



May 04, 2024

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# County Attorney

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We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other CTAS website material.

Sincerely,

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## County Attorney

### Private Acts of 1967-68 Chapter 120

**SECTION 1.** The office of County Attorney is created for Gibson County. The County Attorney shall be elected by the Quarterly County Court upon the recommendation of the County Judge at the next regular session of the Quarterly County Court following the effective date of this Act and shall serve for a term of two (2) years or until his successor is elected and qualified. In the event of a vacancy the same shall be filled by the County Judge of the Quarterly Court, until the next regular or special meeting of the Quarterly County Court.

**SECTION 2.** The County Attorney shall be a resident of Gibson County and shall be licensed to practice law in the State of Tennessee.

**SECTION 3.** It shall be the duty of the County Attorney to advise with the County Judge, all committees of the Quarterly County Court, and all other county officials upon legal matters pertaining to their respective office, and prepare and render written legal opinions to all county officers pertaining to the performance of their official duties.

**SECTION 4.** The Quarterly County Court shall fix his compensation payable on the first day of each month out of the general funds of the county upon a warrant drawn by the County Judge upon the County Trustee.

**SECTION 5.** The County Attorney shall take and subscribe to the following oath: "I do solemnly swear that I will perform with fidelity the duties of the office of County Attorney to which I have been elected and which I am about to assume to the best of my ability."

**SECTION 6.** In the event the County Attorney is called upon to represent the county in any extra or special legal matter of litigation not referred to in this Act, he shall be entitled to additional compensation, the amount of which, if not agreed on in advance between the Quarterly County Court and the County Attorney, shall be in accordance with the prevailing fees charged by the member of the bar of the county.

**SECTION 7.** This Act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Quarterly County Court of Gibson County at or before the next regular meeting of the Court occurring more than thirty (30) days after its approval by the Governor. Its approval or nonapproval shall be proclaimed by the presiding officer of the Court and certified by him to the Secretary of State.

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

Passed: April 27, 1967.

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