



Training Materials¹
Workshop 1C - Representing Immigrant and Limited English Proficient Litigants in Custody Cases: Advanced Custody
Last Updated: June 28, 2023

[Workshop 1C - PowerPoint Presentation](#)

NIWAP offers a full library of SJI supported materials for courts at
<http://niwaplibrary.wcl.american.edu/training-manual-for-courts-table-of-contents/>

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](#).

If you are a victim advocate, attorney, judge, or other professional working with an immigrant victim and you would like to receive case specific technical assistance on custody cases involving immigrant crime victims or immigrant children, please call NIWAP for technical assistance. (202) 274-4457 or email us at info@niwap.org. You can also visit the family law section of NIWAP's web library <https://niwaplibrary.wcl.american.edu/family-law-protections-training-materials>

To receive updates, sign up for NIWAP's outreach list.
<https://secure.campaigner.com/CSB/Public/Form.aspx?fid=1682905&ac=fohe>

You can elect NIWAP's general outreach list to receive notices of trainings, webinars, new materials, resources and policies. Judges, court staff, law enforcement and prosecutors can sign up for lists exclusively open to staff working at one of these government agencies.

This materials list starts with a list of materials that the Office on Policy and Strategy from U.S. Citizenship and Immigration Services recently shared with the NIWAP and the National Judicial Network. Since many immigrant parents who are survivors of domestic violence, sexual assault, stalking or human trafficking who are seeking custody orders from state courts, will be eligible for crime victim related forms of immigration relief, we share these USCIS materials here that will be helpful to judges, lawyers and victim advocates who work with immigrant survivors.

Materials by United States Citizenship and Immigration Services: Office of Policy and Strategy (OP&S) for the National Judicial Network Judges

OP&S appreciates your request for informative materials to share with the National Judicial Network. Judges and court staff may be the first to see signs of violence and are in a unique position to provide information and assistance to noncitizens who have been victims of violence, human trafficking, or certain crimes. Below we have

¹ This materials list includes publications issued by government agencies and materials produced by NIWAP in collaboration with national experts. Each of the materials included in this list that was developed with support from government funders contains the relevant government agency's disclaimers. Many of the 2012-2016 and 2020 materials on this list were developed under grants SJI 12-E-169, SJI 13-E-199, SJI 14-E-234, SJI 15-T-234, and SJI 20-E-005 from State Justice Institute. The points of view expressed are those of the authors and do not necessarily represent the official position or policies of State Justice Institute.

included a list of helpful materials and the links to each resource. The [Policy Manual](#) is the agency's centralized online repository for USCIS' immigration policies. Judges may sign up to receive timely policy updates on the [USCIS Alerts page](#) or [contact Public Engagement](#) to participate in engagement and outreach activities.

Communities of Practice

NIWAP runs several Roundtables and Communities of Practice that provide opportunities for peer-to-peer learning that meet virtually several times a year with others from across the country working in your profession 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
- 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>

Informative Pamphlets Appropriate for Public Distribution:

- [Immigration Options for Victims of Crimes](#) (Violence Against Women Act, U Nonimmigrant Status, T Nonimmigrant Status)
- [Immigration Relief for Abused Children: Special Immigrant Juvenile Status](#)
- [Center for Countering Human Trafficking \(CCHT\) Continued Presence Pamphlet](#)

Informative Materials for Judges and Law Enforcement:

- [T-Visa Law Enforcement Resource Guide](#)
- [CCHT Continued Presence Resource Guide](#)

USCIS Case Data

- [Number of Form I-918, Petition for U Nonimmigrant Status, by Fiscal Year, Quarter, and Case Status \(FY2021, Q3\)](#)
- [Number of Form I-914, Application for T Nonimmigrant Status, by Fiscal year, Quarter and Case Status \(FY2021, Q3\)](#)
- [Number of Form I-360, with Classification as VAWA self-petitioner by Fiscal Year, Quarter and Case Status \(FY2021, Q3\)](#)
- [Number of Form I-360 Petitions for Special Immigrant with Classification of Special Immigrant Juvenile \(SIJ\) by Fiscal year, Quarter and Case Status \(FY2021, Q3\)](#)
- [Immigration and Citizenship Data](#)

Relevant USCIS Public Webpages or Policy Manual Chapters

- [USCIS Humanitarian Programs](#)
- [Special Immigrant Juveniles](#)
- [Victims of Trafficking](#)
- [Policy Alert: T Nonimmigrant Status](#)
- [Victims of Criminal Activity: U Nonimmigrant Status](#)
- [Policy Alert: Bona Fide Determination Process for Victims of Qualifying Crimes](#)
- [Battered Spouse, Children and Parents](#)
- [Privacy and Confidentiality Provisions](#)

[Information for Afghan Nationals](#)

NIWAP Materials

- **FAMILY LAW CASES: SPECIAL ISSUES FOR IMMIGRANT CRIME VICTIMS AND CHILDREN**
 - Custody
 - Family Law Service of Process
 - Impact of Trauma on the Brain Development of Children
- **VAWA CONFIDENTIALITY ISSUES ARISING IN CUSTODY CASES**
 - Bench Cards
 - Training Materials
 - Statute, Regulations, Policies and DHS Publications
 - VAWA Confidentiality and Courthouse Enforcement Policies
 - VAWA Confidentiality and State Court Discovery
 - Securing a Detained Parent's Participation in Court Proceedings Involving Children
- **INTERSECTION OF FAMILY COURTS WITH VICTIM'S IMMIGRATION PROTECTIONS**
 - Language Access
 - Protection Orders
 - Divorce
 - Economic Relief – Child and Spousal Support
 - Child Abuse, Neglect, Child Welfare and Termination of Parental Rights
- **FORMS OF IMMIGRATION RELIEF**
- **IMMIGRATION RELIEF FOR CRIME VICTIMS AND CHILDREN**
 - Know Your Rights Information
 - DHS Immigration Policies
- **U AND T VISA CERTIFICATION**
- **SPECIAL IMMIGRANT JUVENILE STATUS, CHILD ABUSE & PROTECTIVE BATTERED IMMIGRANT PARENTS**
 - Full Training Manual
 - SIJS Bench Book Selected Chapters and Appendices Relevant to Family Lawyers
 - SIJS Training Materials
- **VAWA SELF-PETITION AND BATTERED SPOUSE WAIVER**
- **PUBLIC BENEFITS ACCESS OF IMMIGRANT VICTIMS**
- **ACCESS TO JUSTICE AND CRIME VICTIM PROTECTIONS/RESEARCH MEMOS AND ARTICLES**
- **WEBINARS FOR FAMILY LAWYERS AND JUDGES**
 - *Immigrant Survivors*
 - *Victims of Trauma*
 - *VAWA Confidentiality, Discovery and Courthouse Enforcement*
 - *U and T Visa Certification by Judges*
 - *Trafficking*
 - *Parental Kidnapping*
 - *Access to Public Benefits*
 - *Custody Domestic Violence and Coercive Control*
 - *Special Immigrant Juvenile Status*
 - *Immigrant Survivors and Custody Research*

Publications and Training Materials

FAMILY LAW CASES: SPECIAL ISSUES FOR IMMIGRANT CRIME VICTIMS AND CHILDREN

- 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/>
- Identifying Forms of Immigration Relief Available for Battered Immigrant Victims**
<https://www.civicresearchinstitute.com/online/article.php?pid=6&iid=1269>
- Blue Card: Screening for Victims Who Qualify for Immigration Protective Relief (Squad Car Screening Tool)
<http://niwaplibrary.wcl.american.edu/pubs/screening-tool-victims-qualify>

Custody

- NIWAP Newsletter, Child Custody in Immigrant Families (November 15, 2018, Update October 27, 2021) <https://niwaplibrary.wcl.american.edu/pubs/2018-10-child-custody-newsletter>
- Abigail Whitmore and Leslye E. Orloff, When Family and Immigration Laws Intersect: Case Law and Department of Homeland Security Policy Update (September 30, 2021)
<https://niwaplibrary.wcl.american.edu/pubs/immigration-status-in-custody-cases>
- Family Court Bench Card on Issues that Arise in Custody Cases Involving Immigrant Parents, Children, and Crime Victims <http://niwaplibrary.wcl.american.edu/pubs/common-imm-issues-custody-cases>
- Best Interests of the Child Laws – State-by-State Comparison Maps and Charts
<https://niwaplibrary.wcl.american.edu/best-interest-of-the-child>
- Custody of Children in Mixed Status Families: Preventing the Misunderstanding and Misuse of Immigration Status in State-Court Custody Proceedings
<http://niwaplibrary.wcl.american.edu/pubs/mixed-status-fams-child-custody>
- Obtaining Custody of Children for Battered Immigrants**
<https://www.civicresearchinstitute.com/online/article.php?pid=6&iid=1270>
- Chapter 06.1: Countering Abuser’s Attempts to Raise Victim’s Immigration Status in Custody Cases
<http://niwaplibrary.wcl.american.edu/pubs/ch6-1-counterabuserraisingimmstatus/>
- Chapter 06.3: The Implications of the Hague International Child Abduction Convention: Cases and Practice
<http://niwaplibrary.wcl.american.edu/pubs/ch6-3-hagueintlchildabduction/>
- Winning Custody Cases for Immigrant Survivors: The Clash of Laws, Cultures, Custody and Parental Rights: Family and Intimate Partner Violence Quarterly Fall 2016/Winter 2017*** (252)
<https://niwaplibrary.wcl.american.edu/winning-custody-article-2017> ***
 - Fall 2016: (253)
https://www.civicresearchinstitute.com/online/article_abstract.php?pid=6&iid=1269&aid=8304
and <https://www.courts.ca.gov/documents/BTB24-PreCon1E-11.pdf> ***
 - Winter 2017: (234) <https://www.civicresearchinstitute.com/online/article.php?pid=6&iid=1270>
and <https://www.courts.ca.gov/documents/BTB24-PreCon1E-11.pdf> ***
- NIWAP October 2018 Custody Newsletter (October 19, 2018)
<http://niwap.wpengine.com/pubs/ovw-2018-10-child-custody-newsletter>

