

## EMANCIPATION OF A MINOR

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### OVERVIEW

Emancipation is the removal of disability of nonage. In other words, emancipation is the act by which a person gains all the rights and responsibilities of an adult.

- To obtain emancipation, one must petition the court for an order of emancipation.
- The Petition for Emancipation of a Minor is completed and filed by the minor's natural or legal guardian or, if none, by a court appointed guardian ad litem. See Florida Statute 743.015(1)
- An emancipated minor has the legal capacity to act as an adult, be in control of his or her affairs and free of the legal control and custody of his or her parents.

### RESOURCES IN THE JAMES J. LUNSFORD LAW LIBRARY

1. [Florida Statute 743](#) pertaining to Emancipation of a Minor (also available online)
2. [Florida Family Law](#), Brenda M. Abrams, LexisNexis, Volume 5, Chapter 101, section 101.10
3. [Florida Jur2d](#), Thomson Reuters, Volume 25, Family Law, section 229
4. [Trawick's Florida Practice and Procedure](#), Philip J. Padovano, Thomson Reuters, section 31:15 (2023 Edition)
5. Emancipation forms packet- Contact Law Library for packet.
6. GALE Legal Forms Database – has a few non-Florida specific examples to use as a template
7. Westlaw is available for customer use at the following branches: James J. Lunsford Law Library, John F. Germany Library and Robert W. Saunders, Sr. Public Library

**NOTICE:** This research guide is based on information gathered from the resources cited above. For more information on this or other legal topics visit the James J. Lunsford Law Library.

**IF YOU ARE ACTING AS YOUR OWN ATTORNEY, YOU ARE RESPONSIBLE FOR EVERYTHING THAT INVOLVES YOUR CASE.**

**Remember:** Check with the Clerk of the Court for filing fees/court costs.