

## CHAPTER NO. 24

## HOUSE BILL NO. 2377

By Representatives Maggart, McDonald, Lynn

Substituted for: Senate Bill No. 2357

By Senator Black

AN ACT to repeal Chapter 663 of the Private Acts of 1937; Chapter 72 of the Private Acts of 1987 and Chapter 135 of the Private Acts of 1996; and any other acts amendatory thereto, to divide Sumner County into school districts; and to provide for the number, election and terms of members of the Sumner County Board of Education.

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

SECTION 1. Chapter 663 of the Private Acts of 1937, Chapter 72 of the Private Acts of 1987, Chapter 135 of the Private Acts of 1996, and all other acts amendatory thereto, are hereby repealed.

SECTION 2. Sumner County shall be divided into eleven (11) school districts of substantially equal population, which shall be established by resolution of the county legislative body from time to time.

SECTION 3. The Sumner County Board of Education (the "Board") shall consist of eleven (11) members, with one member of the Board being elected by the qualified voters in each school district, on a non-partisan basis. Board members shall be elected to staggered four (4) year terms so that every two (2) years the terms of approximately one-half the members of the Board shall expire, with the odd-numbered districts expiring at the same time and the even-numbered districts expiring at the same time. Persons elected in the regular August general election shall take office on September 1 following the election and shall serve until their successors are duly elected and qualified.

SECTION 4. In order to transition from six (6) members to the eleven (11) members provided for in this act, all incumbent Board members shall remain on the Board until the expiration of their current terms. To establish staggered four (4) year terms, beginning with the August 2006 elections the Board shall be elected as follows: At the August 2006 general election, one (1) Board member shall be elected from each of Districts 1, 3, 5, 7, 9 and 11 to four (4) year terms, and one (1) Board member shall be elected from each of Districts 4 and 10 to two (2) year terms. Thereafter, Board members shall be elected to four (4) year terms as the term of each respective Board member expires.

SECTION 5. The Sumner County Board of Education shall have the same powers, duties, privileges and qualifications as the Board of Education established pursuant to Title 49, Tennessee Code Annotated, except as may be otherwise provided herein.

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 this 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. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Sumner County. Its approval or non-approval shall be proclaimed by the presiding officer of the county legislative body of Sumner County and certified to the Secretary of State.

SECTION 8. For purpose of approving or rejecting the provisions of this Act, it shall be effective upon becoming law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 7.

**PASSED: March 24, 2005**

  
JIMMY RAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 5<sup>th</sup> day of April 2005

  
PHIL BREDESEEN, GOVERNOR