- David B. Thronson, *Custody and Contradictions: Exploring Immigration Law as Federal Family in the Context of Child Custody*, 59 HASTINGS L.J. 453 (2008).
https://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=625594
- State by State Comparison of Best Interests of the Child Factors – Comparison Charts and Maps
<http://niwaplibrary.wcl.american.edu/sijs-manual-table-of-contents/> (See Appendix Q-Q12)
- Border Crossings: Understanding the Civil, Criminal, and Immigration Implications for Battered Immigrants Fleeing Across State Lines with Their Children <http://niwaplibrary.wcl.american.edu/wp-content/uploads/2015/pdf/FAM-Jrnl-BorderCrossingCustody-2005.pdf>
- NIWAP October 2018 Custody Newsletter (October 19, 2018)
<http://niwaplibrary.wcl.american.edu/wp-content/uploads/custody-2018.pdf>
- Child Custody Newsletter (October 27, 2021) <https://niwaplibrary.wcl.american.edu/pubs/child-custody-newsletter>
- Common Immigration Issues that Arise in Custody Cases Involving Immigrant Crime Victims and Their Children <https://niwaplibrary.wcl.american.edu/wp-content/uploads/2015/FAM-QrefCommon-ImmIssuesCustodyCases-3.4.14.pdf>

Family Law Service of Process

- Guide to Family Law Service of Process and Jurisdiction Requirements Charts (January 29, 2021)
<https://niwaplibrary.wcl.american.edu/pubs/guide-jurisdiction-and-service-requirements> *
- Family Law Summary of Service Rules (January 29, 2021)
<https://niwaplibrary.wcl.american.edu/pubs/family-law-summary-of-service> *
- Family Law Service of Process and Jurisdiction Requirements Charts
<https://niwaplibrary.wcl.american.edu/family-law-service-jurisdiction-charts>
- All State Services of Process and Jurisdiction Charts <https://niwaplibrary.wcl.american.edu/all-state-family-law-jurisdiction-and-service-of-process-charts>
- All State Family Law Service of Process and Jurisdiction Charts (October 20, 2021)
<https://niwaplibrary.wcl.american.edu/all-state-family-law-jurisdiction-and-service-of-process-charts>
- Family Law: Training Materials (June 14, 2017) (32) <https://niwaplibrary.wcl.american.edu/family-law-protections-training-materials>**

Trauma-Informed Assistance

- How to Prepare Your Case Through a Trauma Informed Approach: Tips on Using the Trauma Informed Structured Interview Questionnaires for Family Court Cases (SIQI) (July 23, 2015)
<https://niwaplibrary.wcl.american.edu/pubs/siqi-for-family-lawyers-7-23-15>
 - Spanish <https://niwaplibrary.wcl.american.edu/pubs/trauma-informado-spanish>
 - Russian https://niwaplibrary.wcl.american.edu/pubs/siqi_russian_complete-9-2-15
 - Chinese <https://niwaplibrary.wcl.american.edu/pubs/trauma-tool-chinese>
- Advocate's and Attorney's Tool for Developing a Survivor's Story: Trauma Informed Approach (July 20, 2017) <https://niwaplibrary.wcl.american.edu/pubs/traum-qref-advocatestooldevelopingsurvivorstory-7-10-17>
- December 2011: Representing Domestic Violence Survivors who are Experiencing Trauma and Other Mental Health Challenges: A Handbook for Attorneys
<https://niwaplibrary.wcl.american.edu/pubs/attorneyhandbookfinaljan2012>
- Grounding Tool (June 19, 2014) <https://niwaplibrary.wcl.american.edu/pubs/groundingtool>
- Self Care Tool (June 20, 2014) <https://niwaplibrary.wcl.american.edu/pubs/self-care-tool>

- Trauma Informed – Structured Interview Questionnaires for Immigration Cases (SIQI) (April 27, 2023) <https://niwaplibrary.wcl.american.edu/pubs/siqi-trauma-informed-tool>

Impact of Trauma on the Brain Development of Children

- Understanding the Significance of a Minor’s Trauma history in Family Court Rulings <http://niwaplibrary.wcl.american.edu/pubs/appendix-e-effects-of-trauma-on-minors-fact-sheet/>
- Vulnerable but not Broken: Psychosocial Challenges and Resilience Pathways in Unaccompanied Children from Central America <https://vawnet.org/material/vulnerable-not-broken-psychosocial-challenges-and-resilience-pathways-among-unaccompanied>
- NIWAP Webpage, Significance of Trauma History of Minors (July 1, 2021) <https://niwaplibrary.wcl.american.edu/significance-of-trauma-history-of-minors>
- Board of Immigration Appeals Decision on Regarding Children, Brain Development and Trauma (May 22, 2017) <https://niwaplibrary.wcl.american.edu/pubs/bia-decision-re-trauma-may-22-2017>
- Board of Immigration Appeals Amicus Brief on Recent Research Concerning the Neurobiological, Cognitive, and Psychological Development of Children and Adolescents (July 11, 2016) <https://niwaplibrary.wcl.american.edu/pubs/niwap-bia-amicus-child-brain-development>
- Declaration of David B. Thronson Discussing Trauma and the Neurobiological Health and Well Being of Children (March 20, 2020) <https://niwaplibrary.wcl.american.edu/pubs/thronson-declaration-child-brain-science>
- The First Impressions Exposure to Violence and a Child’s Developing Brain videos were made available by the CA Attorney General’s ‘Safe from the Start’ initiative and illustrate the dangers of chronic exposure to violence on a child’s developing brain. <https://www.familiesthrive.org/new-page-84>
- The Impact of Domestic Violence on Children <https://niwaplibrary.wcl.american.edu/pubs/impact-dv-children>

VAWA CONFIDENTIALITY ISSUES ARISING IN CUSTODY CASES

Bench Cards

- Family Court Bench Card on VAWA Confidentiality <http://niwaplibrary.wcl.american.edu/pubs/family-court-bench-card-vawa-confidentiality>
- Bench Card: DHS Enforcement Priorities, Courthouse Enforcement and Sensitive Location Policies and Memoranda: Information for State Court Judges <https://niwaplibrary.wcl.american.edu/pubs/extreme-cruelty-examples-protection-order-2>

Training Materials

- Three Prongs of VAWA Confidentiality <http://niwaplibrary.wcl.american.edu/pubs/conf-vawa-bro-3prongsofconfidentiality/>
- Quick Reference: VAWA Confidentiality Protections: Quoting Statutes, Regulations and DHS Policies 3.29.19 http://niwaplibrary.wcl.american.edu/pubs/federal-law-quotes-vawa-confidentiality-protections_3-29-19/
- VAWA Confidentiality Protections for Immigrant Crime Victims (Webpage) (February 23, 2017) <http://niwaplibrary.wcl.american.edu/vawa-confidentiality-materials-tools/>
- Chapter 3.2: VAWA Confidentiality and Breaches of Confidentiality <https://niwaplibrary.wcl.american.edu/pubs/certifying-early-7-24-17-final-w-logo>
- Chapter 3: VAWA Confidentiality, History, Purpose, DHS Implementation, and Violations of VAWA Confidentiality Protections

<http://niwaplibrary.wcl.american.edu/pubs/ch3-vawa-confidentiality-history-purpose/>

- Utilizing VAWA Confidentiality Protections in Family Court Proceedings**
<https://www.civresearchinstitute.com/online/article.php?pid=6&iid=1270>

Statute, Regulations, Policies and DHS Publications

- Interlineated statute
<http://niwaplibrary.wcl.american.edu/pubs/vawa-confidentiality-interlineated/>
- VAWA Confidentiality Statutes, Legislative History and Implementing Policy (2.23.17)
<http://niwaplibrary.wcl.american.edu/pubs/vawa-confidentiality-statutes-leg-history/>
- Executive Office of Immigration Review EOIR: VAWA Confidentiality Procedures for Immigration Court
<http://niwaplibrary.wcl.american.edu/pubs/operating-policies-procedures-memorandum-no-97-7-procedures-identifying-potential-battered-spouse-battered-child-cases/>

