

10-744. Order for pre-dispositional diagnostic evaluation.

[For use with Section 32A-2-17(A) NMSA 1978]

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

In the Matter of _____, a Child. No. _____

ORDER FOR PRE-DISPOSITIONAL DIAGNOSTIC EVALUATION

This matter came before the court on the motion of _____, and after being fully advised, the court **ORDERS** as follows:

1. A pre-dispositional diagnostic evaluation of the child shall be performed by _____

_____ (*insert name and address of a master level clinician who will perform the evaluation with independently licensed master or doctoral level oversight*)¹; the report shall contain, at a minimum, a current description of the child, an explanation of the child’s delinquent behavior, and a recommended course of action regarding disposition.

2. Defense counsel shall cause this order to be served so that it is received by the evaluator no later than five (5) days from the date of entry of this order and shall file with the court a certificate of service.

3. Child is in detention at _____

or
Child’s address and telephone number are _____
_____.

4. If the evaluator is unable to contact the child, the evaluator shall immediately contact defense counsel, who will contact the child and set up the evaluation or notify the court that the evaluator cannot contact the child.

5. A copy of the evaluation report shall be sent to defense counsel

 within fifteen (15) days of the date of receipt of this order if the child is in custody.

 within thirty (30) days of the date of receipt of this order if the child is not in custody.

6. If the child needs to be transported to effect the evaluation, a separate transport order needs to be obtained.

7. Defense counsel shall file a certificate of service with the court showing the date the evaluation report was received.

DISTRICT JUDGE

Children's Court Attorney

Attorney for Child

USE NOTE

1. The evaluator will be selected from a list supplied by the Children, Youth and Families Department.

[Adopted by Supreme Court Order No. 11-8300-030, effective September 9, 2011; 10-496C recompiled and amended as 10-744 by Supreme Court Order No. 16-8300-017, effective for all cases pending or filed on or after December 31, 2016.]