

Guardian ad-Litem Board
Public Minutes
March 18, 2016
121 South Fruit Street

A meeting of the Guardian ad Litem Board was held on March 18, 2016. The meeting was called to order by Chairperson Susan Duncan at 1:39. Also in attendance were: Attorney Chris Keating, Attorney Alan Cantor, David Robbins, Master Henrietta Luneau and Representative David Welch. Not present were Senator David Pierce, Attorney Betsy Paine and David Villotti (arrived but left before meeting was called to order)

Attorney Cantor moved to go into Non-Public Session (490-C5-B,IV) David Robbins seconded. Roll call vote, unanimous. Chairperson Duncan, Attorney Keating, Attorney Cantor, David Robbins, Representative Welch. Master Luneau recused herself and leaves the room.

Return from Non-Public Session- Attorney Cantor makes a motion to Seal the minutes, David Robbins seconded, unanimous.

Master Luneau returns to meeting

Chairperson Duncan moves to agenda item **#7 Unfinished Business-**

- a. Guardian ad-Litem Rules- Attorney Robert Lomberti (OPLC) updates the board on the interim rules. JLCAR met on March 18, 2016 and approved the interim rules with some concerns for the Board to address re: sub-committee new rule provision. Chairperson Duncan provided history; prior Audit said Board did not have authority to have a sub-committee. Audit recommended it needed to be in rules. Attorney Lomberti suggested a broader language rather than narrowly defining "complaint sub-committee". The Land Surveyors Board has a broad rule, Lan 106.01 was distributed. Board consensus to add similar rule language to Board's initial proposal. Attorney Lomberti then explained JLCAR's other concerns. 1 – How are arrests and other non- convictions reviewed (the concern is based on JLCAR's interpretation of current rules, (supplemental form) and whether they have authority? Some Board members believe it is important to know of arrests due to one on one with children. An alternate belief is that arrests are not proof of guilt. Bob will leave provisions in the initial proposal. 2 – JLCAR concern of lack of definition for certification that GAL be of good character. Susan refers to Supreme Court case that supported GAL board on this issue. (Oligny case). Attorney Lomberti leaves meeting.

2. Reading and Approval of February 19, 2016 Public Minutes: Master Luneau requests change of her title to Master. Attorney Keating moves to approve the minutes, David Robbins seconds, unanimous.

3. Communications General-

- a. AG Training Program- Chairperson Duncan informed Board of training benefits, however, it is scheduled for the same date as the next Board meeting. Please inform Chris Horne if they will attend training instead of Board meeting.

b. Email from Judith Hamilton re: possible training for GALs: Chairperson Duncan requests sending a response to Judy Hamilton thanking her for recommendation and to file information for future reference.

c. Email from Amy Driscoll re: GAL lack of funding: Suggested the Board send a letter to Judicial Council expressing the concern of inadequate funding for GALs, copy to Attorney Driscoll. Staff will write draft and submit for review.

4. CEU Requests- None

5. GAL Statistics as of March 18, 2016-

Certified Gals	71
No Longer Accepting Appointments	5
Temps	2
Willing to Serve	61
Within a 90 Period	4
Expired	4
Resigned	1
Deceased	1

6. Board Actions and Updates-

Follow up on CEUs that needed more information

- a. Legal Updates 3 CEUs. Approved
- b. Mediation & Intimate Partner Violence 4 CEUs. Approved
- c. Severe Behaviors 6 CEUs Approved

8. New Business-

- a. HB 513. The bill has moved to Senate. Attorney Keating informs board of bill history. New language added if board dismisses complaint, the concerns can be brought to trial and can be filed, if warranted, with the Board after court rules. Codifies what the Board's practice is. Attorney Keating moves to support legislation, Attorney Cantor seconds, unanimous.

9 Non-Public Session-

Attorney Keating moved to go into Non-Public session for the purposes of discussing a matter which if discussed in public, would likely affect adversely the reputation of a person or persons who is not a member of this body pursuant to RSA 91-A:3, II(c) Master Luneau seconds. Roll call vote, unanimous.

Return to public session- Attorney Keating makes motion to seal the non-public minutes. David Robbins seconds.

10. Adjournment- 3:52 Attorney Keating made motion to adjourn, Chairperson Duncan seconded. Next meeting April 15, 2016