

## PLENARY III - IMPROVING SAFETY FOR COMMUNITIES, OFFICERS, AND IMMIGRANT SURVIVORS: FOCUSING ON PRIMARY AGGRESSOR DETERMINATIONS

### Training Materials

July 05, 2023

NIWAP also offers [technical assistance](#) for judges and court staff. Find out how to receive NIWAP's technical assistance from NIWAP's experts and judicial faculty [here](#). If you are a judge or judicial faculty, please consider joining our National Judicial Network. You can find more information about the **National Judicial Network** [here](#).

**Communities of Practice:** NIWAP runs several Roundtables and Communities of Practice that provide opportunities for peer-to-peer learning by meeting virtually several times a year with others from across the country working in your profession and serving immigrant victims of domestic violence, sexual assault, dating violence, stalking, and human trafficking. For each, membership is limited to that profession. Please join and encourage others in your community to join:

- Community of Practice for Family Law Attorneys [www.surveymonkey.com/r/FamCOP2023](http://www.surveymonkey.com/r/FamCOP2023)
- Community of Practice for Victim Advocates <https://www.surveymonkey.com/r/VictimAdvocateCOPApp>
- Roundtable for Law Enforcement, Prosecutors and System-based Advocates <https://www.surveymonkey.com/r/LERoundtable>
- National Judicial Network: Forum on Human Trafficking and Immigrants in State Courts (Judicial Officials only) <https://niwaplibrary.wcl.american.edu/pubs/njn-outreach-letter>

### [Plenary III - PowerPoint Presentation](#)

*\*\*For more information on Primary Aggressor Determinations follow these links:*

### Blueprint Safety Materials

- Blueprint for Safety Guide <https://praxisinternational.org/a-guide-to-becoming-a-blueprint-community-an-interagency-response-to-battering-and-domestic-violence-crimes/>
- Blueprint for Safety Website <https://praxisinternational.org/blueprint-for-safety/>
- Blueprint for Safety Brochure <https://praxisinternational.org/wp-content/uploads/2016/02/BPGenBrochure11x17Nov2013Bleed.pdf>
- Blueprint for Safety Supplemental Materials <https://praxisinternational.org/blueprint-for-safety/blueprint-materials/>

### Resources on Immigration Options for Immigrant Survivors of Domestic and Sexual Violence

- DHS Interactive Infographic on Protections for Immigrant Victims <http://niwaplibrary.wcl.american.edu/pubs/dhs-protections1-6-links-121516>
- Immigration Options for Victims of Crime -DHS Brochure <http://niwaplibrary.wcl.american.edu/pubs/imm-options-victims-of-crimes>
- Blue Card: Screening Tool for Victims Who Qualify for Immigration Protective Relief (March 2, 2018) <http://niwaplibrary.wcl.american.edu/pubs/screening-tool-victims-qualify/>
- Introduction to VAWA (Violence Against Women Act) Self-Petitioning and Flow Charts (June 19, 2019)

National Immigrant Women's Advocacy Project (NIWAP, pronounced *new-app*)

