

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

March 29, 2000 LB 1167

Senator Thompson waives closing. The question before the body is, shall AM3079, Thompson amendment, be adopted to the committee amendments to LB 1167? All in favor of the question vote aye, opposed nay. Have you all voted who care to? Record, please, Mr. Clerk.

CLERK: 29 ayes, 0 nays, Mr. President, on the adoption of Senator Thompson's amendment.

SENATOR CUDABACK: The amendment is adopted. Mister...

CLERK: Next amendment, Mr. President, Senators Kristensen, Wickersham, Pederson and Matzke. (FA360, Legislative Journal page 1437.)

SENATOR CUDABACK: Senator Kristensen, to open on FA360.

SPEAKER KRISTENSEN: Thank you, Mr. President, members of the Legislature. Senator Suttle, this is the amendment that we had the discussion about. I don't know where she is at. I'm going to continue to open. It's okay. She'll...she'll come and do...don't hurt yourself, Senator Suttle. Thank you. I just want to make sure that we understand where we're going and what we're doing. This amendment, members, strikes out the references to co-guardian ad litem. Under the current amendment that is adopted and is before us right now that was sponsored by Senator Suttle, there is a provision in here that says that a volunteer shall be appointed pursuant to a court order. The court order shall specify the volunteer is either (a) and then it's the co-guardian ad litem. If a volunteer and an attorney are appointed as guardian ad litem, that would make them co-guardian ad litem. We are striking a reference to appointing them as a co-guardian ad litem. That is not...that is not to be inferred to give them the authority to be a guardian ad litem by themselves. We also strike out the lines that talk about for the case...for cases in which the volunteer is appointed as a co-guardian ad litem, the memorandum of understanding shall set forth the roles and responsibilities of the co-guardians ad litem. We are removing that language from the current amendment. So that the legislative history will reflect, we are trying to take out the authority of a CASA to be a guardian ad litem under any circumstance. Now, Senator