



County Technical Assistance Service
INSTITUTE for PUBLIC SERVICE

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Chapter X - Law Enforcement

Dear Reader:

The following document was created from the CTAS website (ctas.tennessee.edu). This website is maintained by CTAS staff and seeks to represent the most current information regarding issues relative to Tennessee county government.

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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Chapter X - Law Enforcement

Offenses

Fireworks

Private Acts of 1939 Chapter 365

SECTION 1. That in all counties of the State of Tennessee having a population of not less than 14,200 and not more than 14,300 inhabitants, according to the Federal Census of 1930 or any subsequent Federal Census, no person, firm or corporation shall have, keep, store, use, manufacture, sell, handle or transport within the limits of said county, any pyrotechnics; and the word "Pyrotechnics" whenever used in this Act shall be held to mean any sparkler, squib, rocket, fire cracker, roman candle or fireworks.

Provided, however, nothing in this Act shall be held to apply to the possession or use of signaling devices by railroads, vessels, and others requiring them, and that nothing in this Act shall be held to apply to the possession, sale or use of normal stocks of flashlight compositions by photographers or dealers in photostatic supplies; and,

Provided, further, nothing in this Act shall be held to apply to the possession, sale, or use of ammunition, of fire arms, of blasting powder or dynamite, or other explosives used or to be used for commercial purposes.

SECTION 2. That the County Trustee of any said county may, upon due application, issue a permit to a properly qualified person for giving a Pyrotechnic display of fire works in the public parks or other places within the said county. Such permits shall impose such restrictions as in the opinion of the County Trustee of said County may be necessary to properly safeguard life and property in each case, and the holder of such a permit shall be entitled to store, use, or transport Pyrotechnics in strict accordance with the terms of said permit, this Act to the contrary notwithstanding.

SECTION 3. That any violation of any provision of this Act shall be deemed a misdemeanor and the offender shall upon conviction be fined not less than Five or more than Five Hundred Dollars for every such violation.

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

Passed: February 25, 1939.

Sheriff

Private Acts of 1949 Chapter 693

SECTION 1. That in addition to the regular duties now prescribed by law, it shall be the additional duty of the Sheriff of DeKalb County, Tennessee, to patrol all roads and highways in said County regularly and on account of this additional duty he shall receive the sum of \$2,400.00 per annum, payable in equal monthly installments, out of the General Fund of said County. This compensation shall be in addition to that which he now receives as Sheriff. In the event said Sheriff fails or refuses to comply with the provisions of this Act, he shall forfeit all compensation as provided for under this Act. Provided, however, that the aforesaid compensation shall be in lieu of all ex officio fees allowed by the Quarterly County Court of DeKalb County and whatever ex officio fees that may now or hereafter be allowed by said Quarterly Court same shall be a credit on the Twenty-Four Hundred (\$2,400.00) Dollar compensation hereby fixed.

As amended by: Private Acts of 1951, Chapter 134

SECTION 2. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: April 7, 1949.

Law Enforcement - Historical Notes

Sheriff

The following acts have no current effect but are included here for reference purposes since they once applied to the DeKalb County Sheriff's Office. Also referenced below is an act which repeals prior law without providing new substantive provisions.

1. Acts of 1847-48, Chapter 111, directed the Sheriff of DeKalb County to annually open and hold an election for electing officers of the Town of Alexandria. This provision was amended by Acts of 1857-58, Chapter 39, Page 56, to remove any penalty against the Sheriff for not holding the required election.
2. Private Acts of 1919, Chapter 794, set the salary of the Sheriff at a minimum of \$2,000 per year, provided that the fees from his office were not equal to or in excess of that amount. This was repealed by Private Acts of 1921, Chapter 365, Page 1128.
3. Private Acts of 1949, Chapter 442, authorized the Quarterly County Court to appropriate \$1,200 per year for a special deputy sheriff.

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