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- <https://niwaplibrary.wcl.american.edu/pubs/vawa-self-petitioning-intro-and-flow-charts-pdf> \*\* (183)
- Bench Card: Overview of Types of Immigration Status (October 14, 2013, Update April 22, 2022) <https://niwaplibrary.wcl.american.edu/pubs/bchcrd-immstaturtypes> \* (88)
- Family Court Bench Card on Immigration Relief for Battered Spouses, Children, and Immigrant Crime Victims (October 29, 2021) <https://niwaplibrary.wcl.american.edu/pubs/bench-card-on-immigration-relief-for-crime-victims> \* (12480)
- Bench Card: DHS Enforcement Priorities Information for State Court Judges (April 24, 2013, Updated December 27, 2021) <http://niwaplibrary.wcl.american.edu/pubs/dhsenforcementpriorities-benchcard/> \* (23)
- Comparison Chart of U visa, T Visa, Violence Against Women Act (VAWA) Self-Petition, Special Immigrant Juvenile Status (SIJS), and Deferred Action for Childhood Arrivals (DACA) <http://niwaplibrary.wcl.american.edu/pubs/chart-vawa-t-u-sijs-daca/>
- VAWA Red Flags <http://niwaplibrary.wcl.american.edu/pubs/vawa-red-flags/>
- Chapter 3.3 VAWA Self-Petition (2013) <http://niwaplibrary.wcl.american.edu/pubs/ch3-3-selfpetitionprep/>
- Good Faith Marriage in VAWA Self-Petitioning Cases (December 29, 2021) <http://niwaplibrary.wcl.american.edu/pubs/good-faith-marriage-vawa/> \* (31)
- Chapter 10 U-Visas: Victims of Criminal Activity (2013) <http://niwaplibrary.wcl.american.edu/pubs/ch10-u-visas/>
- Human Trafficking and the T-Visa <http://niwaplibrary.wcl.american.edu/pubs/ch11-human-trafficking-and-t-visa/>
- Chapter 08: Immigration Relief for Child Sexual Assault Survivors <http://niwaplibrary.wcl.american.edu/pubs/ch8-imm-relief-child-sexual-assault-survivors/>
- Chapter 13: When Foreign Students or Their Family Members Are Sexually Assaulted: Immigration Implications of the Student and Exchange Visitor System <http://niwaplibrary.wcl.american.edu/pubs/ch13-foreign-students-sexually-assaulted/>
- USCIS and Blue Campaign Continued Presence Pamphlet (February 28, 2020) <https://niwaplibrary.wcl.american.edu/pubs/contin-presence-pamphlet-2>

### **U Visa as a Crime-Fighting Tool**

- Stories From the Field: The Crime Fighting Effectiveness of the U Visa (August 23, 2021) <https://niwaplibrary.wcl.american.edu/pubs/u-visa-crime-fighting-stories>
- The Importance of the U-visa as a Crime-Fighting Tool for Law Enforcement Officials—Views from Around the Country <http://niwaplibrary.wcl.american.edu/pubs/uvisa-crime-fighting-tool>
- Overcoming Fear and Building Trust With Immigrant Communities and Crime Victims (Police Chief Magazine April 2018) [http://niwaplibrary.wcl.american.edu/pubs/policechief\\_april-2018\\_building-trust-immigrant-victims/](http://niwaplibrary.wcl.american.edu/pubs/policechief_april-2018_building-trust-immigrant-victims/)
- Protecting Our Communities and Officer Safety [http://niwaplibrary.wcl.american.edu/pubs/may\\_june\\_sheriff](http://niwaplibrary.wcl.american.edu/pubs/may_june_sheriff)
- COPS Dispatch Article: The U visa: An important tool for Community Policing <http://niwaplibrary.wcl.american.edu/pubs/uvisa-community-policing-tool/>
- How Law Enforcement Is Using the U-Visa Practice Brief <http://niwaplibrary.wcl.american.edu/pubs/imm-qref-uvisapracticebrief-10-11>
- Transforming Lives Study Provides Evidence-Based Support for The Effectiveness of the VAWA and U Visa Programs and the DHS U Visa Bona Fide Policy That Provides Earlier Access Deferred Action and Work Authorization To Applicants (June 14, 2021) <https://niwaplibrary.wcl.american.edu/transforming-lives-study-21>

- Promoting Access to Justice for Immigrant Crime Victims and Children: Findings of a National Judicial Survey and Recommendations <http://niwaplibrary.wcl.american.edu/pubs/trends-in-state-courts-survey-findings/>

### Toolkits

- U Visa Certification and T Visa Declaration Toolkit for Federal, State and Local Judges, Commissioners, Magistrates and Other Judicial Officers (June 17, 2021) <https://niwaplibrary.wcl.american.edu/pubs/judges-u-and-t-certification-toolkit-2>
- U Visa Certification and T Visa Declaration Toolkit for Law Enforcement Agencies and Prosecutors (August 30, 2021) <https://niwaplibrary.wcl.american.edu/pubs/u-t-visa-toolkit-law-enforcement-prosecutor>

