

1 **10-907. Discharge hearing order (based on age).**  
2 [For use with Rule 10-802 NMRA]

3  
4 STATE OF NEW MEXICO  
5 COUNTY OF \_\_\_\_\_  
6 \_\_\_\_\_ JUDICIAL DISTRICT  
7 IN THE CHILDREN'S COURT

8  
9 STATE OF NEW MEXICO ex rel.  
10 CHILDREN, YOUTH AND FAMILIES DEPARTMENT

11  
12 In the Matter of \_\_\_\_\_, an Eligible Adult.

13  
14 **DISCHARGE HEARING ORDER (BASED ON AGE)**

15  
16 This matter came before the [Honorable \_\_\_\_\_] [Special Master \_\_\_\_\_], on  
17 \_\_\_\_\_ (date) for a discharge hearing. The New Mexico Children, Youth and Families  
18 Department (CYFD) was represented by \_\_\_\_\_, children's court attorney.  
19 \_\_\_\_\_ (name of eligible adult) [was] [was not] present [and] was represented by  
20 \_\_\_\_\_, an attorney. Having reviewed all documents submitted to the Court and having  
21 heard from the parties in this matter, the Court finds:

- 22  
23 1. The Court has jurisdiction over the parties and subject matter herein.  
24  
25 2. \_\_\_\_\_ (name of eligible adult) turns twenty-one (21) years old on  
26 \_\_\_\_\_ (date).  
27  
28 3. The Court has reviewed the transition plan that was created on \_\_\_\_\_  
29 (date), and is attached hereto as Exhibit A.  
30  
31 4. [ ] CYFD has made active efforts to assist \_\_\_\_\_ (name of eligible  
32 adult) in effectuating each element of the transition plan.

33  
34 OR

35  
36 [ ] CYFD has not made active efforts to assist \_\_\_\_\_ (name of  
37 eligible adult) in effectuating the following elements of the transition plan:  
38 \_\_\_\_\_.

39  
40 *(Complete the next two paragraphs only if the department has not made active efforts)*

- 41  
42 5. Terminating jurisdiction would [not] be harmful to the eligible adult.  
43  
44 6. The eligible adult does [not] consent to continued jurisdiction.

1 **IT IS ORDERED, ADJUDGED, AND DECREED:**

2  
3 *(Select the appropriate option and delete the other.)*

4  
5 \_\_\_\_\_ *(name of eligible adult)* is hereby discharged from the  
6 Fostering Connections program upon turning twenty-one (21) on \_\_\_\_\_ *(date)*.

7  
8 Jurisdiction is extended for a period of \_\_\_\_\_ *(length of extension not to*  
9 *exceed one year from the eligible adult's twenty-first birthday)*, so the department can make active  
10 efforts to execute the elements of the transition plan identified in finding number four (4) above.  
11 The department shall continue to make active efforts to effectuate all other elements of the  
12 transition plan.

13  
14  
15 \_\_\_\_\_  
16 District Court Judge

17  
18 \_\_\_\_\_  
19 *(Add signature lines for all attorneys in the case.)*

20 **USE NOTES**

21  
22 1. The court can extend jurisdiction over a fostering connections case for a period not  
23 to exceed one year from the eligible adult's twenty-first birthday only if the court finds that the  
24 department has not made active efforts, termination of jurisdiction would be harmful to the eligible  
25 adult, and the eligible adult consents to jurisdiction of the court. The court may dismiss the case  
26 for good cause any time after the eligible adult's twenty-first birthday.

27  
28 [Provisionally adopted by Supreme Court Order No. 21-8300-007, effective November 12, 2021.]