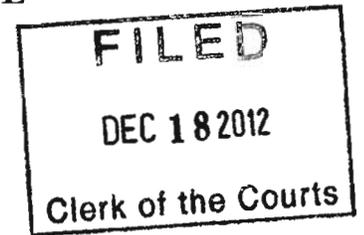


IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE



IN RE: AMENDMENTS TO TENNESSEE  
RULES OF JUVENILE PROCEDURE

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No. M2012-01977-SC-RL2-RL

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**ORDER**

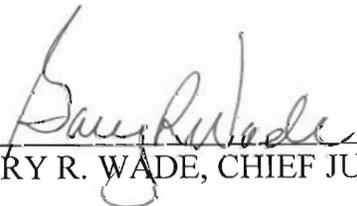
The Court adopts the attached amendment effective July 1, 2013, subject to approval by resolutions of the General Assembly. The rule amended is as follows:

RULE 1 TITLE OF RULES – SCOPE – PURPOSE AND  
CONSTRUCTION – SITUATIONS NOT  
COVERED BY RULES.

The text of the amendment is set out in the attached Appendix.

IT IS SO ORDERED.

FOR THE COURT:

  
\_\_\_\_\_  
GARY R. WADE, CHIEF JUSTICE

*APPENDIX*

**2013 AMENDMENT TO THE  
TENNESSEE RULES OF JUVENILE PROCEDURE**

In the attached amended rule, underlining indicates added text.

TENNESSEE RULES OF JUVENILE PROCEDURE

RULE 1

TITLE OF RULES – SCOPE – PURPOSE AND CONSTRUCTION –  
SITUATIONS NOT COVERED BY RULES

[Amend paragraph (b) by adding the underlined text at the end of the second sentence; the other paragraphs in the rule are unchanged:]

(a) \* \* \* \*

(b) SCOPE. These rules shall govern the procedure in juvenile court in all cases in which children are alleged to be delinquent, unruly, dependent and neglected, or abandoned; in all cases involving emergency temporary care under T.C.A. § 37-1-128; in all cases to revoke the probation of delinquent or unruly children; and in all cases to terminate home placements under T.C.A. § 37-1-137. The procedures employed in general sessions court under the Tennessee Rules of Criminal Procedure shall govern all cases in which children are alleged to have committed juvenile traffic offenses as defined in T.C.A. § 37-1-146 and all cases heard in juvenile court involving child abuse prosecutions under T.C.A. §§ 37-1-412 and 39-15-401, nonsupport of children, or contributing to the delinquency or unruly behavior or dependency and neglect of children, pursuant to T.C.A. §§ 37-1-156 and 37-1-157. The Tennessee Rules of Civil Procedure shall govern all cases involving the termination of parental rights, paternity cases, guardianship and mental health commitment cases involving children, and child custody proceedings under T.C.A. §§ 36-6-101, et seq., 36-6-201, et seq., and 37-1-104(a)(2) and (f); however, discovery in such cases in juvenile court shall be governed by Rule 25 of these rules. Rule 39 shall also apply in termination of parental rights proceedings. In a case governed by the Rules of Civil Procedure, the rules may be suspended by the court upon

a finding supported by specific facts stated on the record and in the final order that the interests of justice so require. In the event that the Rules of Civil Procedure are suspended, the Rules of Juvenile Procedure shall apply. Contempt proceedings shall be conducted pursuant to the procedures applicable in courts of general jurisdiction.

(c) \* \* \* \*

*Advisory Commission Comment [2013]*

The 2013 amendment added the statutory references to T.C.A. §§ 37-1-156 and -157 after the phrase “or contributing to the delinquency or unruly behavior or dependency and neglect of children” to alleviate misinterpretation of the rule. In cases in which an adult is charged with contributing to the delinquency or unruly behavior or dependency and neglect of a child, the procedures employed in general sessions court under the Rules of Criminal Procedure apply. In all cases in which children are alleged to be delinquent, unruly, dependent and neglected, or abandoned, the Rules of Juvenile Procedure apply, as stated in the first sentence of section (b).