



Deschutes County Juvenile Community Justice EMANCIPATION FACT SHEET

Oregon law (ORS 419B.550-419B.558) regulates emancipation. Emancipation requires a court order.

The Circuit Court at its discretion may enter a decree of emancipation when the minor applicant qualifies and the Court finds in the best interest of the minor. The Court requires that minors must:

1. Be age 16 or 17 years old, and legal residence or domicile of minor and legal custodial parent must be in Deschutes County for at least six months. Legal custodial parent must be a resident of the United States.
2. Be able to be self-maintained and self-supported without parental guidance and supervision and gainfully employed, earning enough to be self supported without public assistance, such as welfare, unemployment, etc.
3. Demonstrate to the satisfaction of the Court to be reasonably and sufficiently mature, knowledgeable and responsible to manage their own financial affairs without parental assistance.
4. Have no pending matters before the court.

Youth seeking emancipation will submit a written application for emancipation (ORS 419B.552) to Juvenile Court - Parents **cannot** process or request the emancipation of their child. Parent(s) will be notified of a hearing pursuant to ORS 419B.265 (1), 419B.812-419B.839.

An interview appointment with a designated department staff person is required. The department will contact the applicant to schedule an interview regarding applicant's suitability, and if appropriate to recommend emancipation to the Circuit Court. If youth qualifies for emancipation, the department supplies the necessary application and information, which must be completed prior to requesting an emancipation hearing.

There is a Court **filing cost of \$ 252.00** (non-refundable if emancipation is denied) to State of Oregon Circuit Court. Circuit Court shall conduct a preliminary hearing, which must be scheduled within 15 days of the minor's application. At the preliminary hearing the minor will be advised of civil and criminal rights and liabilities of an emancipated minor. The final court hearing is generally held within 60 days at the discretion of the Court to determine if emancipation is denied or granted. Upon entry of a decree of emancipation granted by the Court, the applicant shall be given a copy of the decree. The decree shall instruct the applicant to obtain an Oregon identification card through Dept of Transportation/Motor Vehicles Division to make a notation of the minor's emancipated status on the license or I.D. card.

A decree of emancipation will **ONLY** serve for the following conditions:

1. Recognize emancipated minor as adult for purposes of contracting and conveying, establishing a residence, suing and being sued as an adult, and recognized as an adult for purposes of criminal laws of this State.
2. Terminate as to the parent and child relationship the provisions of ORS 109.010 until the child reaches the age of majority.
3. Terminate as to the child and parent relationship and support in the provisions of ORS 109.053, 109.100, 419B.373, 419B.400, 419.402, 419B.404, 419B.406, 419B.408, 419C.590, 419C.592, 419C.595, 419C.597 and 419C.600.

A decree of emancipation **DOES NOT** affect or allow for the following:

1. The requirements for obtaining a marriage license
2. Qualifications for purchasing alcoholic liquor
3. Voting
4. Labor Laws regarding operation of certain types of equipment

Please complete below and return to the Deschutes County Juvenile Community Justice Department.

Today's Date:	Applicant Name:	Date of Birth:
Address:		City:
Employer Name:	Address:	Phone Number:
School:		Last Grade Completed:

It may take several weeks to schedule you for the initial interview. We will contact you as soon as possible.