

~~institution, or at an institution under the management of the Iowa department of corrections, or who introduces a controlled substance or intoxicating beverage into the premises of such an institution a facility, commits a class "D" felony.~~

Approved May 24, 1999

CHAPTER 164

GUARDIANS AD LITEM FOR CHILDREN IN JUVENILE COURT

S.F. 193

AN ACT relating to the duties of a guardian ad litem appointed to represent a child in juvenile court proceedings.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 232.2, subsection 22, Code 1999, is amended to read as follows:

22. a. "Guardian ad litem" means a person appointed by the court to represent the interests of a child in any judicial proceeding to which the child is a party, and includes a court appointed special advocate, except that a court appointed special advocate shall not file motions or petitions pursuant to section 232.54, subsections 1 and 4, section 232.103, subsection 2, paragraph "c", and section 232.111.

b. Unless otherwise enlarged or circumscribed by a court or juvenile court having jurisdiction over the child or by operation of law, the duties of a guardian ad litem with respect to a child shall include the following:

a. (1) Conducting in-person interviews with the child, if the child's age is appropriate for the interview, and interviewing each parent, guardian, or other person having custody of the child, if authorized by counsel.

b. (2) Conducting interviews with the child, if the child's age is appropriate for the interview, prior to any court-ordered hearing.

(3) Visiting the home, residence, or both home and residence of the child and any prospective home or residence of the child, including each time placement is changed.

e. (4) Interviewing any person providing medical, mental health, social, educational, or other services to the child, before any hearing referred to in subparagraph (2).

d. (5) Obtaining first-hand knowledge, if possible, of the facts, circumstances, and parties involved in the matter in which the person is appointed guardian ad litem.

e. (6) Attending any hearings in the matter in which the person is appointed as the guardian ad litem.

(7) Attending, if necessary, any departmental staff meeting or case conference regarding the child, and if necessary, any meeting with medical or mental health providers, service providers, organizations, or educational institutions.

c. The order appointing the guardian ad litem shall specify the duties of and grant authorization to the guardian ad litem to interview any relevant person and inspect and copy any records relevant to the proceedings, if not prohibited by federal law. The order shall specify that the guardian ad litem may interview any person providing medical, mental health, social, educational, or other services to the child, and may inspect and copy any records relevant to the proceedings.

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