

The House Committee on Judiciary offers the following substitute to HB 1194:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 19-9-3 of the Official Code of Georgia Annotated, relating to  
2 discretion of court in custody disputes, right of child 14 years old or older to select custodial  
3 parent, right of visitation rights, grandparent visitation, and policy, so as to limit civil liability  
4 for a court appointed custody evaluator or guardian ad litem; to provide for related matters;  
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 19-9-3 of the Official Code of Georgia Annotated, relating to discretion of  
9 court in custody disputes, right of child 14 years old or older to select custodial parent, right  
10 of visitation rights, grandparent visitation, and policy, is amended by adding a new paragraph  
11 (7) to the end of subsection (a) to read as follows:

12 "(7) A court appointed custody evaluator or a guardian ad litem appointed pursuant to  
13 this subsection and acting in furtherance thereof shall be subject to civil liability therefore  
14 for his or her gross negligence."

15 **SECTION 2.**

16 All laws and parts of laws in conflict with this Act are repealed.