

**PRIVATE ACTS, 1999**

**CHAPTER NO. 36**

**HOUSE BILL NO. 1959**

**By Representative Rhinehart**

**Substituted for: Senate Bill No. 1942**

**By Senator Elsea**

AN ACT to amend Chapter 93 of the Private Acts of 1920; as amended by Chapter 740 of the Private Acts of 1925; Chapter 540 of the Private Acts of 1939; Chapter 136 of the Private Acts of 1949 and Chapter 91 of the Private Acts of 1959; and any other acts amendatory thereto, relative to the Richard City Special School District.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 93 of the Private Acts of 1920, as amended by Chapter 740 of the Private Acts of 1925, Chapter 540 of the Private Acts of 1939, Chapter 136 of the Private Acts of 1949, Chapter 91 of the Private Acts of 1959, and any other acts amendatory thereto is amended by deleting the language of Section 3 in its entirety and by substituting instead the following new language:

Section 3. That the powers and duties of the said Board of Trustees shall be:

(1) To establish and maintain such schools within the said district as the Board of Trustees shall deem necessary to care for the scholastic population; and to prescribe a course of study which shall, in all respects, conform to the provisions and requirements of the State Board of Education for elementary schools, and to provide for such additional instructional programs for elementary schools. Provided, further, that the Board of Trustees is hereby empowered to purchase and furnish free of charge to its pupils all textbooks and other materials necessary to promote the program of study set forth by the Board of Trustees for said schools; and

(2) To establish and maintain a high school if deemed necessary by the Board of Trustees and to provide a course of study for same which shall, in all respects, conform to the requirements of the State Board of Education for high schools; and

(3) To employ teachers having the qualifications required by the general law and the State Board of Education for the schools of said district and to fix their compensation and, for cause, to discharge them; and

(4) To open and close the schools of the district at such times as the Board may deem advisable and to determine the length of the school term for each year; and

(5) In keeping with all state laws, to suspend or expel students when it is necessary to maintain discipline within the schools; and

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(6) To employ, if deemed necessary, an attendance officer who shall have the powers and duties conferred on such officer by general law, and to fix the compensation for such position; and

(7) To employ janitors, and all such other classified employees as may be necessary for the operation of the school system, and to fix their compensation; and

(8) To require all such reports from teachers and the system administration as required by general law including such other reports as the Board may require relative to the progress of the schools; and

(9) to borrow money from lending institutions qualified to transact business in the State of Tennessee, to pledge as collateral for such loans the full faith and credit of the Richard City Special School District, and to repay the principal and interest on such loans from tax receipts and/or state or federal revenues appropriated for such purposes; and

(10) To build, repair and maintain the school buildings and such incidental buildings as may be necessary; and

(11) To hold in trust all school property, both real and personal, within the bounds of the district and to sell and convey the same by deed or title, and to acquire by purchase all such real estate or other property as the Board may deem necessary for school purposes; and

(12) To take a census of the scholastic population residing within the district as soon as possible after the passage of this act, and to report same to the County Superintendent and the County Trustee, and take such scholastic population census annually thereafter and report same to the above-referenced officials; and

(13) To have and to exercise all powers and duties conferred by general law upon County Boards of Education with respect to schools within the district.

SECTION 2. Chapter 93 of the Private Acts of 1920, as amended by Chapter 740 of the Private Acts of 1925, Chapter 540 of the Private Acts of 1939, Chapter 136 of the Private Acts of 1949, Chapter 91 of the Private Acts of 1959, and any other acts amendatory thereto is amended by deleting the language of Section 5 in its entirety and by substituting instead the following new language:

Section 5. That the power is hereby conferred upon the Board of Trustees of said school district to execute, issue, advertise and sell coupon bonds for the school district, and otherwise to incur debt including the power to borrow funds from financial institutions qualified to transact business in the State of Tennessee, both long-term and short-term, payable from the receipts of the established tax rate for the district, as may be amended, and from state or federal revenue receipts designated for such purposes. The Board shall determine the most favorable method for financing any indebtedness as well as the repayment of such indebtedness. Such proceeds shall be used for the

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construction, maintenance or repair of school buildings including additions thereto. Said indebtedness shall constitute the general obligations of the school district, shall be executed by the Board of Trustees, and shall be payable at such places and at such times as the Board of Trustees may, by resolution, determine. Provided, however, that the term of any indebtedness shall not exceed twenty (20) years. It shall be the duty of the Board to set apart a sufficient amount of all monies received by the district as a sinking fund to be used solely for the payment of principal and interest for the retirement of debt authorized herein.


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

**PASSED: May 6, 1999**

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

**APPROVED this 14th day of May 1999**

  
DON SUNDQUIST, GOVERNOR