

10-727. Waiver of right to have a children's court judge preside over hearing.
[For use with Rule 10-163(C)(2) NMRA]

STATE OF NEW MEXICO
COUNTY OF _____
_____ JUDICIAL DISTRICT
IN THE CHILDREN'S COURT

In the Matter of _____, a Child.

No. _____

**WAIVER OF RIGHT TO HAVE A
CHILDREN'S COURT JUDGE
PRESIDE OVER HEARING¹**

I, the child in the above-named proceedings, have been advised of my right to have a children's court judge preside over all hearings in my case.

I understand that a special master has been appointed by a children's court judge to preside over the _____ (*type of hearing*) hearing on _____ (*date*).

I understand that the special master may preside over the hearing only if I waive my right to a children's court judge.

Being fully advised, I waive my right to have a children's court judge preside over the hearing referenced above.

Child

Date

Child's Attorney

Date

APPROVED:

Children's Court Special Master

Children's Court Attorney

USE NOTES

1. This form shall be used when the child's consent is required before a special master may preside over a hearing in a delinquency proceeding. See Rule 10-163(C)(2) NMRA. The child's consent is not necessary for a special master to make a judicial determination of probable cause, to preside over a detention hearing, to advise a party of basic rights, or to appoint counsel, a guardian, or a custodian. See *id.* [Approved by Supreme Court Order No. 16-8300-017, effective for all cases pending or filed on or after December 31, 2016.]