VAWA Confidentiality and Courthouse Enforcement Policies

- Civil Immigration Enforcement Actions Inside Courthouses (January 10, 2018)
<http://niwaplibrary.wcl.american.edu/wp-content/uploads/ICE-Directive-1.10.2018-003.pdf>
- VAWA Confidentiality Protections, Courthouse Enforcement, and Sensitive Location Policies at a Glance (3.29.19)
<http://niwaplibrary.wcl.american.edu/pubs/vawa-protections-in-state-courts-and-cases/>
- Immigration and Customs Enforcement January 2018 Courthouse Enforcement Policy and VAWA Confidentiality Protections for Immigrant Crime Victims
<http://niwaplibrary.wcl.american.edu/courthouse-protections-and-crime-victims/>
- Courthouse Immigration Enforcement: Steps State Courts Are Taking (2018)
<https://niwaplibrary.wcl.american.edu/pubs/courthouse-immigration-enforcement-steps-courts-are-taking-10-10-18>
- Family and Criminal Court Scenarios in Which Courts Will Encounter Immigrants Who Are Eligible for Immigration Protections <https://niwaplibrary.wcl.american.edu/pubs/court-scenarios-encountering-imm-eligible>

VAWA Confidentiality and State Court Discovery

- Quick Reference Guide for Judges: VAWA Confidentiality and Discovery Related Case Law
<http://niwaplibrary.wcl.american.edu/pubs/judges-vawa-confidentiality-cases-and-discovery/>
- Court Rulings Confirm Federal VAWA Confidentiality Protections Bar Discovery of VAWA Confidentiality Protected Information in State Family Court Proceedings
<http://niwaplibrary.wcl.american.edu/pubs/conf-vawa-tool-hawkedemajfactsheet/>
- Discovery and Use of Immigration Protected Information in Court Checklist (2019)
<https://niwaplibrary.wcl.american.edu/pubs/ca-discovery-vawa-confidentiality-bench-card>
- VAWA Confidentiality and Criminal Cases: How Prosecutors Should Respond to Discovery Attempts for Protected Information
<http://niwaplibrary.wcl.american.edu/pubs/discovery-and-vawa-confidentiality-tool-final-7-24-17/>
- Quick Reference Guide for Prosecutors: U Visa and VAWA Confidentiality Related Case Law
<https://niwaplibrary.wcl.american.edu/pubs/quick-reference-guide-for-prosecutors-u-visa-and-vawa-confidentiality>

Securing a Detained Parent's Participation in Court Proceedings Involving Children

- Parental-Guardian Interests Directive: How to Get a Detained or Removed Person to Court for Family Court Cases Involving Children or Incapacitated Adults (July 12, 2022)
<https://niwaplibrary.wcl.american.edu/pubs/how-to-get-a-detained-parent-to-court>
- How to Get a Detained Person to Court for Family Court Cases Involving Children (June 12, 2021) (1701) <https://niwaplibrary.wcl.american.edu/pubs/how-to-get-a-detained-parent-to-court> *
- Press Release: ICE Extends Preservation of Parental Guardian Interests (July 14, 2022)
<https://niwaplibrary.wcl.american.edu/pubs/ice-parental-interests-press-release> + (12641)
- ICE, 11064.3 Parental Guardian Interests Directive (July 14, 2022)
<https://niwaplibrary.wcl.american.edu/pubs/parental-guardian-interests-directive> + (12640)
- DHS Detained Parent Directive (May 2018) (244)
<http://niwaplibrary.wcl.american.edu/pubs/ice-detained-parent-directive-may-5018/> +
- DHS Fact Sheet ICE Policies and Procedures Involving Detained Parents and Legal Guardians (March 2018) (243) <http://niwaplibrary.wcl.american.edu/pubs/factsheetdetainedparents/> +
- Detained or Deported: What About My Children? What to do if You Can't Be With Them?
<https://niwaplibrary.wcl.american.edu/pubs/fam-manual-womensrefcomission2014>
- Designation of Temporary Guardian for Minor Child (Two Parents)
<https://niwaplibrary.wcl.american.edu/pubs/temp-guardian-child-two-parent>
- Designation of Temporary Guardian for Minor Child (One Parent)
<https://niwaplibrary.wcl.american.edu/pubs/temp-guardian-child-one-parent>
- Custody Proceedings – Jurisdiction and Service of Process
<https://niwaplibrary.wcl.american.edu/pubs/custody-jurisdiction-and-service>
- Escorting Detained Parents and Other Immigrants to Court
<https://niwaplibrary.wcl.american.edu/pubs/escorting-detained-parents-court>

INTERSECTION OF FAMILY COURTS WITH VICTIM'S IMMIGRATION PROTECTIONS

- When Immigration Issues Arise in Custody Cases Involving Immigrant Survivors: Strategies Roadmap for Family Lawyers Handout (January 24, 2013) <https://niwaplibrary.wcl.american.edu/pubs/imm-issues-custody-cases>
- Power of Attorney Designation Instructions for Guardianship of Child
https://niwaplibrary.wcl.american.edu/pubs/fam-qref-powrattydesignation_instruct-06-10
- The Impact of Immigration Enforcement on Child Welfare
<https://niwaplibrary.wcl.american.edu/pubs/fam-tool-immenfrocementchildwelfare>
- Immigration and Child and Family Policy Manual <https://niwaplibrary.wcl.american.edu/pubs/fam-tool-immchildfampolicy-1-12-06>
- Sample Trial Brief in Support of Defendant <https://niwaplibrary.wcl.american.edu/pubs/sample-trial-brief-defendant>
- Preparing Your Client to Testify <https://niwaplibrary.wcl.american.edu/pubs/fam-tool-prepclientstestify04-06>
- Types of Evidence to Consider Gathering During Discovery Based Upon the Issue Presented
<https://niwaplibrary.wcl.american.edu/pubs/evidence-consider-gathering>

Language Access

- Language Access General Materials (Updated June 18, 2019)
<https://niwaplibrary.wcl.american.edu/language-access-materials>
- 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/>

- Fact Sheet: Language Access in the US Court System (April 1, 2019 Updated June 12, 2021) <https://niwaplibrary.wcl.american.edu/pubs/fact-sheet-language-access-in-courts> * (77)
- Chapter 02: Ensuring Language Access to Immigrant Victims of Sexual Assault (2013) <https://niwaplibrary.wcl.american.edu/pubs/ch2-victims-language-access> * (628)
- Working With Court Interpreters (December 2016) https://niwaplibrary.wcl.american.edu/pubs/working_with_court_interpreters * (319)
- Proper Role of a Court Interpreter <https://niwaplibrary.wcl.american.edu/pubs/lang-qref-properroleofcourtinterp> + (199)
- Questions to Ask When Qualifying an Interpreter (October 26, 2007) <https://niwaplibrary.wcl.american.edu/pubs/lang-qref-qstoasktoqualifyaninterp> * (200)
- What Court Interpreters Would Tell You if They Were Here (February 19, 2009) <https://niwaplibrary.wcl.american.edu/pubs/lang-tool-whatctinterpwouldtell1989> + (323)
- Judicial Bench Card for Court Interpretation <http://niwaplibrary.wcl.american.edu/pubs/ncsc-bench-card-language-access>
- Serving Limited English Proficient Immigrant Victims** <https://www.civicresearchinstitute.com/online/article.php?pid=6&iid=1269>
- Chapter 1.4: Laws Governing Law Enforcement Agency Provision of Language Assistance to Limited English Proficient Persons <http://niwaplibrary.wcl.american.edu/pubs/laws-governing-langauge-access/>
- Maria L's Language Access Story <https://niwaplibrary.wcl.american.edu/pubs/maria-l-language-access-story>

