

RESOLUTION

No. 2022 03 101
Out of Order

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 28th day of March 2022.

RESOLUTION IN REF: REQUEST FOR REVISIONS TO PRIVATE ACT 2008, CHAPTER NO. 74, SECTIONS 6 & 7, CHANGING THE HAWKINS COUNTY JUVENILE JUDGE POSITION FROM PART-TIME TO FULL-TIME.

WHEREAS, currently the position of Hawkins County Juvenile Judge is required to hold court a minimum of two days per week with a salary fixed at forty percent (40%) of that of the General Sessions Judge, which in itself is a salary fixed by the state, and

WHEREAS, the current case load and proper follow up of each case is consuming more than the prescribed two days, typically as much as three to four days, and

WHEREAS, changes to the required number of court days and amount of time devoted to this position would require amending Sections 6 & 7 of Chapter 74 of Private Act 2008 as shown and suggested in an attachment to this resolution, and

WHEREAS, the Personnel Committee voted to begin the process of requesting the amendment of the above-mentioned Private Act, now

THEREFORE, BE IT RESOLVED, that approval be given to send this resolution to the Legislature of the Tennessee General Assembly requesting the amendment to Chapter 74, Section 6 & 7 as shown on the attachment to this resolution, and

BE IT FURTHER RESOLVED, that these changes would by rules and regulations become effective upon the ratification of the Private Act by a two-thirds vote and approval of funding through a majority vote of the county legislative body.

Introduced By Esq. Mark DeWitte, Personnel Committee Vice Chair

Seconded By Esq. _____

Date Submitted 3-15-2022

Nancy Davis
County Clerk

By: _____

Chairman _____

Mayor Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

Attachment to Resolution 2022 03, 01 - Hawkins County Board of Commissioners
out of Order

Current language of Private Act 2008, Chapter 374:

SECTION 6. The Juvenile Court and the position of Juvenile Judge shall be funded by the Hawkins County Board of Commissioners on an annual basis by budget submitted thereto or as provided by law. The judge of the Hawkins County Juvenile Court shall receive a salary of forty percent (40%) of the compensation of the present General Session Judge of Hawkins County. Annual adjustments of the juvenile judge's salary shall be made at a rate of forty percent (40%) of the salary of the General Session Judge of Hawkins county.

SECTION 7. The judge shall serve on a part-time basis as necessary, but shall hold court at least two (2) days per week and shall be allowed to participate in the practice of law in all other courts within the court systems and shall not be prohibited from performing any services in any of such courts.

Proposed Changes

SECTION 6. The Juvenile Court and the position of Juvenile Judge shall be funded by the Hawkins county Board of Commissioners on an annual basis by budget submitted thereto or as provided by law. The judge of the Hawkins County Juvenile Court shall receive a salary equal to the compensation of the present General Session Judge of Hawkins County. Annual adjustments of the juvenile judge's salary shall be made at the same rate as the salary of the General Session Judge of Hawkins County.

SECTION 7. The judge shall serve on a full-time, five (5) days per week basis, and shall hold court as many days per week as deemed necessary to cover the case load of Juvenile Court. The Juvenile Judge shall not be allowed to participate in the practice of law in any other court within the court systems and shall be prohibited from performing any services in any of such courts.