

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

<b>FILED</b> 10/27/2021 Clerk of the Appellate Courts
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**IN RE: PETITION TO MODIFY TENNESSEE SUPREME COURT RULE  
13, SECTION 5(a)(1) and (5)(d)(1)**

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**No. ADM2021-00237**

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**ORDER**

On March 2, 2021, the Tennessee Association of Criminal Defense Lawyers, the Tennessee Post-Conviction Defendant Organization, the Choosing Justice Initiative, and two private attorneys (collectively “Petitioners”) filed a Petition to Modify Tennessee Supreme Court Rule 13, Sections 5(a)(1) and 5(d)(1), relating to an indigent criminal defendant’s right to fees for expert, investigative, and other support services during criminal proceedings and in juvenile delinquency cases and juvenile transfer hearings. On March 22, 2021, the Court issued an order requesting the Petitioners supplement the petition with specific suggested modifications to the language of Rule 13. On May 18, 2021, the Petitioners submitted a supplemental filing including specific proposed amendments to Rule 13. On May 21, 2021, the Court published the proposed amendments for public comment.

On October 26, 2021, the Court amended Rule 13, Section 5(a)(1) to allow a trial court, in its discretion, to determine that investigative or expert services are needed in juvenile transfer hearings. *See* No. ADM2021-01262. Therefore, the Petitioners’ request for an amendment to Rule 13, Section 5(a)(1) as related to juvenile transfer hearings is moot. Upon consideration of the remainder of the petition, the supplemental filing, and the public comments to the proposed amendments, the Court respectfully denies the petition.

PER CURIAM