INDIANA DEPARTMENT OF CHILD SERVICES	INDIANA DEPARTMENT OF CHILD SERVICES TITLE IV-D POLICY MANUAL	
	Chapter 16: Intergovernmental Case Processing	Effective Date: 11/03/2021
	Section 11: Currency Conversion	Version: 1.1 Revision Date: 11/03/2021

### BACKGROUND

N/A

#### POLICY

When initiating an Indiana case to a foreign tribunal, currency amounts in the order shall be converted upon request.<sup>1</sup>

Upon request to enforce a support order, arrears, judgment, or to modify a support order that is stated in foreign currency, a responding Indiana tribunal shall convert the amount stated in the foreign currency to the equivalent amount in U.S. dollars under the applicable official or market exchange rate as publicly reported.<sup>2</sup>

#### REFERENCES

- <u>IC 31-18.5-3-4</u>: Duties of initiating tribunal
- IC 31-18.5-3-5: Duties and powers of responding tribunal
- OCSE-PIQ-03-04: Foreign Currency Child Support Payments

## PROCEDURE

Payments made in a foreign currency are to be processed in the same manner as other child support payments.<sup>3</sup> If the converted amount paid is less than the amount due, then the obligor is in arrears.<sup>4</sup> Likewise, if the converted payment exceeds the amount due, that should be treated in the same manner as overpayments.<sup>5</sup>

When initiating an Indiana case to a foreign tribunal the currency may be in U.S. dollars. Conversion to the foreign tribunal's currency is required upon request of the foreign tribunal.

There are several websites the Title IV-D Prosecutor's Office may utilize (i.e. <u>XE Currency</u> <u>Convertor</u>) to convert the currency to U.S. dollars. The obligor receives credit for the amount of the currency as of the date of the payment.

<sup>&</sup>lt;sup>1</sup> IC 31-18.5-3-4(b)

<sup>&</sup>lt;sup>2</sup> IC 31-18.5-3-5(f)

<sup>&</sup>lt;sup>3</sup> OCSE-PIQ-03-04

<sup>&</sup>lt;sup>4</sup> OCSE-PIQ-03-04, question #4

<sup>&</sup>lt;sup>5</sup> OCSE-PIQ-03-04, question #4

When Indiana is enforcing a foreign order (money collected in Indiana and sent to an obligee in another country):

- 1. Registering and enforcing a foreign order in Indiana does not modify the obligation or the currency owed. The order remains an order of the issuing country owed in the currency of the order.
- 2. Because U.S. courts and Title IV-D agencies cannot collect in a foreign currency, the account in the statewide child support system will be established in U.S. dollars and Indiana courts will issue enforcement orders in U.S. dollars. However, the obligor still owes the obligation in the foreign currency as provided in the foreign order.

When Indiana is calculating arrears under a foreign order, the Title IV-D Prosecutor's Office is strongly encouraged to contact the foreign jurisdiction and request the jurisdiction's arrears calculation.

When Indiana receives payment from a foreign country on behalf of a U.S. obligee, payments received in foreign currency are converted on the date they are processed by the Indiana State Central Collection Unit (INSCCU) and sent to the obligee in U.S. dollars.<sup>6</sup>

# FORMS AND TOOLS

1. <u>XE Currency Convertor</u>

# FREQUENTLY ASKED QUESTIONS

N/A

## **RELATED INFORMATION**

N/A

## **REVISION HISTORY**

Version	Date	Description of Revision
Version 1	11/26/2019	Final Approved Version
Version 1.1	11/03/2021	Updated for consistent formatting and language.

<sup>&</sup>lt;sup>6</sup> OCSE-PIQ-03-04, question #4