property tax sufficient to compensate for any decrease in revenues from 1986 levels to the school district due to a use valuation of property in the district in 1987 pursuant to Tennessee Code Annotated, Title 67, Chapter 5, Part 10, and due to any reduction in revenues allocated to the school district by Carroll County in 1987. The taxes imposed by this paragraph shall provide the same ad valorem revenue for such special school district as was levied in 1986 plus an additional amount to reflect the change in the consumer price index between 1986 and 1983.

The board of education of the West Carroll County [sic] Special School District shall have the authority to set the tax rate lower than that imposed by this Act as amended or any other act, setting a tax rate for the West Carroll County [sic] Special School District, but shall not have the power to impose a tax in excess of any statutory levy nor shall it have the power to lower any special levy assessed for the purpose of bond repayment. In order to change the rate of taxation, the board must certify on or before September 1 to the county trustee the new special school district tax rate not to exceed the rate imposed by any legislative act, and the county trustee shall collect only the taxes based on the rates so certified.

As amended by: Private Acts of 1987, Chapter 94,
Private Acts of 2002, Chapter 143.

SECTION 8. [DELETED by Private Acts of 1982, Chapter 229].

SECTION 9. The West Carroll Special School District Board of Education as herein established and constituted shall maintain a school at all of the existing school sites for a period of at least two (2) years. After such period of time the board will operate the schools in the district in the same manner as provided in the public school laws of the state of Tennessee.

SECTION 10. The Atwood Special School District and the Trezevant Special School District shall continue to be responsible for all outstanding obligations as previously created by the respective special school districts.

COMPILER'S NOTE: According to the State Comptroller's Office, County Audit Division, Atwood had outstanding debt of \$83,000 and Trezevant had \$7,000 outstanding debt as of June 1991.

SECTION 11. [DELETED by Private Acts of 1982, Chapter 229].

SECTION 12. The operation of any pre-existing special school district within the boundaries described in Section 1 shall be suspended upon the formation of the West Carroll Special School District, but any obligations, including bonded indebtedness, incurred by any such pre-existing special school district shall remain in full force and effect and any tax imposed to secure the payment of any debt shall be continued unless payment of the debt is assumed by the new district and a pledge of revenues made sufficient to secure payment of the principal and interest on any outstanding obligation.

As amended by: Private Acts of 1982, Chapter 229

SECTION 13. Any buildings that are constructed or renovated for the use by students of the entire district will be located as near the center of student population as possible.

SECTION 14. In the event that any section in this Act [sic] declared to be invalid or unconstitutional by the courts, the same shall be elided, and the General Assembly declares that the other sections of this Act would have been enacted irrespective of the validity of this [sic] section.

SECTION 15. This Act shall take effect upon becoming a law, the public welfare requiring it.

As amended by: Private Acts of 1982, Chapter 229

Passed: May 6, 1981.

Bonds

Private Acts of 1983 Chapter 30

SECTION 1. The West Carroll Special School District, as created by Chapter 109 of the Private Acts of 1981, is hereby authorized to issue its negotiable bonds in an aggregate principal amount not exceeding four million, two-hundred and fifty thousand dollars (\$4,250,000.00) for the purpose of constructing, repairing, improving and equipping school buildings and additions thereto for said school district, and acquiring all property, real and personal appurtenant thereto or connected with such work. Said bonds shall bear interest at such rate or rates not exceeding twelve percent (12%) per annum payable annually or semiannually, shall mature serially or otherwise in not exceeding thirty (30) years after date thereof and shall be subject to such terms of redemption, with or without premium, as may be provided by resolution of the Board of Education of said school district. The bonds shall be in such form and of such denominations and shall be sold in such manner as the Board of Education may provide by resolution, but in no event shall such bonds be sold for less than par and accrued interest. The Board of Education is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of said bonds. The bonds shall be signed by the Chairman of the Board of Education with his manual or facsimile signature and attested by the secretary of said board with his manual signature, and the coupons attached thereto shall be signed with the facsimile signatures of said officials. The Board of Education may by resolution provide for the official seal of said district or a facsimile thereof to be impressed or reproduced upon each of the bonds.

SECTION 2. For the purpose of paying the principal and interest and any redemption premium on the school bonds herein authorized there is hereby levied a continuing annual tax of one dollar and ninety-nine cents (\$1.99) on each one hundred dollars (\$100.00) worth of taxable property in said West Carroll Special School District, beginning with the year 1983 and continuing until the bonds have been paid in full as to both principal and interest. The tax shall be annually extended and collected by the county officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of said taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal and interest and redemption premiums on the school bonds herein authorized.

SECTION 3. The bonds herein authorized shall be exempt from all state, county, and municipal taxes.

