

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED
MAR 08 2010
Clerk of the Courts

**IN RE: ORDER ESTABLISHING
TENNESSEE SUPREME COURT RULE 13A,
ELECTRONIC INDIGENT FEE CLAIM SUBMISSION**

No. M2010-00520-SC-RL2-RL

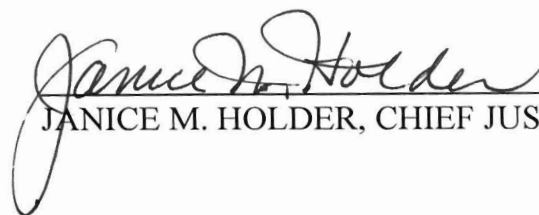
ORDER

In order to expedite and to streamline the processing of claims relating to the representation of and provision of services to persons determined to be indigent pursuant to Supreme Court Rule 13, this Court hereby adopts Tennessee Supreme Court Rule 13A, attached hereto as Appendix 1. Rule 13A permits the Administrative Office of the Courts to establish a system for electronically submitting certain fee claims associated with the representation of indigent litigants and authorizes the Director of the Administrative Office of the Courts to establish a schedule of phased implementation of this electronic claims system.

Accordingly, it is hereby ORDERED that the rule set forth in attached Appendix 1 shall be and hereby is adopted as Rule 13A of the Rules of the Supreme Court of Tennessee.

It is further ORDERED that Rule 13A is a provisional rule that shall be effective from May 1, 2010 through August 1, 2011. At an appropriate time during this period, the Court may solicit comments regarding the operation, effect, and efficacy of this rule.

FOR THE COURT:


JANICE M. HOLDER, CHIEF JUSTICE

APPENDIX 1

RULE 13A [PROVISIONAL] RULES OF THE TENNESSEE SUPREME COURT

Rule 13A [Provisional]. Electronic Indigent Fee Claim Submission. —

Section 1. Establishment of electronic claims system. The Administrative Office of the Courts (AOC) is authorized to establish and implement a system for the electronic submission of fees and expenses relating to the representation of and provision of services to persons who are determined to be indigent pursuant to Supreme Court Rule 13 (“electronic claims system”). The phased implementation of the electronic claims system shall be scheduled at the discretion of the director of the AOC.

Section 2. Procedures.

(a) Electronic claims may be submitted by attorneys and interpreters. Claims for expert, investigative, and other support services under Supreme Court Rule 13, section 5, shall not be submitted as an electronic claim. Claims arising under Supreme Court Rule 15 shall not be submitted as an electronic claim, except for those claims for appointed counsel.

(b) Electronic claims that total less than two hundred dollars (\$200.00) shall be exempt from the judicial review and approval requirement of Supreme Court Rule 13, section 6(a)(1). Such claims will be directed to the AOC for examination and audit pursuant to Supreme Court Rule 13, section 6(b).

(c) During the phased implementation of the electronic claims system, submission of electronic claims shall be permissive. At the expiration of the phased implementation of the electronic claims system, submission of electronic claims shall be mandatory unless electronic submission of claims is prohibited under this rule or the AOC authorizes the submission of claims in some other form because of exigent circumstances.