Protection Orders

- Immigrants and Protection Orders Bench Card <https://niwaplibrary.wcl.american.edu/pubs/battered-immigrants-protection-orders-benchcard>
- Battering or Extreme Cruelty Drawing Examples from Civil Protection Orders and Family Law Cases <http://niwaplibrary.wcl.american.edu/pubs/extreme-cruelty-examples-protection-order-2/>
- Seeking Protection Orders for Immigrant Victims** <https://www.civicresearchinstitute.com/online/article.php?pid=6&iid=1269>
- Chapter 05.1: Battered Immigrants and Civil Protection Orders <http://niwaplibrary.wcl.american.edu/pubs/ch5-1-imm-civil-protection-orders/>
- Chapter 05.2: Ensuring Access to Protection Orders for Immigrant Victims of Family Violence <http://niwaplibrary.wcl.american.edu/pubs/ch5-2-access-protection-orders/>
- Chapter 15: Jurisdictionally Sound Protection Orders <http://niwaplibrary.wcl.american.edu/pubs/ch5-3-jurisdictionallysound-cpos/>
- Battered Immigrant Women in the United States and Protection Orders: An Exploratory Research <http://niwaplibrary.wcl.american.edu/pubs/battered-women-protection-order-research/>
- Chapter 14.01: Protection Orders of Immigrant Victims for Sexual Assault <http://niwaplibrary.wcl.american.edu/pubs/ch14-protectionorders-sa>
- Unintended Consequences: How Civil Protection Orders Affect Immigrants, *Delaware Lawyer's Magazine* <http://niwaplibrary.wcl.american.edu/wp-content/uploads/DELA-W-FALL-2018.pdf>
- Creative Methods in Protecting Battered Immigrants <http://niwaplibrary.wcl.american.edu/pubs/creative-cpo-batimms/>
- Immigrant Victims of Interpersonal Violence and Protection Orders (2020) <https://niwaplibrary.wcl.american.edu/pubs/immigrant-victims-and-protection-orders-2020>

- Battered Immigrant Women in the United States and Protection Orders: An Exploratory Research <http://niwaplibrary.wcl.american.edu/pubs/battered-women-protection-order-research/>
- Use and Outcomes of Protection Orders by Battered Immigrant Women <https://niwaplibrary.wcl.american.edu/pubs/fam-gov-nijtechnicalreportprotectionorders11-10-06>

Divorce

- Bench Card: Impact of Divorce on Immigration Status <http://niwaplibrary.wcl.american.edu/pubs/divorce-bench-card/>
- Immigration Concerns for Family Law Practitioners <http://niwaplibrary.wcl.american.edu/pubs/family-law-journal-immigration-concerns-for-family-law-practitioners/> + (246)

Economic Relief – Child and Spousal Support

- Affidavits of Support and Enforceability Bench Card (September 30, 2021) <https://niwaplibrary.wcl.american.edu/pubs/affidavits-of-support-bench-card>
- State Court Bench Card: Immigration Victim’s Economic Remedies <http://niwaplibrary.wcl.american.edu/pubs/guide-judges-economic-remedies>
- Immigration Status, Work Authorization, and Ability to Sponsor Children (December 30, 2021) (6) <http://niwaplibrary.wcl.american.edu/pubs/fam-chart-immstatus> *
- Providing Economic Relief for Immigrant Victims: Child Support and Spousal Support (117-135) (Winter 2017) in Family Court Proceedings in Winning Custody Cases for Immigrant Survivors: The Clash of Laws, Cultures, Custody and Parental Rights *** (237) https://www.civicresearchinstitute.com/online/article_abstract.php?pid=6&iid=1269&aid=8306; and <https://www.courts.ca.gov/documents/BTB24-PreConIE-11.pdf>
- Immigration Concerns for Family Law Practitioners <http://niwaplibrary.wcl.american.edu/pubs/family-law-journal-immigration-concerns-for-family-law-practitioners/>
- Chapter 06.1: Countering Abuser’s Attempts to Raise Victim’s Immigration Status in Custody Cases <https://niwaplibrary.wcl.american.edu/pubs/ch6-1-counterabuserraisingimmstatus>
- Chapter 06.2: Criminal and Civil Implications for Battered Immigrants Fleeing Across State Lines with Their Children <https://niwaplibrary.wcl.american.edu/pubs/chapter-06-2-criminal-civil-implications-battered-immigrants-fleeing-across-state-lines-children>
- Chapter 06.3: The Implications of the Hague International Child Abduction Convention: Cases and Practice <https://niwaplibrary.wcl.american.edu/pubs/ch6-3-hagueintlchildabduction>
- Chapter 06.4: Ensuring Economic Relief for Immigrant Victims Through Family Law Proceedings: Child Support and Spousal Support <http://niwaplibrary.wcl.american.edu/pubs/ch6-4-ensuring-econ-relief/>
- Chapter 06.5: Immigration Status and Family Court Jurisdiction <https://niwaplibrary.wcl.american.edu/pubs/ch6-5-immstatfamctjurisdiction>
- ‘Til Death Do Us Part: Affidavits of Support and Obligations to Immigrant Spouses <http://niwaplibrary.wcl.american.edu/wp-content/uploads/Til-Death-Do-Us-Part-Final-PDF.pdf>
- Kumar v. Kumar Decision (2017) <http://niwaplibrary.wcl.american.edu/wp-content/uploads/A145181.PD-Kumar-v-Kumar-Decision-CA-App.pdf>
- Amicus Curiae brief from National Immigrant Women’s Advocacy Project in Support of Appellant Ashlyne Kumar <http://niwaplibrary.wcl.american.edu/wp-content/uploads/NIWAP-Amicus-Brief-in-Support-of-Appeal.pdf>

- Bench Card for State Court Judges on Common Issues that Arise From Parties' Immigration Status: Economic Remedies (March 10, 2022) <https://niwaplibrary.wcl.american.edu/pubs/benchcard-economic-relief>
- Affidavits Are Forever: Public Charge, Domestic Violence, and the Enforceability of Immigration Law's Affidavit of Support (November 30, 2022) <https://niwaplibrary.wcl.american.edu/pubs/affidavits-are-forever-thronson>
- Court's Role in Promoting Access to Justice for Immigrant Survivors, Justice for Families, Technical Assistance Newsletter (January 25, 2023) https://niwaplibrary.wcl.american.edu/pubs/jff_newsletter_fall_2022

Child Abuse, Neglect, Child Welfare and Termination of Parental Rights

- Protecting Parental Rights When the Immigrant Parent is Detained or Deported (137-151)(Winter 2017) in Family Court Proceedings in Winning Custody Cases for Immigrant Survivors: The Clash of Laws, Cultures, Custody and Parental Rights *** (236) https://www.civresearchinstitute.com/online/article_abstract.php?pid=6&iid=1269&aid=8306; and <https://www.courts.ca.gov/documents/BTB24-PreCon1E-11.pdf>
- Fact Sheet on State v. Maria L. <http://niwaplibrary.wcl.american.edu/pubs/fact-sheet-state-v-maria/>
- In Re Interest of Angelica L. and Daniel L. (N.W.2d) (June 26, 2009) <http://niwaplibrary.wcl.american.edu/pubs/nebraska-advance-sheets/> + (295)
- Toolkit: Detention and Termination of Parental Rights (October 2012) <http://niwaplibrary.wcl.american.edu/pubs/terminationofparentalrightsindetention/> ** (219)
- NCJFCJ Deportation and Children https://www.ncjfcj.org/wp-content/uploads/2017/04/NCJFCJ_Deportation_Children_Final_0.pdf + (297)
- SYNERGY: National Council of Juvenile and Family Court Judges, Intersection of Immigration Enforcement and the Child Welfare System (November 25, 2013) <https://onlinelibrary.wiley.com/doi/abs/10.1111/jfcj.12010> + (509)
- David B. Thronson & Veronica T. Thronson, Immigration Issues-Representing Children Who Are Not United States Citizens, in Child Welfare Law and Practice: Representing Children, Parents and State Agencies in Abuse, Neglect and Dependency Cases (Donald N. Duquette, Ann M. Haralambie, and Vivek Sankaran eds., 3d ed., National Association of Counsel for Children 2016) <https://www.amazon.com/Child-Welfare-Law-Practice-Representing/dp/1932779140> + (221)
- States Definitions of Child Abuse and Neglect (November 7, 2016) <http://niwaplibrary.wcl.american.edu/state-definitions-child-abuse-neglect/> * (2171)
- Immigration in Child Welfare System Case Studies (May 2018) https://www.americanbar.org/content/dam/aba/administrative/child_law/Immigration%20in%20CWS%20Case%20Studies_final.pdf + (294)
- Guide for State Courts in Cases Involving Unaccompanied Immigrant Children (2015) http://www.sji.gov/wp/wp-content/uploads/15-167_NCSC_UICGuide_FULL-web1.pdf + (288)
- Unaccompanied Immigrant Children And The State Courts (2015) http://www.sji.gov/wp/wp-content/uploads/Information-Card_UAC-and-the-State-Courts.pdf + (300)
- HHS: Immigration and Child Welfare (April 2015) <https://www.childwelfare.gov/pubs/issue-briefs/immigration/> + (289)
- Immigrant Families and Child Welfare Systems: Emerging Needs and Promising Policies (April 2019) <https://www.migrationpolicy.org/research/immigrant-families-child-welfare-systems> + (245)
- NCJFCJ Improving Child Welfare Practice for Immigrant Victims of Domestic Violence (Webinar) (June 20, 2018) <https://www.ncjfcj.org/webcasts/improving-child-welfare-practice-for-immigrant-victims-of-domestic-violence/> + (247)

