



OKLAHOMA DEPARTMENT OF HUMAN SERVICES



Interest Disclosure Notice

Date: _____
FGN: _____

To: _____
Noncustodial parent (NCP): _____

Delinquent court-ordered child support payments accruing under Oklahoma orders draw interest at the rate of ten percent (10%) per year.¹ The Oklahoma Department of Human Services (OKDHS) is now able, through the Child Support Enforcement Division (CSED), to collect interest on delinquent court-ordered child support payments when providing child support services.

YOU MUST ACT UPON RECEIPT OF THIS NOTICE. Please read this document closely. Before we can collect any interest owed to you, you must sign and return this form. You must cooperate by doing one of the following within two weeks of the date of this notice or we will not collect interest on any delinquent child support owed to you. We plan to calculate and collect interest in your case as determined in the Calculation Period paragraph below.

You must:

1. **Sign and return this notice** to the district child support office indicated above. Upon receipt of the signed notice, we will proceed to collect interest in your case from the month and year indicated. Please keep a copy for your records; **OR**
2. Object to the month and year indicated, **in person or in writing**. You must provide specific details supporting your objection and why a different month and year should be used to calculate interest. If you object to the month and year indicated, and we are then unable to determine an agreeable point in time to begin interest calculations, we will not be able to collect interest in your case.

¹ **Oklahoma Statutes:** 43 O.S. § 114 (Oklahoma State Courts Network 1999)

Title 43. Marriage and Family

Section 114. Interest on delinquent child support and suit moneys payments

Court-ordered child support payments and court-ordered payments of suit moneys shall draw interest at the rate of ten percent (10%) per year from the date they become delinquent, and the interest shall be collected in the same manner as the payments upon which the interest accrues.

Calculation period: In order to collect interest in your case we must be able to determine a point in time to begin the calculations to accrue interest. This is easiest to do when all child support payments have been made through the child support office or a specific determination of arrearage has been made by the Court, although other factors have been considered. We have reviewed your file and have determined we are able to begin calculating interest as of _____. We have arrived at this date because:

- this is the date from which adequate payment records exist.
- it is an adjudication date in accordance with OAC 340: 25-5-140.1.²
- inadequate payment records exist for prior periods.
- prior time periods are satisfied or released.
- other

State's Attorney,

Date

Please be advised:

1. you may be able to calculate and collect interest for a longer period of time, but this office will not collect it; and
2. we do not represent you and you have the right to seek legal advice on this matter from an attorney of your choice.

When you sign and return this notice, you are acknowledging:

1. you have read and fully understand the contents of this document;
2. that OKDHS CSED attorneys do not represent you and you are free to seek legal advice from your own private attorney;
3. you understand the starting date for interest calculations as set forth in the Calculation Period paragraph above and authorize OKDHS CSED to begin calculating and collecting interest in your case based on that date; and
4. you have been informed that you may be able to collect interest based on a different starting date from that to be used by OKDHS CSED.

Your name	Case number
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Signature

Date

² Section 140.1 of Chapter 25 of Title 340 of the Oklahoma Administrative Code.