

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

March 29, 2000 LB 1167

SENATOR CROSBY: The child, yeah. Okay.

SPEAKER KRISTENSEN: Discussions between the children and their lawyer would invoke the privilege of attorney-client privilege where you could not discuss what you talked to them about...

SENATOR CROSBY: Okay.

SPEAKER KRISTENSEN: ...with anyone else without the children's...

SENATOR CROSBY: So what if that child talks to the volunteer about that? Is...is your amendment, and, Senator Wickersham, are you trying to clear up that bit, so the volunteer isn't acting as a lawyer or...?

SPEAKER KRISTENSEN: Well, that's...that's...

SENATOR CROSBY: That...that worries me just a little.

SPEAKER KRISTENSEN: ...that is the effect of removing them as a co-guardian ad litem,...

SENATOR CROSBY: Yeah.

SPEAKER KRISTENSEN: ...that they're not going to be able to...to act as a lawyer in the proceedings.

SENATOR CROSBY: Yeah, okay. So, okay. Well,...

SPEAKER KRISTENSEN: But I think, Senator Crosby, just to take your comment one step further is that that privilege...the reason that they worded it in there was that there could be communications between the CASA and the lawyer if they were co-guardian ad litem.

SENATOR CROSBY: So this would clear that up. I mean,...

SPEAKER KRISTENSEN: Well, this...

SENATOR CROSBY: ...your amendment would clear that up.