SECTION 4. The bonds herein authorized shall not be issued until the issuance thereof has been approved by a majority of the registered voters, including property owners of said district voting at an election called for such purpose by the County Election Commission of Carroll County pursuant to the request of the Board of Education of said district. The election shall be open to all registered voters of the district and to all persons owning real property within the boundaries of the district. Such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County and notice thereof shall be given in the manner required by Tennessee Code Annotated, Title 2 for

elections held on questions in Carroll County. At such election the proposition being submitted to the registered voters, including property owners of said district shall appear in the form of a question and shall briefly state the maximum amount of bonds to be issued and the purpose for which such bonds are to be issued and shall be followed by the words "Yes" and "No" so that a voter can vote his preference by making a cross mark (X) opposite the proper word. The County Election Commission of Carroll County shall canvass the returns of such election and determine and declare in writing the results thereof. Such declaration shall constitute conclusive evidence of the results of said election. If a majority of the registered voters, including property owners of said district voting at any election vote against the issuance of the bonds herein authorized, no subsequent election may be held for such purpose within sixty (60) days succeeding the date of such election.

SECTION 5. If any provision of this act or 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. All laws or parts of laws in conflict herewith are, to the extent of such conflict, repealed.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.

Passed: March 9, 1983.

Private Acts of 1984 Chapter 209

SECTION 1. The West Carroll Special School District (the "District") in Carroll County, Tennessee, as created by Chapter 109 of the Private Acts of the General Assembly of the State of Tennessee for 1981, as amended by Chapter 229 of the Private Acts of the General Assembly of the State of Tennessee for 1982 and as amended by Chapter 146 of the Private Acts of the General Assembly of the State of Tennessee for 1983, is hereby authorized and empowered from time to time to borrow money and issue its negotiable, interest-bearing bonds therefor in an aggregate principal amount not exceeding Two Million Dollars (\$2,000,000) (the "Bonds") for the purpose of constructing, enlarging, improving, remodeling, renovating, repairing, furnishing and equipping school buildings and properties and additions thereto for the District, together with the purchase of real estate and interests in real estate in connection therewith for use for school purposes, and to issue negotiable, interest-bearing bonds or notes for the purpose of refunding any outstanding obligations of the District previously or hereafter issued for the aforesaid purposes in such amounts as shall be necessary to effect said refunding. The Bonds shall bear interest at a rate not to exceed twelve percent (12%) per annum, but in no event shall the rate exceed the legal rate of interest for written contracts; shall be payable annually or semi-annually; shall mature serially or otherwise, at such time or times not exceeding twenty-five (25) years after date thereof, shall be payable at such place or places; all as may be provided by resolution of the Board of Education of the District (the "Board"). The Bonds shall be in such form and of such denominations, may be made subject to redemption prior to maturity, with or without premium, and shall be sold as a whole or in part from time to time in such manner as the Board may provide by resolution, but in no event shall the Bonds be sold for less than par value plus accrued interest. The Board is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance of the Bonds. The Bonds shall be executed by the Chairman of the Board with his manual or facsimile signature and attested by the Secretary or Treasurer of the Board, and the coupons, if any, attached thereto shall be executed by the facsimile signatures of said officials.

As amended by: Private Acts of 1991, Chapter 63

SECTION 2. The Bonds herein authorized shall not be issued until the issuance thereof has been approved by a majority of the qualified voters residing in the District and non-resident owners of real property located in the District voting in an election called for such purpose by the election commissioners of Carroll County (the "Commissioners"). Within thirty (30) days after this Act becomes law, the Election Commission of Carroll County (the "Commission") shall call an election for the District to be held upon such date as may be fixed by the Commissioners, but not less than sixty (60) nor more than ninety (90) days from the date of the call. Such election shall be held in the same manner and by the same officials as general elections are held in Carroll County and notice of said election shall be given at least twenty (20) days prior to such election by publication of an appropriate notice not less than one time in a newspaper of general circulation in the District. The Commissioners shall open and hold the election on the election date so designated and published, at which the qualified voters residing in the District shall have the right to vote. The ballots used in the election shall state briefly the amount of the Bonds to be issued, the purpose for which the Bonds are to be issued and the words "for the issuance of bonds" and the words "against the issuance of bonds", so that the voters in said election shall vote for or against the issuance of the Bonds as they may desire. The Commissioners shall canvass the returns of such election

and determine and proclaim the results thereof and certify the results to the Secretary of State of the State of Tennessee as provided by law in general elections. The proclamation and declaration of the results of said election by the Commission shall constitute conclusive evidence of the results of said election. The qualifications of the voters voting on the question shall be the same as those required for participation in general elections. All relevant laws applicable to general elections shall apply to the determination of the approval or rejection of said bond issue. Anything contained in this Act to the contrary notwithstanding, nothing shall prevent other elections from being held under this Act in the event the first or any other election held as provided should result in the majority vote against the issuance of the Bonds, so long as 180 days shall have elapsed following the previous election, and in the event that an election results in the majority vote against the issuance of the Bonds, upon the written request of the Board it shall be the duty of the Commissioners of said county to call, give notice, use ballot form, open, canvass the returns, and hold another election upon all of the same terms and conditions as herein provided for the first said election.