### **Language Access**

- Questions to Use for Crime Scene Identification of LEP <http://niwaplibrary.wcl.american.edu/pubs/crime-scene-identification-of-lep-persons>
- Why Using an Interpreter is Beneficial to Law Enforcement <http://niwaplibrary.wcl.american.edu/pubs/law-enforcement-benefits-of-qualified-interpreters>
- Dos and Don'ts to Help Identify LEP Persons <http://niwaplibrary.wcl.american.edu/pubs/dos-and-donts-to-identify-lep-persons>
- Language Identification Card - DeKalb County Magistrate Court's Compliance Project, Caminar Latino, Men Stopping Violence, Raksha, Inc, Tapestri, Inc, and Women's Resource Center to End Domestic Violence <http://niwaplibrary.wcl.american.edu/pubs/language-id-card-19010116-raksha-pdf/>
- Laws Governing Law Enforcement Agency Provision of Language Assistance to LEP Persons <http://niwaplibrary.wcl.american.edu/pubs/laws-governing-langauge-access>
- Important Tips to Remember When Using an Interpreter <http://niwaplibrary.wcl.american.edu/pubs/interpretation-tips>
- NAJIT Code of Ethics and Professional Responsibilities <http://niwaplibrary.wcl.american.edu/pubs/najitcodeofethicsfinal>
- U.S. Department of Justice Sample Limited English Proficiency Guidelines from Office of Justice Programs "Center City Police Department" <http://niwaplibrary.wcl.american.edu/pubs/sample-limited-english-proficiency-guidelines-from-the-office-of-justice-programs>
- Translation Requirements for Vital Documents, Intake, and Notice of LEP Assistance for DOJ and HHS Grantees serving Immigrant Crime Victims <http://niwaplibrary.wcl.american.edu/pubs/translation-vital-docs>
- Police Executive Research Forum – Community Policing in Immigrant Neighborhoods: Stories of Success <https://www.policeforum.org/assets/CommunityPolicingImmigrantNeighborhoods.pdf>
- Steps for Obtaining Interpreters <http://niwaplibrary.wcl.american.edu/pubs/step-for-obtaining-interpreters>
- Code of Conduct for Court Interpreters- Washington State Interpreters Program <http://niwaplibrary.wcl.american.edu/pubs/lang-lawpol-interconductcode1986/>
- Tips for Working Effectively with Telephone Interpreters <http://niwaplibrary.wcl.american.edu/pubs/imm-qref-workingwithtelephoneinterp>
- Are You Compliant with Title VI Self-Assessment Tool <http://niwaplibrary.wcl.american.edu/pubs/self-assessment-tool-title-vi>
- Federal Register: Improving Access to Services for Persons with Limited English Proficiency: Executive Order 13166 (August 11, 2000) <http://niwaplibrary.wcl.american.edu/pubs/lang-gov-exor1316608-11-00>

- DOJ: Executive Order 13166 Limited English Proficiency Resource Document: Tips and Tools from the Field <http://niwaplibrary.wcl.american.edu/pubs/lang-gov-dojtips09-21-04>
- Language Access Assessment and Planning Tool for Federally Conducted and Federally Assisted Programs <http://niwaplibrary.wcl.american.edu/pubs/language-assessmet-tool/>
- DOJ Letter to State Chief Justices and State Court Administrators on Access for Limited English Proficient Persons to State Court Proceedings <http://niwaplibrary.wcl.american.edu/pubs/lang-access-doj-courts-letter>
- Judicial Bench Card for Court Interpretation <http://niwaplibrary.wcl.american.edu/pubs/ncsc-bench-card-language-access>
- Serving Limited English Proficient Immigrant Victims (11-24)\*\* in Winning Custody Cases for Immigrant Survivors: The Clash of Laws, Cultures, Custody and Parental Rights [https://www.civichresearchinstitute.com/online/article\\_abstract.php?pid=6&iid=1269&aid=8306](https://www.civichresearchinstitute.com/online/article_abstract.php?pid=6&iid=1269&aid=8306); and <https://www.courts.ca.gov/documents/BTB24-PreCon1E-11.pdf>
- Language Access Materials for Police and Prosecutors (Updated 10/16/2019) <https://niwaplibrary.wcl.american.edu/language-access-materials-for-police-and-prosecutors>
- Language Access Training Materials (Updated June 18, 2019) <https://niwaplibrary.wcl.american.edu/language-access-materials>

