JUDGMENT OF EMANCIPATION

IN THE DISTRICT COURT OF _____ COUNTY, NEBRASKA
Choose the county (county where Petition filed)

IN RE EMANCIPATION OF:

Case No. _____
(case number assigned by clerk of the court)

_____,
(your name) Petitioner

JUDGMENT OF EMANCIPATION

On _____, this matter comes before the court on the Petition for Judgment of Emancipation.

The petitioner, _____, was present without counsel.
_____, is/are the
_____, in this
matter and ☐ was/were ☐ was/were not present ☐ with ☐ without counsel:
_____.

Before entering this Judgment, the court has advised the petitioner of the consequences of emancipation including, but not limited to, the benefits and services available to an emancipated minor and the risks involved with being emancipated pursuant to Neb. Rev. Stat. § 43-4809(1)(a-c). Specifically, the court has given the following advice to the petitioner:

(a) If you become emancipated, you will have some of the rights that come with adulthood. These rights include: handling your own affairs; living where you choose; entering into contracts; keeping and spending your money; making decisions regarding your own health care, medical care, dental care, and mental health care, without parental knowledge; enlisting in the military without your parent's consent; marrying without your parent's consent; applying for public assistance; suing someone or being sued; enrolling in school or college; and owning real property;

(b) Even if you are emancipated, you still must: stay in school as required by Nebraska law; be subject to child labor laws and work permit rules limiting the number of hours you can work; and be of legal age to consume alcohol; and

(c) When you become emancipated: you lose your right to have financial support for basic living expenses for food, clothing, and shelter, and health care paid for by your parents or guardian; your parents or guardian will no longer be legally or financially responsible if you injure someone; and being emancipated does not automatically make you eligible for public assistance or benefits.

The petitioner presented evidence, and the court, being fully advised in the premises, finds as follows:

1. This court has jurisdiction over the petitioner and over the subject matter hereof.
2. The petitioner has proven by clear and convincing evidence that the requirements for entering a judgment of emancipation pursuant to Neb. Rev. Stat. § 43-4801 et seq. have been met. Specifically:

- The petitioner is 16 years of age or older. Age: _____.
- The petitioner is ☐ married. ☐ living apart from his or her parent(s) or legal guardian(s).
- The petitioner is living apart from his or her parent(s) and/or legal guardian(s) voluntarily.
- The petitioner is legal resident of _____ County, Nebraska.
- The petitioner is filing this petition as a free and voluntary act.
- ☐ The petitioner is able to support himself or herself without financial assistance.

  OR

  ☐ The petitioner does not have a parent, a legal guardian, or a custodian who is providing support.

- The petitioner is mature, knowledgeable, and able to manage his or her affairs without the guidance of a parent or legal guardian.

- The petitioner has demonstrated the ability and commitment to obtain and maintain education, vocational training, or employment.

- The petitioner stated why he or she felt that emancipation is in his or her best interest and the court finds such reasons to be reasonable and that emancipation would be in the best interests of the petitioner.

- The petitioner stated the reasons he or she is requesting emancipation. The court finds that such reasons are valid and support the petitioner's request for emancipation.

3. ☐ The ☐ parent(s) ☐ legal guardian(s) ☐ nearest relative ☐ legal custodian was/were served with the Notice of Filing, Summons, and a copy of the Petition for Judgment of Emancipation in accordance with Neb. Rev. Stat. § 25-505.01.

OR

☐ The Legal Notice for Petition for Judgment of Emancipation was published in the _____, pursuant to Neb. Rev. Stat. § 25-519.

IT IS THEREFORE ORDERED, ADJUGED AND DECREED THAT:

4. The Petition for Judgment of Emancipation filed on _____, by _____ is hereby granted.

5. This Judgment of Emancipation:

Removes the disability of minority relating to the petitioner insofar as that disability may affect:

- establishment of the petitioner's own residence;
- incurring indebtedness or contractual obligations of any kind;
- consenting to medical, dental, or psychiatric care without the consent, knowledge, or liability of the petitioner's parents or a guardian;

- enlisting in the military without the petitioner's parent's or guardian's consent;
- marrying without the petitioner's parent's or guardian's consent;
- being individually eligible for public assistance;
- the litigation and settlement of controversies;
- enrolling in any school or college; and
- acquiring, encumbering, and conveying property or any interest therein.

6. For the purposes described in this subsection, the petitioner shall be considered in law as an adult and any obligation or benefit he or she incurs is enforceable by and against the petitioner without regard to his or her minority.
7. The petitioner shall be considered to have the rights and responsibilities of an adult, except for those specific constitutional and statutory age requirements regarding voting, use of alcoholic beverages, gambling, use of tobacco, and other health and safety regulations relevant to the petitioner because of his or her age.
8. The petitioner shall be provided a certified copy of the judgment of emancipation at the time the judgment is entered. Upon presentation of the judgment of emancipation, a third party shall be allowed to retain a copy of the same as proof of the petitioner's ability to act as stated in this Judgment.
9. Unless otherwise provided in this Judgment of Emancipation, this Judgment shall explicitly suspend any order regarding custody, parenting time, or support of the petitioner and be reported by the district court clerk to the jurisdiction that issued such order. Such orders, if any, are listed below:

County and State:	Case No.
_____	_____
_____	_____

DATED:_____

BY THE COURT:

_____

District Court Judge