- NCJFCJ Deportation and Children
https://www.ncjfcj.org/wp-content/uploads/2017/04/NCJFCJ_Deportation_Children_Final_0.pdf + (297)
- SYNERGY: National Council of Juvenile and Family Court Judges, Intersection of Immigration Enforcement and the Child Welfare System (November 25, 2013)
<https://onlinelibrary.wiley.com/doi/abs/10.1111/jfcj.12010> + (509)
- David B. Thronson & Veronica T. Thronson, Immigration Issues-Representing Children Who Are Not United States Citizens, in Child Welfare Law and Practice: Representing Children, Parents and State Agencies in Abuse, Neglect and Dependency Cases (Donald N. Duquette, Ann M. Haralambie, and Vivek Sankaran eds., 3d ed., National Association of Counsel for Children 2016)
<https://www.amazon.com/Child-Welfare-Law-Practice-Representing/dp/1932779140> + (221)
- Protecting Assets & Child Custody in the Face of Deportation
<https://niwaplibrary.wcl.american.edu/pubs/fam-tkit-protectingassetschildcustodyfacingdeportation>

FORMS OF IMMIGRATION RELIEF

- Bench Card: Overview of Types of Immigration Status
<http://niwaplibrary.wcl.american.edu/pubs/bchcrd-immstatustypes>
- Family Court Bench Card on Immigration Rights of Battered Spouses, Children and Immigrant Crime Victims
<http://niwaplibrary.wcl.american.edu/pubs/judg-tkit-bchcrdvictimsimmrights10-11-13>
- Bench Card: DHS Enforcement Priorities Information for State Court Judges
<http://niwaplibrary.wcl.american.edu/pubs/dhsenforcementpriorities-benchcard/>
- State courts and the Protection of Immigrant Crime Victims and Children (November 2013)
<http://niwaplibrary.wcl.american.edu/pubs/imm-ppwbnr-statecrtsprotectionofimmchildrencrimevictims-11-08-13/>
- Privacy Protections for Immigrant Victims of Domestic Violence, Sexual Assault, Human Trafficking, Child Abuse and Other Immigrants Applying for Public Benefits (October 14, 2020)
<https://niwaplibrary.wcl.american.edu/pubs/limits-on-required-government-agency-reporting> * (3146)

IMMIGRATION RELIEF FOR CRIME VICTIMS AND CHILDREN

Know Your Rights Information

- DHS Interactive Infographic on Protections for Immigrant Victims
<https://niwaplibrary.wcl.american.edu/pubs/infographic-on-protections-for-immigrant-victims>
- Immigration Options for Victims of Crime -DHS Brochure
<http://niwaplibrary.wcl.american.edu/pubs/imm-options-victims-of-crimes/>
- Blue Campaign: What You Can Do- Recognizing and Supporting Trafficking Victims in the Courtroom
<http://niwaplibrary.wcl.american.edu/pubs/bc-pamphlet-judicial-english>
- Multilingual Materials for Victims and Advocates
<https://niwaplibrary.wcl.american.edu/multilingual-materials-by-title>
- Pathways to Immigration Relief for Students (June 20, 2014)
<http://niwaplibrary.wcl.american.edu/pubs/screening-students-for-immigraiton-protections/>
- Information on the Legal Rights Available to Immigrant Victims of Domestic Violence in the United States and Facts about Immigrating on a Marriage-Based Visa (October 27, 2010)
<http://niwaplibrary.wcl.american.edu/pubs/marriage-based-legal-rights>
- Brochure: Continued Presence & Temporary Immigration Status for Victims of Human Trafficking
<http://niwaplibrary.wcl.american.edu/pubs/bc-pamphlet-english>
- Immigration Relief for Abused Children
http://niwaplibrary.wcl.american.edu/pubs/uscis_sijs_brochure
- Special Immigrant Juvenile Status: Information for Juvenile Courts

- <http://niwaplibrary.wcl.american.edu/pubs/uscis-sijs-for-courts>
- Special Immigrant Juvenile Status: Information for Child Welfare Workers
<http://niwaplibrary.wcl.american.edu/pubs/uscis-sijs-info-for-childwelfareworkers>
- USCIS Brochure: Female Genital Mutilation or Cutting
http://niwaplibrary.wcl.american.edu/pubs/fgmc_brochure_final/
- Center for Countering Human Trafficking (CCHT) Continued Presence Pamphlet
https://www.dhs.gov/sites/default/files/publications/continued_presence_pamphlet_ccht_final.pdf + (12490)
- Somewhere to Turn Manual <https://niwaplibrary.wcl.american.edu/pubs/somewhere-to-turn>

DHS Immigration Policies

- NIWAP, New Department of Homeland Security Policies Released 2021: Importance for Immigrant Survivors (October 14, 2021) <https://niwaplibrary.wcl.american.edu/dhspoliciesreleased2021>
- Prosecutorial Discretion: Certain Victim, Witnesses and Plaintiffs (June 17, 2011)
<http://niwaplibrary.wcl.american.edu/pubs/discretion-victims-witnesses-plaintiffs/>

U AND T VISA CERTIFICATION

- U Visa Certification and T Visa Declaration Toolkit for Federal, State, and Local Judges, Commissioners, Magistrates, and other Judicial Officers (August 12, 2020)
<https://niwaplibrary.wcl.american.edu/pubs/judges-u-and-t-certification-toolkit-2020>
- Model U and T Visa certification Protocol for State Courts (October 29, 2020)
<https://niwaplibrary.wcl.american.edu/pubs/u-t-visa-certification-protocol-courts>
- U Visa Quick Reference for Judges (October 14, 2020) <https://niwaplibrary.wcl.american.edu/pubs/u-visa-quick-reference-guide-for-judges>
- “U Visa Timeline with Background Checks With 2021 Bona Fide Policy” (March 29, 2019, Update September 15, 2021) <https://niwaplibrary.wcl.american.edu/pubs/u-visa-timeline>
- T Visa Quick Reference Guide for Judges (October 14, 2020)
<https://niwaplibrary.wcl.american.edu/pubs/t-visa-quick-reference-guide-judges>
- U-Visa Application Flow Chart for Judges (October 14, 2020)
https://niwaplibrary.wcl.american.edu/pubs/u-visa-flowchart_judges
- T Visa Application Flow Chart for Judges (July 3, 2020) <https://niwaplibrary.wcl.american.edu/pubs/t-visa-application-flowchart-judges>
- U Visa Protections for Family Members (July 3, 2020) <https://niwaplibrary.wcl.american.edu/pubs/u-visa-family-member>
- T Visa Protections for Family Members (July 3, 2020) <https://niwaplibrary.wcl.american.edu/pubs/t-visa-family-member>
- U-Visa: "Helpfulness" Checklist (October 21, 2019)
<https://niwaplibrary.wcl.american.edu/pubs/u-visa-helpfulness-checklist>
- DHS U and T Visa Law Enforcement Resource Guide (November, 2015)
<http://niwaplibrary.wcl.american.edu/pubs/dhs-updated-u-certification-resource-guide-2015/>
- DHS Policy Answers to Law Enforcement Reasons for Not Certifying
<http://niwaplibrary.wcl.american.edu/pubs/dhs-answers-to-reasons-for-not-certifying>
- Bench Card: U and T Visa Certification Reporting Requirements in California (June 25, 2020)
<https://niwaplibrary.wcl.american.edu/pubs/ca-bench-card-u-t-reporting>
- U and T Visa Certifications and Certification Reporting Requirements in California (June 25, 2020)
<https://niwaplibrary.wcl.american.edu/pubs/ca-u-t-visa-certification-reporting>
- USCIS U Visa Certification Fact Sheet Q&A
<http://niwaplibrary.wcl.american.edu/pubs/imm-relief-victims-trafficking-and-other>

- 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>
- Collection of U Visa News Articles <http://niwaplibrary.wcl.american.edu/pubs/uvisa-news-articles/>
- 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>
- Bench Card: DHS Enforcement Priorities, Courthouse Enforcement and Sensitive Location Policies and Memoranda: Information for State Court Judges <https://niwaplibrary.wcl.american.edu/pubs/dhsenforcementpriorities-benchcard>
- Understanding the Judicial Role in U-Visa Certification, American Journal of Family Law <http://niwaplibrary.wcl.american.edu/judicial-role-u-visa-cert/>
- Immigrant Crime Victims and U Visa Certification – What is it and Why Should Judges Care? (National) <http://niwaplibrary.wcl.american.edu/pubs/national-uvisa-judicial-training-update/>
- Immigrant Crime Victims and U Visa Certification – What is it and Why Should Judges Care? (Minnesota) <http://niwaplibrary.wcl.american.edu/pubs/minnesota-uvisa-judicial-training-update/>
- U Visa Certification by Judges: Minnesota Board of Judicial Standards Opinion <http://niwaplibrary.wcl.american.edu/pubs/mn-board-judicial-standards-opinion-2015-2-final/>
- State Laws <http://niwaplibrary.wcl.american.edu/state-u-visa-certification-laws/>
- T Visa Certification Resource Guide (November 29, 2021) <https://niwaplibrary.wcl.american.edu/pubs/tlea-policy-resource-guide> + (12417)
- Human Trafficking and the T-Visa (July 10, 2014) <http://niwaplibrary.wcl.american.edu/pubs/ch11-human-trafficking-and-t-visa> ** (516)
- T-Visa Timeline with Background Checks (June 12, 2021) <http://niwaplibrary.wcl.american.edu/pubs/t-visa-timeline> * (85)

