

SENATOR KRISTENSEN: Are you talking civil or criminal?

SENATOR CHAMBERS: Well, which one would be the simplest for me to get at the issue?

SENATOR KRISTENSEN: Probably the simplest would be the civil.

SENATOR CHAMBERS: Good. Let's take a divorce decree. If a divorce decree was to be sent to another state, could you just send a copy of that decree or would you have to have the court in this state, or whichever the sending state is, authenticate it before it is acceptable in another state?

SENATOR KRISTENSEN: As long as both states had the uniform law of recognition of foreign judgments, because that's what you're talking about, is a divorce decree is a foreign judgment and not in another country but in another state and that state recognized another state's proceedings as being valid and most states have that. Most states have that agreement back and forth. There is a proceeding called for authenticity, not necessarily a certified copy. A certified copy merely says that this is my records. An authenticated copy says that we're a proper court, that I'm the judge, the clerk says he's the judge, the judge says he's the clerk, and they send it, but, yes, you're right.

SENATOR CHAMBERS: There are some things done in the sending state's court system that indicates that this document or judgment or whatever it is, actually issued from that court in the proper way.

SENATOR KRISTENSEN: In terms of that's the records of the court that is available, right.

SENATOR CHAMBERS: Okay.

SENATOR KRISTENSEN: Now that doesn't go to whether it was right to grant the divorce or not.

SENATOR CHAMBERS: No, no. All I'm talking about now is on the face of the document because that is all I want to get to...

SENATOR KRISTENSEN: That's right.

SENATOR CHAMBERS: ...is the form that it takes when it is sent