SECTION 3. For the purpose of paying the principal of and interest and any redemption premium on the Bonds herein authorized there is hereby levied a continuing annual tax of ninety-eight cents (\$.98) on each one hundred dollars (\$100.00) worth of taxable property in the District, beginning with the year 1984 and continuing until the Bonds have been paid in full as to both principal and interest. Said taxes shall be annually extended and collected by the County officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of said taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal and interest and redemption premiums on the Bonds.

In addition to any other tax applicable to property in the West Carroll County [sic] Special School District there is levied a property tax sufficient to compensate for any decrease in revenues from the 1986 levels to the school district due to a use valuation of property in the district in 1987 pursuant to Tennessee Code Annotated, Title 67, Chapter 5, Part 10. The tax imposed by this paragraph shall provide the same ad valorem revenue for such special school district as was levied in 1986.

As amended by: Private Acts of 1987, Chapter 94

SECTION 4. Interest on the Bonds shall be exempt from all state, county and municipal taxation in the State of Tennessee.

SECTION 5. If any section, paragraph or provision of this Act shall ever be held to be invalid, unconstitutional or unenforceable in any respect by a Court of competent jurisdiction, all other contents and provisions of the remainder of this Act shall remain in full force and effect notwithstanding and without regard to the invalidity, unconstitutionally [sic] or unenforceability of such section, paragraph or provision.

SECTION 6. All laws or parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 7. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: May 3, 1984.

Private Acts of 1999 Chapter 29

SECTION 1. West Carroll Special School District, located in Carroll County, Tennessee (the "District"), created by Chapter 109 of the 1981 Private Acts of the State of Tennessee, as amended by Chapter 229 of the 1982 Private Acts, Chapter 146 of the 1983 Private Acts, Chapter 209 of the 1984 Private Acts, Chapter 94 of the 1987 Private Acts; and Chapter 63 of the 1991 Private Acts and all other acts amendatory thereto, if any, (the "Act of Incorporation") is hereby authorized and empowered to issue and sell, by resolution of the Board of Education of the District, bonds in the aggregate principal amount of not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000) for the purpose of providing funds (i) for the construction, improvement, renovation, expansion, furnishing, fixturing and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work, (ii) for the funding of all accounts and funds necessary and proper in connection with the issuance and sale of the bonds as the Board of Education of the District shall determine, (iii) for the payment of interest on the bonds during the period of construction and for six (6) months thereafter and (iv) for the payment of all legal, fiscal, administrative, architectural, engineering, accounting and similar professional and other costs incident thereto and to the issuance and sale of the bonds.

SECTION 2. The Bonds may be sold in one (1) or more series, may bear such date or dates, shall

mature at such time or times, not exceeding thirty (30) years from their respective dated dates, may bear interest at a zero (0) rate or at such other rate or rates (which may vary from time to time), may be payable at such time or times, may be in such denominations, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption, with or without premium and may provide for the replacement of mutilated, destroyed or lost bonds, all as may be provided by resolution of the District's Board of Education. The bonds shall be sold as a whole or in part from time to time in such manner as shall be provided by resolution of the District's Board of Education, but in no event shall the bonds be sold for less than ninety-eight percent (98%) of par plus accrued interest (or, if all or any part of such bonds is to be sold at a zero (0) rate of interest or at an original issue discount, such bonds may be sold at not less than ninety-eight percent (98%) of the original reoffering price of such bonds, plus accrued interest). The Board of Education of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the bonds and delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board of Education shall deem necessary or desirable.

SECTION 3. The bonds shall be issued in fully registered form and shall be signed and sealed as provided in the Tennessee Public Obligations Registration Act and in the resolution adopted by the District's Board of Education authorizing the bonds.

SECTION 4. The Board of Education is hereby authorized to pledge the revenues received from the tax authorized herein to pay the principal of and interest and any redemption premiums on the bonds authorized herein and any other indebtedness of the District. The proceeds of said taxes, when collected, shall be deposited to a debt service fund to be established and maintained by the District. The debt service fund is established for the specific purpose of receiving the taxes authorized herein and any other funds which may from time to time be pledged to the payment of any indebtedness of the District. The debt service fund and the funds therein shall be maintained and accounted for until payment in full of all outstanding obligations of the District and shall be used for the purpose of paying principal of and premium, if any, and interest on the bonds and any other indebtedness of the District. In the event property taxes and such other funds as shall be pledged to the payment of the indebtedness of the District are not sufficient to pay principal thereof and interest thereon when due, the District shall apply funds from operations or other available funds of the District to the payment thereof.