SPECIAL IMMIGRANT JUVENILE STATUS, CHILD ABUSE & PROTECTIVE BATTERED IMMIGRANT PARENTS

Full Training Manual

- The Special Immigrant Juvenile Status Bench Book: A National Guide to Best Practice for Judges and Courts (April 2018) <https://niwaplibrary.wcl.american.edu/pubs/sijs-bench-book-complete>

SIJS Bench Book Selected Chapters and Appendices Relevant to Family Lawyers

- Chapter I – Introduction to Special Immigrant Juvenile Status <http://niwaplibrary.wcl.american.edu/pubs/ch-i-intro-to-sijs/>
- Chapter II – Details About Special Immigrant Juvenile Status (SIJS) Findings <http://niwaplibrary.wcl.american.edu/pubs/details-about-special-immigrant-juvenile-status-sijs-findings/>
- Chapter III – Abuse, Abandonment, or Neglect – The Role of State Law Definitions in Special Immigrant Juvenile Status Findings <http://niwaplibrary.wcl.american.edu/pubs/abuse-abandonment-or-neglect/>
- Chapter IV – Application of the Best Interest of the Child Standard in SIJS <http://niwaplibrary.wcl.american.edu/pubs/application-of-the-best-interest-of-the-child-standard-in-sijs-2/>
- Chapter V-2 – Civil Protection Orders Quick Reference Guide <http://niwaplibrary.wcl.american.edu/pubs/ch-v2-civil-protection-orders-quick-reference-guide/>
- Chapter V-3 – Custody Quick Reference Guide <http://niwaplibrary.wcl.american.edu/pubs/ch-v3-custody-quick-reference-guide/>
- Chapter VII – Service of Process in SIJS

- <http://niwaplibrary.wcl.american.edu/pubs/chapter-vii-service-of-process-in-sijs/>
- Family Law Service of Process and Jurisdiction Requirements Charts
<https://niwaplibrary.wcl.american.edu/family-law-service-jurisdiction-charts>
- Appendix J – Types of Proceedings SIJS Findings
<http://niwaplibrary.wcl.american.edu/pubs/appendix-j-types-of-proceedings-sijs-findings/>
- Appendix K – State Law Definitions of Child Abuse
<http://niwaplibrary.wcl.american.edu/pubs/appendix-k-state-law-definitions-of-child-abuse-chart/>
- Appendix L – Abandonment of Children Statutes Definitions
<http://niwaplibrary.wcl.american.edu/pubs/appendix-l-abandonment-of-children-statutes-definitions/>
- Appendix M – State Law Definitions of Child Neglect
<http://niwaplibrary.wcl.american.edu/pubs/appendix-m-state-law-definitions-of-child-neglect-chart/>
- Appendix N – Domestic Violence Includes Child Abuse and Child Neglect
<http://niwaplibrary.wcl.american.edu/pubs/appendix-n-domestic-violence-abuse-and-neglect/>
- Appendix O – States Definitions of Child Endangerment as More Severe Than Neglect
<http://niwaplibrary.wcl.american.edu/pubs/appendix-o-endangerment-chart/>
- Appendix P – State Law Definitions of Forced Marriage as Child Abuse
<http://niwaplibrary.wcl.american.edu/pubs/appendix-p-forced-marriage-chart/>
- Best Interests of the Child State-by-State Maps and Comparison Charts (Updated July 7, 2021)
<https://niwaplibrary.wcl.american.edu/best-interest-of-the-child> * (151)
- Appendix Q – Best Interests of the Child Matrix (December 27, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q-best-interests-of-the-child-matrix/> * (128)
- Appendix Q-1 – Best Interests of the Child All Factors (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q1-best-interests-of-the-child-all-factors/> * (129)
- Appendix Q-2 – Best Interests – Catch All (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q2-best-interests-catch-all/> * (130)
- Appendix Q-3 – Best Interests – Child’s Family Relationships (December 29, 2017)
http://niwaplibrary.wcl.american.edu/pubs/appendix-q3-best-interests-child_s-family-relationships/ * (131)
- Appendix Q-4 – Best Interests – Child’s Needs (December 29, 2017)
http://niwaplibrary.wcl.american.edu/pubs/appendix-q4-best-interests-child_s-needs/ * (132)
- Appendix Q-5 – Best Interests – Child’s Wishes (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q5-best-interests-childs-wishes/> * (133)
- Appendix Q-6 – Best Interests Continuity and Stability of Child Factor (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q6-best-interests-continuity-stability-of-child/> * (134)
- Appendix Q-7 – Best Interests of the Child – Family Violence (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q7-best-interests-family-violence/> * (135)
- Appendix Q-8 – Best Interests – Joint Custody (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q8-best-interests-joint-custody/> * (136)
- Appendix Q-9 – Best Interests – Parental Cooperation Conflict (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q9-best-interests-parental-cooperation-conflict/> * (137)
- Appendix Q-10 – Best Interests – Parental Fitness (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q10-best-interests-parental-fitness/> * (138)
- Appendix Q-11 – Best Interests – Parental Wishes (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q11-best-interests-parental-wishes/> * (139)
- Appendix Q-12 – Best Interests – Substance Abuse, Mental Illness, and Criminal History Factor (December 29, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-q12-best-interests-substance-abuse-mental-illness-crim-hist/> * (140)

- Appendix R - Custody in Protection Orders Proceedings
<http://niwaplibrary.wcl.american.edu/pubs/appendix-r-custody-in-protection-orders-proceedings/>
- Appendix X – SIJS Case Law Chart (Update September 15, 2021)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-x-sijs-case-law-chart/>
- Appendix Y – States with Rules Identical to FRCP 4
<http://niwaplibrary.wcl.american.edu/pubs/appendix-y-states-with-rules-identical-to-frcp-4/>

SIJS Training Materials

- Factors That Can Demonstrate That It is Not in a Child’s Best Interests to be Returned to Their Home Country (October 2018)
<http://niwaplibrary.wcl.american.edu/pubs/best-interest-not-to-return>
- Immigration Protection Screening Checklist: Special Immigrant Juvenile Status
<http://niwaplibrary.wcl.american.edu/pubs/imm-sijs-checklist>
- Abused, Abandoned, or Neglected: Legal Options for Recent Immigrant Women and Girls (August 2016)
<http://niwaplibrary.wcl.american.edu/pubs/legal-options-recent-imm-women-and-girls>
- Comparison Chart of VAWA, U, and SIJS
<http://niwaplibrary.wcl.american.edu/pubs/comparison-chart-vawa-u-sijs>
- Representing Undocumented Children Who Have Been Abused, Neglected, or Abandoned (Special Immigrant Juvenile Status)**
<https://www.civicresearchinstitute.com/online/article.php?pid=6&iid=1270>

VAWA SELF-PETITION AND BATTERED SPOUSE WAIVER

- Introduction to VAWA Self-Petitioning and Flow Charts
<https://niwaplibrary.wcl.american.edu/pubs/vawa-self-petitioning-intro-and-flow-charts-pdf>
- Battering or Extreme Cruelty: Drawing Examples from Civil Protection Order and Family Law Cases
<https://niwaplibrary.wcl.american.edu/pubs/extreme-cruelty-examples-protection-order-2>
- Information on the Legal Rights Available to Immigrant Victims of Domestic Violence in the US and Facts about Immigrating on a Marriage-based Visa
<http://niwaplibrary.wcl.american.edu/pubs/marriage-based-legal-rights>

PUBLIC BENEFITS ACCESS OF IMMIGRANT VICTIMS

- Public Benefits Bench Card
<http://niwaplibrary.wcl.american.edu/pubs/pb-bchcrd-pubbenefits>
- Public Benefits Map
<http://map.niwap.org/>
- State by State public benefits charts – by immigrant victim case type and benefits program
<http://niwaplibrary.wcl.american.edu/all-state-public-benefits-charts/>
Leslye E. Orloff, Annotated Statutes Related to Public Benefits Eligibility for Immigrant Survivors of Domestic Violence, Child Abuse and Human Trafficking (October 31, 2021)
<https://niwaplibrary.wcl.american.edu/pubs/qualified-immigrant-and-deeming-annotated-statutes>
- VAWA Public Benefits Eligibility Process: VAWA Self-petitioners, VAWA Cancellation of Removal, and VAWA Suspension of Deportation
<http://niwaplibrary.wcl.american.edu/pubs/vawa-eligibility-process>
- U Visa Victims Benefits Eligibility Process (Bench Card)
<http://niwaplibrary.wcl.american.edu/pubs/u-visa-benefits-benchcard>