#### **Language Access Resources for Law Enforcement and Prosecutors from Technical Assistance Providers**

- Asian Pacific Institute on Gender-Based Violence: Language Access <https://www.api-gbv.org/culturally-specific-advocacy/language-access/>
- VERA Institute of Justice: Translating Justice Program <https://www.vera.org/projects/translating-justice>
- National Immigrant Women’s Advocacy Project, American University, Washington College of Law: <http://niwaplibrary.wcl.american.edu/topic/language-access/>
- National Center for State Courts: Language Access Programs by State <https://www.ncsc.org/Services-and-Experts/Areas-of-expertise/Language-access/Resources-for-Program-Managers/LAP-Map/Map.aspx>
- Casa de Esperanza: <https://nationallatinonetwork.org/lep-toolkit-home>
- National Association of Judiciary Interpreters and Translators (NAJIT): Interpreter and Translator Database <https://najit.org/resources/find-interpreter/>
- Limited English Proficiency (A Federal Interagency Website): Department of Justice guidance and technical assistance for language access regulations <https://www.lep.gov/>
- National Indigenous Women’s Resource Center: Language Access <http://www.niwrc.org/resources/state-alaska-task-force-crime-human-trafficking-promoting-prostitution-and-sex-trafficking>
- National Congress of American Indians: Language Access <http://www.ncai.org/policy-issues/community-and-culture/language>
- Center for Court Innovations: Tribal Access to Justice Innovation <http://www.tribaljustice.org/>

#### **Collaboration**

- Immigrant and LEP Victims’ Access to the Criminal Justice System <http://niwaplibrary.wcl.american.edu/pubs/importance-of-collaboration-victims>
- U Visa Legal Advocacy: Overview of Effective Policies and Practices <http://niwaplibrary.wcl.american.edu/pubs/uvisa-collaboration-policy-brief>
- Building Trusting Relationships: A Guide for Advocates/Attorneys Working with Law Enforcement (LE) on U-Visa Certification Issues (Flow Chart) <http://niwaplibrary.wcl.american.edu/pubs/advocate-law-enforcement-guide>
- Immigration Status: Work Authorization, Public Benefits, and Ability to Sponsor Children (December 30, 2021) <https://niwaplibrary.wcl.american.edu/pubs/fam-chart-immstatus>

## VAWA Confidentiality, Discovery, and Courthouse Enforcement

- Protections for Immigrant Survivors of Domestic and Sexual Violence Under the Violence Against Women Act Confidentiality Protections (October 22, 2018) <https://niwaplibrary.wcl.american.edu/casa-webinars-october-15-22> \*\* (758)
- Impact of DHS Enforcement Priorities on Courts: VAWA Confidentiality and Enforcement (August 21, 2018) <https://niwaplibrary.wcl.american.edu/jffnm2018> \* (325)
- NCJFCJ VAWA Confidentiality and Protections for Immigrant Victims of Domestic (October 31, 2017) <https://niwaplibrary.wcl.american.edu/oct2017vawaconfidentialitywebinar> \*\* (427)
- VAWA Confidentiality Webinar (February 9, 2015) <http://niwaplibrary.wcl.american.edu/vawa-confidentiality-webinar/> \* (228)
- VAWA Confidentiality: Understanding the Three Safeguards and Limited Discovery Exceptions When Advocating for Survivors in Family and Criminal State Courts (February 5, 2015) <https://niwaplibrary.wcl.american.edu/vawa-confidentiality-webinar> \* (228)
- VAWA Confidentiality and Protections for Immigrant Victims of Domestic Violence (October 31, 2017) <https://niwaplibrary.wcl.american.edu/vawa-confidentiality-protections-fo-immigrant-victims-domestic-violence-october-31-2017> \* (226)

## Trauma Informed Work with Immigrant Survivors

- (October 30, 2013): "Trauma-Informed Care: Promoting Healing While Strengthening Survivors' Immigration Cases" (Webinar) <http://niwaplibrary.wcl.american.edu/trauma-informed-care>
- (March 19, 2014): "Trauma-Informed Care, Part 2: The Nuts and Bolts of Immigration Story Writing Intervention" (Webinar) <http://niwaplibrary.wcl.american.edu/trauma-informed-interviews-story-writing>
- (February 24, 2014): "Helping Survivors in Crisis: Hands on Training for Advocates and Attorneys on Trauma-Informed Work with Immigrant Women Who Are Survivors of Domestic Violence and Sexual Assault" (Webinar) <http://niwaplibrary.wcl.american.edu/hands-on-trauma-crisis-training>
- Coercive Control in Families, the Impact on Children and Extreme Cruelty (October 16, 2020) <https://niwaplibrary.wcl.american.edu/coercive-control-extreme-cruelty> + (1252)

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