



General Assembly

January Session, 2023

Proposed Bill No. 5461

LCO No. 1426



Referred to Committee on JUDICIARY

Introduced by:
REP. GONZALEZ, 3rd Dist.

**AN ACT CONCERNING PROFESSIONAL MALPRACTICE COMMITTED
BY A GUARDIAN AD LITEM IN A FAMILY RELATIONS PROCEEDING.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 That chapter 815j of the general statutes be amended to provide that:
2 (1) Any person, aggrieved by the professional malpractice of a guardian
3 ad litem appointed in a family relations matter, may bring a civil action
4 seeking appropriate relief, including equitable relief, damages or both
5 in the superior court for the judicial district in which such guardian ad
6 litem was appointed; and (2) a guardian ad litem named as a defendant
7 in a professional malpractice action shall not be entitled to raise a
8 defense of qualified or absolute immunity in such action.

Statement of Purpose:

To: (1) Ensure that parents, guardians and others aggrieved by the professional malpractice of a guardian ad litem appointed in a family relations matter have the ability to bring a civil malpractice action against such guardian ad litem, and (2) abolish qualified or absolute immunity as a defense that may be raised by a guardian ad litem in a professional malpractice action.