- Public Benefits for U Visa Applicants (June 19, 2015) <https://niwaplibrary.wcl.american.edu/pubs/u-visa-publicbenefits> * (10)
- Trafficking Victims Benefits Eligibility Process (Bench Card) <http://niwaplibrary.wcl.american.edu/pubs/bchcrd-trafficking-victim-benefits-eligibility-process>
- Joint Agency Letter on Shelters and Transitional Housing <http://niwaplibrary.wcl.american.edu/joint-agency-letter-shelters-transitional-housing/>
- Access to Publicly Funded Legal Services for Battered Immigrants <http://niwaplibrary.wcl.american.edu/pubs/lsc-tool-accesspubliclyfundedls>
- Advisory Opinion 2016-002: Providing Legal Services for Children Seeking Special Immigrant Juvenile Status <http://niwaplibrary.wcl.american.edu/pubs/lsc-ao-2016-002-revised/>
- Access to Public and Assisted Housing VAWA Self-Petitioners –Webpage (January 26, 2017) <http://niwaplibrary.wcl.american.edu/access-public-assisted-housing-vawa-self-petitioners/>
- NIWAP Webpage, Healthcare Available to Immigrant Crime Victims During the COVID-19 Pandemic (August 1, 2021) <https://niwaplibrary.wcl.american.edu/healthcare-available-to-immigrant-crime-victims-during-the-covid-19-pandemic>
- Public Benefits, Immigrants’ Rights and COVID-19 (May 27, 2020 (Update June 12, 2021)) <https://niwaplibrary.wcl.american.edu/pubs/cares-act-unemployment-imm-victims> ** (189)
- Immigrant Crime Victims and Public Charge: Post-VAWA 2013 <https://niwaplibrary.wcl.american.edu/pubs/public-charge-ground-of-inadmissibility-and-immigrant-crime-victims>
- Programs Open to Immigrant Victims and All Immigrants Without Regard to Immigration Status <http://niwaplibrary.wcl.american.edu/pubs/programs-open-to-all-immigrants>
- Anti-Discrimination Provisions that Apply to Programs Receiving Federal Funding Serving Victims of Violence against Women Crimes <http://niwaplibrary.wcl.american.edu/pubs/pb-tool-antidiscrimlaws/>
- NCJFCJ Legal Rights of Immigrant Child Commercial Sex Trafficking Survivors: Public Benefits, Housing, & Victim Services (December 2, 2021) <https://niwaplibrary.wcl.american.edu/cse-benefits-ncjfcj>
- “Yes We Can!: Public Benefits for Immigrant Survivors” (April 19, 2013) <https://niwaplibrary.wcl.american.edu/public-benefits-webinar>
- Bench Card: Special Immigrant Juvenile Status (SIJS) Immigration and Public Benefits Eligibility Process (July 13, 2022) <https://niwaplibrary.wcl.american.edu/pubs/sijs-benefits-eligibility-bench-card-final20>
- Public Benefits Flow Charts: VAWA Self-Petition and Cancellation, U-Visas, T-Visas, and SIJS (July 30, 2014) <http://niwaplibrary.wcl.american.edu/pubs/public-benefits-flow-charts/> * (192)
- Access to Public and Assisted Housing VAWA Self-Petitioners –Webpage (August 30, 2021) <https://niwaplibrary.wcl.american.edu/vawas-public-assisted-housing> * (12360)

ACCESS TO JUSTICE AND CRIME VICTIM PROTECTIONS/RESEARCH MEMOS AND ARTICLES

- Transforming Lives Executive Summary – Transforming Lives: How the VAWA Self-Petition and the U Visa Change the Lives of Victims and Their Children After Work Authorization and Legal Immigration Status (April 12, 2021) <https://niwaplibrary.wcl.american.edu/pubs/exec-summary-transforming-lives>
- Transforming Lives Abstract, Conclusions, Recommendations – Transforming Lives: How the VAWA Self-Petition and the U Visa Change the Lives of Victims and Their Children After Work Authorization and Legal Immigration Status (April 12, 2021) <https://niwaplibrary.wcl.american.edu/pubs/transforming-lives-abstract-conclusions-recommendations>

- Transforming Lives: How the VAWA Self-Petition and the U Visa Change the Lives of Victims and Their Children After Work Authorization and Legal Immigration Status (April 12, 2021) <https://niwaplibrary.wcl.american.edu/pubs/transforming-lives-full-report>
- The Legacy of Racism for Children (July 1, 2020)** <https://global.oup.com/academic/product/the-legacy-of-racism-for-children-9780190056742?cc=us&lang=en&>
- On Their Own by Lauren Villagran for Searchlight New Mexico (June 4, 2019) <http://niwaplibrary.wcl.american.edu/pubs/on-their-own>
- ICE Memo April 2019 Memo on Crime Victims <http://niwaplibrary.wcl.american.edu/pubs/ice-memo-april-2019-memo-on-crime-victims/>
- Promoting Access to Justice for Immigrant Crime Victims and Children: Findings of a National Judicial Survey and Recommendations (2018) <http://niwaplibrary.wcl.american.edu/pubs/trends-in-state-courts-survey-findings/>
- David B. Thronson, *Of Borders and Best Interests: Examining the Experiences of Undocumented Immigrants in U.S. Family Courts*, 11 TEX. HISP. J.L. & POL'Y 45 (2005) (reprinted at 11 Bender's Immigration Bulletin 7 (Jan. 1, 2006); reprinted at 27 IMMIGR. & NAT'LITY L. REV. (2007); reprinted in INTERNATIONAL FAMILY LAW (Ann Laquer Estin, ed., Elgar Publishing 2016)). https://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=625594
- The Central Role of Victim Advocacy for Victim Safety While Victims' Immigration Cases Are Pending (July 29, 2014) <https://niwaplibrary.wcl.american.edu/pubs/imm-qref-safetyplanning>
- Protection Orders and Battered Immigrants: The Impact of Attorneys and Advocates (June 20, 2014) <http://niwaplibrary.wcl.american.edu/pubs/battered-imms-cpo-advocacy/>
- Early Access to Work Authorization For VAWA Self-Petitioners and U Visa Applicants (February 12, 2014) http://library.niwap.org/wp-content/uploads/2015/FINAL_Report-on-Early-Access-to-EAD_02.12.pdf
- David B. Thronson, *Choiceless Choices: Deportation and the Parent-Child Relationship*, 6 NEV. L.J. 1165 (2006) (reprinted at 12 BENDER'S IMMIGRATION BULLETIN 167 (February 15, 2007); reprinted in JUSTICE, POLITICS AND THE FAMILY, Daniel Engster and Tamara Metz, eds., Paradigm Publishers 2013)). https://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=625594
- David B. Thronson, *Creating Crisis: Immigration Raids and the Destabilization of Immigrant Families*, 43 WAKE FOREST L. REV. 391 (2008). https://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=625594
- David B. Thronson, *You Can't Get Here From Here: Toward A More Child-Centered Immigration Law*, 14 VA. J. SOC. POL'Y & L. 58 (2006). https://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=625594

WEBINARS FOR FAMILY LAWYERS AND JUDGES

Custody, Immigrant Survivors and Children

- Custody for Abused Immigrants: Tips, Tools and Best Practices (November 15, 2018) <https://niwaplibrary.wcl.american.edu/custodywbnr11-15-18>
- Child Custody and Immigration-Related Abuse: Myths and Best Practices National Webinar (December 13, 2021) <https://niwaplibrary.wcl.american.edu/custody2021> (12626)
- When State Family Law and Federal Immigration Laws Intersect: Promoting Access to the Courts and Just Outcomes for Immigrants (September 15, 2017) <http://niwap.wpengine.com/september-15-2017-promoting-just-outcomes-courts>

- Impact of DHS Enforcement Priorities on Courts: VAWA Confidentiality and Enforcement” (Webinar)(August 21, 2018) <http://niwaplibrary.wcl.american.edu/jffnm2018/>
- Expanding the Toolbox for Children in Immigrant Families: Tips and Tools for Child Welfare and Children’s Courts (March 23, 2022) <https://niwaplibrary.wcl.american.edu/mar-2021-ncjfcj> (1071)
- NCJFCJ Improving Child Welfare Practice for Immigrant Victims of Domestic Violence (June 20, 2018) <https://www.ncjfcj.org/webcasts/improving-child-welfare-practice-for-immigrant-victims-of-domestic-violence/> + (247)

