



General Assembly

January Session, 2021

**Proposed Bill No. 5054**

LCO No. 334



Referred to Committee on JUDICIARY

Introduced by:  
REP. GONZALEZ, 3<sup>rd</sup> 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.