

Sixty-second
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1078

Introduced by

Representatives S. Meyer, Weisz, Delmore

Senators J. Lee, Mathern

1 A BILL for an Act to amend and reenact section 27-20-48 of the North Dakota Century Code,
2 relating to the immunity of a lay guardian ad litem.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 27-20-48 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **27-20-48. Guardian ad litem - Immunity.**

7 The court at any stage of a proceeding under this chapter, on application of a party or on its
8 own motion, shall appoint a lay guardian ad litem for a child who is a party to the proceeding if
9 the child has no parent, guardian, or custodian appearing on the child's behalf or their interests
10 conflict with the child's or in any other case in which the interests of the child require a guardian.
11 A party to the proceeding or that party's employee or representative may not be appointed. A lay
12 guardian ad litem appointed under this section is immune from civil liability for damages for acts
13 or omissions of ordinary negligence arising out of that individual's duties and responsibilities as
14 a lay guardian ad litem.