Immigrant Survivors

- When Family and Immigration Laws Intersect: Case Law and Department of Homeland Security Policy Update (September 30, 2021) (12477) <https://niwaplibrary.wcl.american.edu/pubs/immigration-status-in-custody-cases> *
- Family Court Bench Card on Issues that Arise in Custody Cases Involving Immigrant Parents, Children, and Crime Victims (October 13, 2013, Updated November 30, 2021) (496) <http://niwaplibrary.wcl.american.edu/pubs/common-imm-issues-custody-cases> *
- Appendix R - Custody in Protection Orders Proceedings (November 9, 2017) <http://niwaplibrary.wcl.american.edu/pubs/appendix-r-custody-in-protection-orders-proceedings/> * (141)
- NIWAP Newsletter, Child Custody in Immigrant Families (November 15, 2018, Update October 27, 2021) (12370) <https://niwaplibrary.wcl.american.edu/pubs/2018-10-child-custody-newsletter> *
- Working With Immigrant Victims of Domestic Violence: Family Law and Immigration Relief, in Synergy The Newsletter of the Resource Center on Domestic Violence: Child Protection and Custody (Winter 2004) <https://niwaplibrary.wcl.american.edu/pubs/fam-jrnl-resourcecnc-childprotectioncstdy2004> ** (12642)
- Justice for All: How Attorneys Can Successfully Win Custody Cases for Immigrant Survivors When There Is a Clash of Laws, Cultures, Custody, and Parental Rights <https://niwaplibrary.wcl.american.edu/pubs/justice-for-all-custody-and-immigrant-victims-2014-sji>
- Common Misconceptions in Addressing Domestic Violence in Child Custody Disputes <https://niwaplibrary.wcl.american.edu/pubs/fam-jrnl-misconceptionschildcustodydisputes2003>
- Addressing Issues That Arise in Family and Criminal Court Cases Involving Immigrant Survivors in the District of Columbia (August 25, 2020) <https://niwaplibrary.wcl.american.edu/aug-2020-family-law-dc>
- Legal Protections When Child Victims Are Immigrants: The Judge’s Role (June 20, 2019) <https://niwaplibrary.wcl.american.edu/june-2019-immigrant-child-victims>
- What Courts Want to Know, What Role Can Courts Play Regarding Detained Immigrant Children and Parents (July 9, 2019) <https://niwaplibrary.wcl.american.edu/ncjfcj-webinar-4>
- Judge’s Role in Cases of Immigrant Domestic and Sexual Violence Survivors (October 15, 2018) <https://niwaplibrary.wcl.american.edu/casa-webinars-october-15-22>

Victims of Trauma

- Coercive Control in Families, the Impact on Children and Extreme Cruelty (October 16, 2020) <https://niwaplibrary.wcl.american.edu/coercive-control-extreme-cruelty>
- 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 (February 24, 2014) (Tips from expert psychologist) <https://niwaplibrary.wcl.american.edu/hands-on-trauma-crisis-training>
- Trauma-Informed Care: Promoting Healing While Strengthening Survivors' Immigration Cases (October 30, 2013) <http://niwaplibrary.wcl.american.edu/trauma-informed-care>
- Trauma-Informed Care, Part 2: The Nuts and Bolts of Immigration Story Writing Intervention (March 19, 2014) <http://niwaplibrary.wcl.american.edu/trauma-informed-interviews-story-writing>

- Legal Protections and Forensic Considerations for Immigrant and Refugee Child Victims (November 8, 2017) <http://niwaplibrary.wcl.american.edu/nov2017iafnwebinar>
- Trauma-Informed Webinar Series: Trauma-Informed Legal Advocacy (Oct. 23, 2018) <http://niwaplibrary.wcl.american.edu/times-up-oct-23>
- Enhancing Safety Planning and Immigrant Survivors' Access to Public Benefits and Services in Prince George's County Through A Trauma-Informed Approach (October 29, 2020) <http://niwaplibrary.wcl.american.edu/benefits-prince-georges-county-2020>

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>
- Impact of DHS Enforcement Priorities on Courts: VAWA Confidentiality and Enforcement (August 21, 2018) <https://niwaplibrary.wcl.american.edu/jffnm2018>
- NCJFCJ VAWA Confidentiality and Protections for Immigrant Victims of Domestic Violence (October 31, 2017) <https://niwaplibrary.wcl.american.edu/oct2017vawaconfidentialitywebinar>
- VAWA Confidentiality: Understanding the Three Safeguards and Limited Discovery Exceptions When Advocating for Survivors in Family and Criminal State Courts (February 9, 2015) <https://niwaplibrary.wcl.american.edu/vawa-confidentiality-webinar>

U and T Visa Certification by Judges

- U Visa Certifications and Special Immigrant Juvenile Status: A Judge's Role (November 30, 2018) <https://niwaplibrary.wcl.american.edu/11-30-webinaruvisasijs>
- Expert Advice for Judges: How to Handle U Visa Certification Requests (December 1, 2014) <http://niwaplibrary.wcl.american.edu/december-1-2014-expert-advice-for-judges-webinar/>
- Obtaining U Visa Certification from Judges in Protection Order, Family, Criminal, and Other State Court Proceedings (February 20, 2014) <https://niwaplibrary.wcl.american.edu/webinar-u-visa-certification-by-state-court-judges>
- DHS U and T Visa Certification Videos for Law Enforcement (Helpful to courts and all certifiers) (September 26, 2013) <https://niwaplibrary.wcl.american.edu/dhs-roll-call-videos>

Trafficking

- July 6, 2021: National Judicial Network "Judicial Responses to Labor Trafficking" (Webinar 1) <https://niwaplibrary.wcl.american.edu/njn-labor-web-jul-21>

Parental Kidnapping

- Flight Risk of Foreign-Born Parents with Children (June 12, 2021) (2495) <https://niwaplibrary.wcl.american.edu/pubs/flight-risk-of-parents-with-children> *
- Border Crossings: Understanding the Civil, Criminal, and Immigration Implications for Battered Immigrants Fleeing Across State Lines with Their Children (12420) <https://niwaplibrary.wcl.american.edu/pubs/border-crossings-battered-immigrants-fleeing-across-state-lines-children> **
- Chapter 06.3: The Implications of the Hague International Child Abduction Convention: Cases and Practice (July 1, 2013) (249) <http://niwaplibrary.wcl.american.edu/pubs/ch6-3-hagueintlchildabduction/> **

Access to Public Benefits

- Public Benefits and Services Legally Available to Immigrant Children and Victims – What Courts Need to Know (April 18, 2019) <https://niwaplibrary.wcl.american.edu/public-benefits-courts-webinar-4-18-19>
- Public Benefits Bench Card
<http://niwaplibrary.wcl.american.edu/pubs/pb-bchcrd-pubbenefits> * (5)
- Public Benefits Map
<http://map.niwap.org/> * (232)
- All State Public Benefits Charts and Interactive Map – by immigrant victim case type and benefits program (Updated 2021) <http://niwaplibrary.wcl.american.edu/all-state-public-benefits-charts/> * (193)
- State-Funded Public Benefits Comparison Chart (July 22, 2021, updated July 7, 2022)
<https://niwaplibrary.wcl.american.edu/pubs/state-benefits-comparison-chart> * (2585)

Custody Domestic Violence and Coercive Control

- Families and Children Model Code on Domestic and Family Violence – Revised Chapter Four – NCJFCJ (January 2023) <https://www.ncjfcj.org/publications/revised-chapter-four-families-and-children-model-code-on-domestic-and-family-violence/>
- Coercive Control in Families, the Impact on Children and Extreme Cruelty (Presentation by Evan Stark)
<https://niwaplibrary.wcl.american.edu/coercive-control-extreme-cruelty>
- AFCC Guidelines for Examining Intimate Partner Violence
<https://niwaplibrary.wcl.american.edu/pubs/afcc-guidelines-for-examining-intimate-partner-violence>
- NCJFCJ Navigating Custody & Visitation Evaluations in Cases with Domestic Violence: A Judge’s Guide <https://niwaplibrary.wcl.american.edu/pubs/ncjfcj-navigating-guide>

Special Immigrant Juvenile Status

- Special Immigrant Juvenile Status – Best Practices of Drafting Findings (May 14, 2019)
<http://niwaplibrary.wcl.american.edu/may2019sijis/>
- State Court Findings for Youth Seeking Special Immigrant Juvenile Status (July 13, 2015)
<https://niwaplibrary.wcl.american.edu/state-court-findings-for-abused-youth-seeking-special-immigrant-juvenile-status>
- Chapter V-3 – Custody Quick Reference Guide (December 27, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/ch-v3-custody-quick-reference-guide/> * (109)
- Chapter V-7 – Guardianship Quick Reference (December 20, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/chapter-v7-guardianship-quick-reference/> * (112)
- Appendix V – Guardianship Appointment of Guardian Chart (November 27, 2017)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-v-guardianship-appointment-of-guardian-chart/> * (145)
- Appendix W – When Guardianship Terminates (February 2018)
<http://niwaplibrary.wcl.american.edu/pubs/appendix-w-when-guardianship-terminates/> * (146)

Immigrant Survivors and Custody Research

- Children of Battered Immigrant Women: An Assessment of the Cumulative Effects of Violence, Access to Services and Immigrant Status <https://niwaplibrary.wcl.american.edu/pubs/fam-tkit-childrenbatteredwomen-9-25-04>

**If you have difficulty accessing this publication please contact for assistance NIWAP at (202) 274-4457 or info@niwap.org