SECTION 5. For the purpose of paying principal of and interest and any redemption premiums on the bonds herein authorized and any other indebtedness of the District, there is hereby levied, in addition to the tax levied by authority of Chapter 109 of the 1981 Private Acts of the State of Tennessee, as amended, a property tax of forty-eight cents (\$0.48) on every one hundred dollars (\$100) of real and personal property located within the District, such tax to take effect January 1, 1999 for the 1999 tax year and each tax year thereafter. The taxes shall be annually extended and collected by the County Trustee of Carroll County in the manner provided by general law for the extension and collection of County taxes and shall constitute a lien on the property against which they are levied with the like force and effect as do County taxes. The rate hereinabove established may be adjusted from time to time in accordance with the procedure set forth in Section 67-5-1704, Tennessee Code Annotated, relating to county-wide reappraisal. In addition, in the event the total assessed value of all property subject to the tax hereinabove described declines by more than 10% from January 1 of any year to January 1 of the next succeeding year or declines by more than 15% from January 1 of any year to January 1 of the second succeeding year thereafter, at the request of the Board of Education, the county assessor of property shall certify to the county trustee and the Board of Education of the District the total assessed value of taxable property within the District and furnish the county trustee and the Board of Education an estimate of the total assessed value of all new construction and improvements not included on the assessment roll of the base year and all deletions from the assessment roll of the base year. Upon receipt of said information and certifications, the county trustee shall adjust the tax rate established herein to an adjusted rate which is estimated to provide to the District the same tax revenue as was provided by said tax in the base year, exclusive of such new construction, improvements and deletions, in accordance with policies established by the State Board of Equalization pursuant to Section 67-5-1701(b), Tennessee Code Annotated, or any successor thereto. Said taxes shall be used exclusively to pay principal of and interest on the bonds authorized herein and any other indebtedness of the District as they come due and to maintain debt service fund balances. Any amounts arising from the tax hereinabove described and not required for the payment of debt service on the bonds authorized herein and other indebtedness of the District in excess of the principal and interest requirements on the bonds authorized herein and other indebtedness of the District for the next succeeding fiscal year may be used, at the discretion of the Board of Education of the District, for the construction, improvement, renovation, expansion, furnishing, fixturing and equipping of school buildings and facilities, and additions thereto, in and for the District, including the purchase of all property, real and personal, or interests therein, necessary in connection with said work, and the purchase of school buses and school transportation equipment, and all other operations and maintenance of schools

in the District.

SECTION 6. The Board of Education is authorized to pledge to the payment of the bonds all or a portion of (a) any funds received by the District under the Tennessee Basic Education Program available to be used for capital outlay expenditures, as set forth in Section 49-3-351 et seq., Tennessee Code Annotated, and related sections, (b) its share of the Local Option Sales and Use Tax now or hereafter levied and collected in Carroll County, Tennessee, pursuant to Section 67-6-712, Tennessee Code Annotated, and (c) any other funds received from the State of Tennessee, or any of its authorities, agencies or instrumentalities, for school purposes and available to be used for capital outlay expenditures.

SECTION 7. The bonds, and all income therefrom, shall be exempt from all state, county and municipal taxation in the State of Tennessee, except inheritance, transfer and estate taxes and except as otherwise provided by applicable law.

SECTION 8. The District is further authorized, by resolution of the Board of Education, to borrow money and issue its bonds for the purpose of refunding the bonds authorized herein, at or prior to maturity, in whole or in part, at any time, in accordance with the terms hereof.

SECTION 9. The District is further authorized, by resolution of the Board of Education, to issue and sell notes of the District in anticipation of the issuance of the bonds authorized herein. The notes may be sold in one (1) or more series, may bear such date or dates, shall mature at such time or times, not exceeding three (3) years from their respective dated dates, may bear interest at such rate or rates (which may vary from time to time), may be payable at such time or times, may be in such denominations, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption, with or without premium, and may provide for the replacement of mutilated, destroyed or lost notes, all as may be provided by resolution of the Board of Education. The notes shall be sold as a whole or in part from time to time in such manner as shall be provided by resolution of the Board of Education. The Board of Education of the District is authorized and empowered to do and perform all acts and enter into all agreements which may be necessary or desirable in connection with the issuance and sale of the notes and delegate the power to consummate all such acts and execute and implement all such agreements on its behalf as the Board of Education shall deem necessary or desirable.

