

O.C.G.A. § 15-11-721. Petition for emancipation in juvenile court

(a) A child seeking emancipation shall file a petition for emancipation in the juvenile court in the county where such child resides. The petition shall be signed and verified by the petitioner and shall include:

(1) The petitioner's full name and birth date and the county and state where the petitioner was born;

(2) A certified copy of the petitioner's birth certificate;

(3) The name and last known address of the petitioner's parent, guardian, or legal custodian and, if no parent, guardian, or legal custodian can be found, the name and address of the petitioner's nearest living relative residing within this state;

(4) The petitioner's present address and length of residency at that address;

(5) A declaration by the petitioner demonstrating the ability to manage his or her financial affairs together with any information necessary to support the declaration;

(6) A declaration by the petitioner demonstrating the ability to manage his or her personal and social affairs together with any information necessary to support the declaration; and

(7) The names of individuals who have personal knowledge of the petitioner's circumstances and believe that under those circumstances emancipation is in the best interests of the petitioner. Such individuals may include any of the following:

(A) A licensed physician, physician assistant, or osteopath;

(B) A registered professional nurse or licensed practical nurse;

(C) A licensed psychologist;

(D) A licensed professional counselor, social worker, or marriage and family therapist;

(E) A school guidance counselor, school social worker, or school psychologist;

(F) A school administrator, school principal, or school teacher;

(G) A member of the clergy;

(H) A law enforcement officer; or

(I) An attorney.

(b) If the petition provided for under subsection (a) of this Code section is based on the petitioner's desire to enter into a valid marriage, the petitioner shall:

(1) Be at least 17 years of age;

(2) In addition to the requirements provided for under subsection (a) of this Code section, include in such petition the name, age, date of birth, and address of residence of the intended spouse;

(3) Include a statement of the reasons why the petitioner desires to marry, how the parties came to know each other, and how long they have known each other; and

(4) Attach copies of any criminal records of either party to be married and of any family violence or stalking protective order issued to protect or restrain either party to be married.

**IN THE JUVENILE COURT OF FORSYTH COUNTY
STATE OF GEORGIA**

In the Interest of:

DOB: _____ **AGE:** _____ **SEX:** _____ **CASE NO.** _____

Minor child under the age of eighteen (18) years.

PETITION FOR EMANCIPATION OF MINOR

COMES NOW, the above-named minor child (“the Minor”), pursuant to O.C.G.A. § 15-11-720 *et seq.*, and shows the Court the following in support of this Petition for Emancipation of Minor:

1. The Minor’s name, residency, and contact information are:

Name

Telephone number

Address

Length of residency at this address

2. The Minor’s date of birth is _____ and a certified copy of the Minor’s birth certificate is attached hereto.
3. The Minor was born in the County of _____, State of _____.
4. The full names and addresses of the Minor’s parents/legal custodians are:

Name

Name

Address

Address

Telephone number

Telephone number

Or, if no parent or guardian can be found, the name and address of the Minor’s nearest living relative residing within this state is:

Name

Telephone Number

Address

Relationship

5. The Minor can demonstrate the ability to manage his or her financial affairs, including employment or other means of self-support, as follows (attach additional pages as necessary):

6. The Minor can demonstrate the ability to manage his or her personal and social affairs, including independent housing, as follows (attach additional pages as necessary):

7. The names, addresses, and telephone numbers of persons who have personal knowledge of the Minor's circumstances, who believe that emancipation is in the best interest of the minor, and who will provide an affidavit to that effect are:

1)

Name

Address

Telephone number

Relationship / how Minor is known to the adult

2)

Name

Address

Telephone number

Relationship / how Minor is known to the adult

3)

Name

Address

Telephone number

Relationship / how Minor is known to the adult

8. The Minor shows that (check one):

- ☐ The parent(s)/guardian(s) do(es) not object to the petition; or
- ☐ The parents or guardians object, but the child's best interest is served by allowing the emancipation.

