



# F.Y.I.

from the Policy Unit

FYI-019

Date 06-22-2012

**SUBJECT: Change to Indiana's Date of Emancipation**

Please contact the Policy Unit if you have any questions regarding these or any other changes at [GEARUP>DCSE Collaboration – Teams>Policy Questions](#) or 602-771-8127  
The IV-D PARTNERS should send POLICY inquiries directly to [DCSE-POLICYQUESTIONS@azdes.gov](mailto:DCSE-POLICYQUESTIONS@azdes.gov)

Indiana's Legislature recently passed a law that changes the age of majority for purposes of child support from 21 to 19. This change is effective **July 1, 2012**.

All child support orders *originally issued* by an Indiana tribunal are affected by this change.

Additional Information:

Exceptions:

- Court order specifies that child support obligation is to continue past age of majority because child is incapacitated;
- Court order contains a specific age at which support obligation is to terminate, e.g. age 22 or age 17.

Grandfathering: The change in age of majority does not include a "grandfathering" provision. Therefore, the obligation to support will terminate on July 1, 2012, for all children who are 19 years old or older as of that date. For example, in a case with one child who is now 20, current child support will be owed up to July 1, 2012 but will not be owed after that date. Parents will not be due refunds or credits for any support that was paid prior to July 1, 2012, for children who turned 19 prior to that date.

Orders covering more than one child: Most child support orders in Indiana specify a single amount of support to be paid for all the children on the case (i.e., non-divisible support order). The change in age of majority does not automatically impact those cases unless all the children are at least 19 years old by July 1, 2012. On cases with a non-divisible support order, where some but not all the children have reached 19 by July 1, 2012, parents will need to petition the court for a modification of the support order. The original court order will stay in effect until the court grants a modification.

Child support arrears: Parents will continue to be obligated to pay any past due child support that is owed.

**DCSE staff are urged to view this information directly on GEARUP and not create a separate personal file. You will find this Policy FYI on GEARUP via this file path: [DOCUMENTS>PPU'S>Policy FYI](#). Click on the Policy FYI folder to view a list of Policy FYI notices.**