SECTION 10. In the event that the laws creating the District are repealed or the District is abolished, that portion of such laws levying a tax, the proceeds of which are pledged to the payment of outstanding bonds and indebtedness of the District, shall remain in full force and effect with respect to the real and personal property within the District to the extent necessary to satisfy the District's debt service requirements with respect to said bonds and indebtedness and the outstanding bonds and indebtedness of the District shall remain binding and valid obligations of the District the same to be paid out of funds collected in respect of the tax herein authorized. In such event, the said remaining tax shall continue to be collected by the Carroll County trustee and funds collected in respect thereof shall be paid in respect of the District's outstanding bonds and indebtedness by the West Carroll Special School District until such bonds and indebtedness have been paid in full; provided that, if a countywide property tax is enacted for school purposes by the Carroll County Board of County Commissioners and the proceeds thereof are distributed to the District in such a way as to be available to pay principal of and interest and redemption premiums on said bonds and other indebtedness, or other funds are available to pay said principal, premium and interest, the tax herein levied may be reduced by the Board of Education to an amount which, together with said other taxes and funds, is sufficient to pay said principal, premium and interest.

SECTION 11. If any provision(s) of this Act or the application thereof shall be held by any court of competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this Act and the application of such provisions shall not be affected thereby, shall be enforced to the greatest extent permitted by law and are declared to be severable.

SECTION 12. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: May 3, 1999.

Private Acts of 1997 Chapter 71

COMPILER'S NOTE: This act is an amendment to the Private Acts of 1981, Chapter 109, as amended by Private Acts of 1982, Chapter 229; Private Acts of 1983, Chapter 146; Private Acts of 1984, Chapter 209; Private Acts of 1987, Chapter 94; Private Acts of 1991, Chapter 63 and any other acts amendatory thereto, relative to the tax rate in the West Carroll Special School District.

SECTION 1. The West Carroll Special School District is hereby authorized to continue to collect, and

there is hereby levied and assessed, a tax of sixty-seven cents (67¢) per one hundred dollars (\$100.00) of taxable property situated within the boundaries of the district for the purpose of constructing, enlarging, improving, remodeling, renovating and equipping school buildings and properties and additions thereto for the district.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Passed: May 21, 1997.

Surplus Bond Funds

Private Acts of 1971 Chapter 144

SECTION 1. In any county having a population of not less than 25,500 nor more than 26,000, according to the United States Census of Population of 1970 or any subsequent United States Census of Population, if any special school district has bonds outstanding payable from taxes levied by private act of the General Assembly and if at any time the amount of deposit in the special fund created solely for the purpose of paying principal of and interest on said bonds shall be equal to at least two hundred per cent (200%) of the amount of the principal and interest coming due on the bonds in the twelve (12) months next succeeding (hereinafter referred to as "annual debt service requirements"), the special school district by resolution may, in its discretion:

(a) Apply money from the special fund in excess of two hundred per cent (200%) of the annual debt service requirements to any lawful purpose other than the payment of the principal and interest; and/or

(b) On or before September 1 of any year certify to the county trustee the special school district's tax rate, not to exceed the rate imposed by any existing applicable act of the General Assembly, that will be necessary in order to raise the amount of revenue which must be collected to maintain the special fund during the succeeding year in an amount equal to at least two hundred per cent (200%) of the annual debt service requirements, and the county trustee shall collect only the taxes based on the rate so certified.

As amended by: Private Acts of 1971, Chapter 179

SECTION 2. This Act shall take effect on becoming a law, the public welfare requiring it.

Passed: May 12, 1971.

Teacher Retirement System

Private Acts of 1943 Chapter 437

SECTION 1. That the County of Carroll be and it is hereby authorized to make the necessary contracts with any insurance company or companies authorized to do business in the State of Tennessee to provide for the retirement of the public school teachers of the County of Carroll from active service, and to provide group annuity, insurance, pensions or retirement allowances for teachers thus retired.

SECTION 2. That the contract or contracts referred to in Section 1 shall provide for the [sic] payment of the teachers' share of the maintenance cost by making payroll deductions from the salaries of teachers by the County of Carroll, and the County of Carroll is hereby authorized to make such deductions from such salaries.

SECTION 3. That the contract or contracts referred to in Section 1 shall also provide for the County of Carroll to make financial contributions to the cost of maintaining the group pension or retirement system, and the County of Carroll is hereby authorized to make such contributions.

SECTION 4. That the County of Carroll is hereby given authority to take all necessary steps for inaugurating and maintaining said group pension or retirement system.

SECTION 5. That the power or authority vested by this Act in the County of Carroll may be exercised by resolution adopted by the affirmative vote of a majority of the entire membership of the Quarterly County Court of the County of Carroll at any regular meeting of said Court. The amount or proportion of the teachers' contribution to the cost of said system, the amount or proportion of the County of Carroll's contribution thereto and all provisions of such contract or contracts may also be fixed by such resolutions, and such resolution may authorize and direct the proper officials of the County of Carroll to execute said

contract or contracts and provide for the carrying of the same into effect.

SECTION 6. That all laws or parts of laws in conflict herewith, be and the same are hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed: February 10, 1943.

Education/Schools - Historical Notes

Board of Education

The following acts once affected the board of education in Carroll County but are no longer operative. Also referenced below is an act which repeals prior law without providing new substantive provisions.

