

1 **10-908. Discharge hearing order (based on eligibility).**
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 ELIBILITY)**

15
16 This matter came before [the Honorable _____] [Special Master _____], on
17 _____ (date) on the motion of the New Mexico Children, Youth and Families
18 Department (CYFD) for a discharge hearing. CYFD was represented by _____,
19 children's court attorney. _____ (name of eligible adult) [was] [was not] present [and]
20 was represented by _____, an attorney. Having reviewed all documents submitted to
21 the Court and having 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. The department has [not] provided clear, developmentally appropriate written
26 notice informing _____ (name of eligible adult) of CYFD's intent to terminate
27 the voluntary services and support agreement and explaining the basis for the proposed
28 termination.

29
30 3. The department has [not] made active efforts to meet in person with
31 _____ (name of eligible adult) to explain the information in the written
32 termination notice and to assist _____ (name of eligible adult) to reestablish
33 eligibility.

34
35 4. _____ (name of eligible adult) [no longer meets] [continues
36 to meet] the eligibility criteria in Section 32A-26-3 NMSA 1978.

37
38 IT IS ORDERED, ADJUDGED, AND DECREED:

39
40 [] _____ (name) is hereby discharged from the fostering connections program
41 but may rejoin the program at a later date when eligibility requirements are met.

42
43 OR

