**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.]