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# Hollow Rock-Bruceton

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Table of Contents

<b>Hollow Rock-Bruceton .....</b>	<b>3</b>
<b>Private Acts of 1927 Chapter 317 .....</b>	<b>3</b>
<b>Private Acts of 1929 Chapter 917 .....</b>	<b>5</b>
<b>Private Acts of 1957 Chapter 294 .....</b>	<b>6</b>
<b>Bonds .....</b>	<b>7</b>
<b>Private Acts of 1965 Chapter 3 .....</b>	<b>7</b>
<b>Private Acts of 1967-68 Chapter 318 .....</b>	<b>7</b>
<b>Private Acts of 1969 Chapter 4 .....</b>	<b>9</b>
<b>Private Acts of 1977 Chapter 30 .....</b>	<b>9</b>
<b>Private Acts of 1996 Chapter 180 .....</b>	<b>10</b>

# 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 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.

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