9. If this Petition is based on the Minor's desire to enter a valid marriage, the Petitioner shows the following pursuant to O.C.G.A. § 15-11-721(b):

- a. The Minor is 17 years of age;
- b. The name, age, date of birth, and address of residence of the intended spouse are as follows:

Name

Date of Birth and Age

Address

- c. The Minor provides a statement of the reasons why the Minor desires to marry, how the parties to be married came to know each other, and how long they have known each other, as follows:

_____; and

- d. The Minor attaches copies of any criminal records of either party to be married and any family violence or stalking protective order issued to protect or restrain either party to be married, as applicable.

WHEREFORE, the Minor Child requests that the Court:

- a) Schedule a hearing on this Petition for Emancipation of Minor;
- b) Find that, based upon a preponderance of the evidence, emancipation is in the best interests of the Minor;

- c) Conduct a hearing and thereafter issue an emancipation order, finding that the minor has met the burden of proof by a preponderance of the evidence that emancipation is in the best interests of the Minor;
- d) Order that as result of the Minor's emancipation, the Minor be considered to have the rights and responsibilities of an adult, except for specific prohibitions applicable by law as a result of the Minor's age; and
- e) The Court grant such other and further relief as the Court deems just and proper.

Respectfully submitted, this _____ day of _____, 20_____.

Minor Child
Print Name:
Telephone Number _____
Email address _____

Attorney for the Minor Child (if applicable)
Georgia Bar No. _____
Telephone Number _____
Email address _____

**IN THE JUVENILE COURT OF FORSYTH COUNTY
STATE OF GEORGIA**

In the Interest of:

DOB: _____ **AGE:** ____ **SEX:** ____ **CASE NO.** _____

Minor child under the age of eighteen (18) years.

VERIFICATION

Personally appeared before the undersigned, an officer duly authorized by law to administer oaths, _____, who, after being duly sworn, states under oath that he/she is legally competent to make this Verification and that the facts alleged in the attached Petition for Emancipation of a Minor are true and correct to the best of his/her knowledge.

This ____ day of _____, 20__.

MINOR CHILD

Print Name:

Sworn to and subscribed before me
this ____ day of _____, 20__.

Notary Public

**IN THE JUVENILE COURT OF FORSYTH COUNTY
STATE OF GEORGIA**

In the Interest of:

DOB: _____ **AGE:** _____ **SEX:** _____ **CASE NO.** _____

Minor child under the age of eighteen (18) years.

SUMMONS

TO: _____

ADDRESS: _____

A petition has been filed in this court concerning the above child. A copy of that petition is attached to this summons.

This is a summons requiring you to be in court. If you fail to come to court as required, you may be held in contempt of court and punished accordingly.

Now therefore, you, the parties named above, are commanded to be and appear on the date and time stated below, and to remain in attendance for so long as said case may be continued and until discharged by the court, and you are commanded to lay any and all business aside and be and appear before the Juvenile Court of Forsyth County, Georgia, located at 875 Lanier 400 Parkway, Cumming, GA 30040 on the _____ day of _____, 20____, at _____ o'clock _____.m., and any parent, guardian, or legal custodian of the above child is likewise hereby commanded to be and appear with the aforesaid child in said court at the time and place above stated, each of you then to make defense thereto and to show cause why the prayers set forth in the Petition should not be granted.

WITNESS the Honorable _____, Judge of the Forsyth County Juvenile Court.

This _____ day of _____, 20____.

Clerk of Court

Clerk/Deputy Clerk of Forsyth County Juvenile Court

**IN THE JUVENILE COURT OF FORSYTH COUNTY
STATE OF GEORGIA**

In the Interest of:

DOB: _____ **AGE:** ____ **SEX:** ____ **CASE NO.** _____

Minor child under the age of eighteen (18) years.

**ACKNOWLEDGMENT OF SERVICE, WAIVER OF PROCESS, AND CONSENT TO
VENUE AND JURISDICTION**

I, _____, Parent/Guardian in the above-styled case, hereby submit to the venue and personal jurisdiction of the Juvenile Court of Forsyth County. I hereby waive any and all claims with regard to jurisdiction and venue. I acknowledge service of the Petition for Emancipation of Minor and waive any further notice, service, and issuance of process in conjunction with the above-styled action.