1. Private Acts of 1907, Chapter 236, abolished the office of District Director and created a five-member Board of Education and a fifteen-member District Board of Advisors for every county in the state, except those counties which were exempted from the act (Carroll County was not exempt). The county superintendent would be ex officio secretary to the board. The board members would be paid no less than \$1.50 and no more than \$3 for each day devoted to their duty.
2. Private Acts of 1949, Chapter 169, established a County Board of School Commissioners in Carroll County, to have exclusive supervision and control of all public schools in the county except schools located within special school districts. The county was divided into nine school districts, with each district electing one School Commissioner from its district. Until the first election by qualified voters, the act named A. T. Taylor, George Belew, Bailey Wrinkle, Bernice Booth, Elmer Wilson, Dr. R. B. Wilson, Ade Harder, Clifford Meals and W. E. Brower as members of the Board of School Commissioners. This act withstood constitutional challenge in Taylor v. Taylor, 222 S.W.2d 372 (Tenn. 1949). This act was repealed by Private Acts of 1951, Chapter 2.

Special School Districts - Hollow Rock-Bruceton

The following acts once affected the Hollow Rock-Bruceton Special School District, but appear to have no current effect. They are listed below for historical reference.

1. Private Acts of 1920 (Ex. Sess.), Chapter 97, created the Hollow Rock Special School District out of part of the 16th Civil District of Carroll County, including the town of Hollow Rock. The Board of Directors for the school district would consist of seven members, with the first board being C. N. McMackin, J. P. Cooper, F. A. Penick, L. A. DePriest, B. F. Thompson, W. T. Taylor and O. A. Cowthan. The act set out the powers and duties of the board. Members of the board were to elect a President, Secretary and Treasurer. The act provided for a tax levy in the amount of 40¢ on every \$100 of taxable property in the special district to support and maintain the schools. Although this act has not been specifically repealed, the area including the town of Hollow Rock is now a part of the Hollow Rock-Bruceton Special School District.
2. Private Acts of 1921, Chapter 184, amended Public Acts of 1920 (Ex. Sess.), Chapter 22, a general tax act which reduced tax rates proportionally with new assessments, to exempt Hollow Rock Special School District from the act.
3. Private Acts of 1925, Chapter 340, amended Private Acts of 1920 (Ex. Sess.), Chapter 97, to change the boundary lines for Hollow Rock Special School District. This act was repealed by Private Acts of 1927, Chapter 315.

Special School Districts - Huntingdon

The following are summaries of private acts which once affected Huntingdon Special School District. These acts are included herein for historical reference.

1. Private Acts of 1921, Chapter 184, amended Public Acts of 1920 (Ex. Sess.), Chapter 22, a general tax act which reduced tax rates proportionally with new assessments, to exempt Huntingdon Special School District from the act.
2. Private Acts of 1981, Chapter 166, would have expanded the boundaries of the Huntingdon Special School District, but the act did not receive local approval and failed to become effective law.

Special School Districts - McKenzie High School

The following private acts once affected McKenzie High School District, and are included herein for historical reference.

1. Private Acts of 1921, Chapter 184, amended Public Acts of 1920 (Ex. Sess.), Chapter 22, a

general tax act which reduced tax rates proportionally with new assessments, to exempt McKenzie High School District from the provisions of the act.

2. Private Acts of 1959, Chapter 201, authorized a two year tax levy of 15¢ on every \$100 of taxable property in the McKenzie High School District, to enable the school board to have sufficient funds for the payment of teacher salaries in the 1959-60 and 1960-61 school years.

