

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 89

Introduced by Morfeld, 46.

Read first time January 07, 2021

Committee:

- 1 A BILL FOR AN ACT relating to minors; to amend section 43-2101, Revised
- 2 Statutes Cumulative Supplement, 2020; to change provisions relating
- 3 to the age of majority; and to repeal the original section.
- 4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 43-2101, Revised Statutes Cumulative Supplement,
2 2020, is amended to read:

3 43-2101 (1) All persons under nineteen years of age are declared to
4 be minors, but in case any person marries under the age of nineteen
5 years, his or her minority ends.

6 (2) Upon becoming the age of majority, a person is considered an
7 adult and acquires all rights and responsibilities granted or imposed by
8 statute or common law, except that a person:

9 (a) Eighteen years of age or older and who is not a ward of the
10 state may:

11 (i) Enter into a binding contract or lease of whatever kind or
12 nature and shall be legally responsible for such contract or lease,
13 including legal responsibility to third parties;

14 (ii) Execute, sign, authorize, or otherwise authenticate (A) an
15 effective financing statement, (B) a promissory note or other instrument
16 evidencing an obligation to repay, or (C) a mortgage, trust deed,
17 security agreement, financing statement, or other security instrument to
18 grant a lien or security interest in real or personal property or
19 fixtures, and shall be legally responsible for such document, including
20 legal responsibility to third parties; and

21 (iii) Acquire or convey title to real property and shall have legal
22 responsibility for such acquisition or conveyance, including legal
23 responsibility to third parties;~~and~~

24 (b) Eighteen years of age or older may consent to mental health
25 services for himself or herself without the consent of his or her parent
26 or guardian; ~~and~~

27 (c) Eighteen years of age or older may make health care decisions
28 for himself or herself without the consent of his or her parent or
29 guardian; and

30 (d) Under nineteen years of age and who is committed to the
31 Department of Correctional Services for secure care may consent to, and

1 make decisions regarding, such person's medical care, mental health
2 services, and related services during the period of the person's
3 commitment to the department without the consent of such person's parent
4 or guardian except as required in section 71-6902.

5 Sec. 2. Original section 43-2101, Revised Statutes Cumulative
6 Supplement, 2020, is repealed.