This ____ day of _____, 20__.

PARENT/GUARDIAN
Print Name:

Sworn to and subscribed before me
this ____ day of _____, 20__.

Notary Public

**IN THE JUVENILE COURT OF FORSYTH COUNTY
STATE OF GEORGIA**

In the Interest of:

DOB: _____ **AGE:** _____ **SEX:** _____ **CASE NO.** _____

Minor child under the age of eighteen (18) years.

CONSENT TO EMANCIPATION

I, _____, am the parent, guardian or legal custodian of the above-named minor child seeking emancipation. After being duly sworn, I attest that:

1. I have received a copy of the Petition for Emancipation of a Minor Child filed in the above-styled case.
2. I am of sound mind and execute this affidavit freely and willingly and I have not been threatened or promised anything by anyone in connection with my execution of this affidavit.
3. I understand that if emancipated, the Minor Child 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, and other health and safety regulations relevant to a child because of his or her age, the rights of a child to receive any transfer of property or money pursuant to "The Georgia Transfers to Minors Act" under Article 5 of Chapter 5 of Title 44, under the Uniform Transfers to Minors Act, the Uniform Gift to Minors Act, or other substantially similar act of another state, or pursuant to a trust agreement.
4. I further understand that the Minor shall be considered emancipated for the purposes of, but not limited to: (1) The right to enter into enforceable contracts, including apartment leases; (2) The right to sue or be sued in his or her own name; (3) The right to retain his or her own earnings; (4) The right to establish a separate domicile; (5) The right to act autonomously, and with the rights and responsibilities of an adult, in all business relationships, including but not limited to property transactions and obtaining accounts for utilities, except for those estate or property matters that the court determines may require a conservator or guardian ad litem; (6) The right to earn a living, subject only to the health and safety regulations designed

to protect those under the age of 18 regardless of their legal status; (7) The right to authorize his or her own preventive health care, medical care, dental care, and mental health care, without parental knowledge or liability; (8) The right to apply for a driver's license or other state licenses for which he or she might be eligible; (9) The right to register for school; (10) The right to apply for medical assistance programs and for other welfare assistance, if needed; (11) The right, if a parent, to make decisions and give authority in caring for his or her own minor child; and (12) The right to make a will. A parent, guardian, or legal custodian of a child emancipated by court order shall not be liable for any debts incurred by his or her child during the period of emancipation.

5. I have consented to the Petition for Emancipation being granted.
6. I have nothing further to attest.

This ____ day of _____, 20__.

PARENT/GUARDIAN
Print Name:

Sworn to and subscribed before me
this ____ day of _____, 20__.

Notary Public

**IN THE JUVENILE COURT OF FORSYTH COUNTY
STATE OF GEORGIA**

In the Interest of:

DOB: _____ **AGE:** _____ **SEX:** _____ **CASE NO.** _____

Minor child under the age of eighteen (18) years.

REQUEST FOR HEARING AND RULE NISI

Please complete this form and return it to:

Forsyth County Juvenile Court Clerk, 875 Lanier 400 Parkway, Cumming, Georgia 30040

- **This form must be filed in conjunction with a pleading for the relief requested.** No hearing will be assigned without a corresponding motion or pleading.
- All requested information must be provided or you will not be assigned a court date.
- **You are responsible for notifying all parties and attorneys of the assigned court date.**

Name of Party/Attorney Requesting Hearing: _____

☐Petitioner ☐Respondent ☐Child Attorney/GAL ☐Other: _____

Name of Opposing Attorneys or Parties/CASA/Guardian ad Litem:

Purpose of Hearing: _____

Submitted this _____ day of _____, 20____.

Signature: _____ **Print name:** _____

Email Address & Phone Number: _____

RULE NISI

A hearing having been requested in the above-styled matter on the issues raised above, the parties shall appear on the _____ day of _____, 20____ at ____:____.m. at the Forsyth County Juvenile Court located at 875 Lanier 400 Parkway, Suite 100, Cumming, Georgia 30040.

This _____ day of _____, 20____.

Judge, Forsyth County Juvenile Court