Special School Districts - Trezevant

1. Private Acts of 1915, Chapter 667, created the Trezevant Special School District out of part of the 2nd civil district in Carroll County. The board of directors for the school district consisted of five members. The first board members were B. H. Hillsman, Elmer T. Sparks, John G. Holmes, W. J. Hurdle and C. J. Wingo. The act set out the powers and duties of the board. The act authorized a tax levy of 40¢ on every \$100 of taxable property in the school district, and \$1 poll tax, for the purpose of supporting and maintaining the schools. This act withstood constitutional challenge in Quinn v. Hester, 186 S.W. 459 (Tenn. 1919).
2. Private Acts of 1919, Chapter 634, amended Private Acts of 1915, Chapter 667, to authorize the board of directors of the Trezevant Special School District to adopt any rules necessary for the maintenance and conduct of the school, and to provide for payment of reasonable incidental fees by high school students for the maintenance of the school, provided that the sum did not exceed \$5 per high school student during each three-month term.
3. Private Acts of 1921, Chapter 184, amended Public Acts of 1920 (Ex. Sess.), Chapter 22, a general tax act which reduced tax rates proportionally with new assessments, to exempt Trezevant Special School District from the act.
4. Private Acts of 1921, Chapter 956, amended Private Acts of 1915, Chapter 667, to lower the property tax rate in Trezevant Special School District to 25¢.
5. Private Acts of 1923, Chapter 439, amended Private Acts of 1915, Chapter 667, to increase the number of board members to six, and to provide for staggered terms.
6. Private Acts of 1945, Chapter 68, validated \$66,000 refunding bonds of Trezevant Special School District and levied a tax of 90¢ per \$100 property valuation to pay the principal and interest on the bonds.
7. Private Acts of 1945, Chapter 99, amended Private Acts of 1915, Chapter 667, to increase the property tax rate in the Trezevant Special School District to 50¢. This act repealed Private Acts of 1921, Chapter 956.
8. Private Acts of 1961, Chapter 347, amended Private Acts of 1951, Chapter 695, to repeal the provision that no property taxes would be imposed in any year that the amount in the special fund for paying the bonds exceeded \$8,000.
9. Private Acts of 1961, Chapter 393, authorized Trezevant Special School District to issue up to \$35,000 funding bonds, bearing interest not exceeding 5% per annum and maturing within 20 years, to provide funds for payment of its operating deficit. A property tax of 50¢ on every \$100 of taxable property was levied to pay the principal and interest on the bonds. The bond issuance was subject to voter approval.
10. Private Acts of 1973, Chapter 90, amended Private Acts of 1915, Chapter 667, as amended, to enlarge Trezevant Special School District to include the 2nd, 3rd and 19th civil districts of Carroll County.
11. Private Acts of 1973, Chapter 91, amended Private Acts of 1915, Chapter 667, as amended, to authorize Trezevant Special School District, by resolution of its board of directors, to borrow up to \$15,000 for up to a five-year term at a maximum annual interest rate of 6%, for capital improvements.
12. Private Acts of 1975, Chapter 180, amended Private Acts of 1915, Chapter 667, as amended, to authorize the board of directors for Trezevant Special School District to set the school tax rate lower than the rate set by private act, but the rate could not be set in excess of any statutory levy. Special levies assessed for the purpose of bond repayment could not be lowered.
13. Private Acts of 1981, Chapter 109 (reproduced hereinabove), created West Carroll Special School District. The new school district included Atwood Special School District and Trezevant Special School District and provided for the suspension of their operations upon formation of the new school district, with the proviso that taxes imposed to repay the outstanding indebtedness of each pre-existing special school district would remain in effect until all debts had been paid.
14. Private Acts of 1981, Chapter 144, amended Private Acts of 1915, Chapter 667, as amended, to increase the tax rate in the Trezevant Special School District to \$2.60 on every \$100 of taxable

property in the district.

Special School Districts - Whitthorne

1. Private Acts of 1929, Chapter 844, created a special school district out of a portion of the 20th civil district of Carroll County. The schools in the district were to be under the management and control of the County Board of Education. A tax was levied for the years 1929, 1930, 1931 and 1932, in the amount of 60¢ on every \$100 of taxable property in the district, and \$1 poll tax, to support and maintain the schools in the district. The County Board of Education was authorized to borrow up to \$6,000 to build an elementary school building at Whitthorne, to be paid out of the school tax levied under the act.
2. Private Acts of 1933, Chapter 594, amended Private Acts of 1929, Chapter 844, to change the boundaries of the special school district and place the management of the school district under a five-member board of directors to be popularly elected. The first directors were E. S. Browning, Boyd Little, Omer Douglas, C. C. Arington and W. T. Little. At least two teachers were required in any school with 40 or more pupils. The act also lowered the property tax rate to 40¢, with 15¢ of the tax to be used as a sinking fund to pay the debts of the district and 25¢ to be used for operating the schools. It is curious that this act did not amend the provisions of the 1929 act which imposed the tax only through 1932.
3. Private Acts of 1941, Chapter 526, amended Private Acts of 1929, Chapter 844, and Private Acts of 1933, Chapter 594, to change the boundary of the district to include a portion of the 20th and all of the 6th civil district; to name Bryan Robinson, Clyde Stanford, H. W. Dawson, W. W. Holmes, and A. S. Richardson as directors; to raise the property tax rate from 40¢ to 70¢ and to strike the provision designating the use of the tax proceeds; and to provide for the relocation of the Whitthorne School after the building was sold to the federal government. This act also failed to amend the provisions of the 1929 act which imposed the tax only through 1932. For a discussion of the transfer of the school property to the federal government, see Carroll County Board of Education v. Caldwell, 162 S.W.2d 391 (Tenn. 1942).
4. Private Acts of 1943, Chapter 96, repealed Private Acts of 1929, Chapter 844, and Private Acts of 1933, Chapter 594, to abolish the Whitthorne Special School District. All assets of the district were to be transferred to the Carroll County Board of Education.

Special School Districts - Yuma

1. Private Acts of 1921, Chapter 27, created Yuma Special School District out of the 13th and 14th civil districts in Carroll County. The board of directors was to consist of five members, each to be popularly elected to a term of two years. The first board members were J. A. Darnell, G. A. Thomason, A. B. Wood, I. J. Belein, J. C. Taylor, C. H. Hester and J. A. Gooch. It is not clear why there were seven members on the five-member board. The powers and duties of the board were specified. A tax was levied in the amount of 15¢ on every \$100 of taxable property in the district, and \$1 poll tax, for the purpose of supporting and maintaining the schools in the district.
2. Private Acts of 1925, Chapter 399, amended Private Acts of 1921, Chapter 27, to place Yuma Special School District under the control of the County Board of Education, and to increase the property tax rate in the district from 15¢ to 50¢ with half the proceeds to be used to pay the outstanding indebtedness of the district.
3. Private Acts of 1935, Chapter 568, amended Private Acts of 1925, Chapter 399, to lower the property tax rate to 25¢ in the Yuma Special School District.
4. Private Acts of 1935 (Ex. Sess.), Chapter 30, amended Private Acts of 1921, Chapter 27, to repeal the special poll tax of \$1 in the Yuma Special School District.
5. Private Acts of 1941, Chapter 302, repealed Private Acts of 1937, Chapter 172, to discontinue the tax because all necessary funds had been raised.

Superintendent or Director of Schools

The acts referenced below once affected the office of superintendent of education in Carroll County, but are no longer operative. Also referenced below is an act which repeals prior law without providing new substantive provisions.

1. Private Acts of 1923, Chapter 136, provided that the Superintendent of Public Instruction would be elected to a two-year term by the qualified voters in Carroll County. This act was repealed by Private Acts of 1927, Chapter 440.
2. Private acts of 1933, Chapter 115, provided that in all counties of the state having a population of not less than 26,100, nor more than 26,150 inhabitants according to the 1930 Federal Census, the county superintendent of public instruction would be elected by the qualified voters of said

counties for a term of four years. In the event of a vacancy in office, it would be the duty of the election commission to call a special election to fill the vacancy at said special election.

3. Private Acts of 1951, Chapter 214, although indexed in some publications as applying to Carroll County, applies to counties having a population of "not less than 26,505 nor more than 26,515" according to the 1950 census. The 1950 population of Carroll County was 26,553. No Tennessee county had a 1950 population which fell within the population bracket given in the act. The act provided that vacancies in the office of school superintendent would be filled by the quarterly county court until the next regular election.

General Reference

The following acts constitute part of the administrative and political heritage of the educational structure of Carroll County but are no longer operative since they have either been superseded, repealed, or failed to receive local approval.

1. Acts of 1837-38, Chapter 80, established Mt. Pleasant Academy in Carroll County. The first Board of Trustees for the Academy were Pleasant Atkison, Levi S. Woods, Thomas Black, John Woods, James W. Drake and Alexander M. Caldwell. The powers and duties of the trustees were set out in the act.
2. Acts of 1851-52, Chapter 14, authorized the State Comptroller of the Treasury to issue a replacement warrant to Chira Wilder, Carroll County Trustee, for Carroll County's distributive share of school funds for 1851, which amount was \$1,933.52. The original warrant had been lost.
3. Private Acts of 1933, Chapter 174, provided that for special school districts with an assessed valuation of more than \$650,000, the County Trustee for Carroll County was to apportion the state and county high school funds among the special school districts based upon the total daily attendance in the high schools each year.
4. Private Acts of 1933, Chapter 619, regulated the payment of school warrants and the use of state school funds in Carroll County due to the pronounced financial depression. The Trustee was required to keep all state school funds in a separate account and to use that money only for payment of school warrants issued between January 1, 1933 and January 1, 1935. After January 1, 1935, any funds remaining in the account could be used to pay warrants issued prior to January 1, 1933.
5. Private Acts of 1935, Chapter 754, set the poll tax rate in Carroll County at \$1 and prohibited any additional poll tax except those levied under special acts pertaining to school districts. The intent of the act was to prevent the imposition of the additional \$1 poll tax which was levied under general law for school purposes, since the special school districts in Carroll County were collecting poll taxes for schools.
6. Private Acts of 1951, Chapter 290, created the office of County Supervisor of Maintenance of Educational Properties in Carroll County, to be elected by qualified voters to serve a two year term. The Supervisor's duties included supervision of the maintenance, repair and housing of all equipment used for the transportation of children to and from school. The Supervisor was given purchasing authority up to \$100. The Supervisor's compensation was \$275 per month. Joe Bryant was named to serve as Supervisor until the next election. Before assuming the duties of the office, the Supervisor was required to execute a \$5,000 bond. This act is in conflict with the general law found at T.C.A. § 49-2-203(a)(3), which provides that all personnel necessary to care for school property will be employed by the school board and the school board is responsible for fixing their salaries.

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