

RESOURCE CENTER ON DOMESTIC VIOLENCE: CHILD PROTECTION AND CUSTODY

Child Protection and Custody – A General Overview

Updated August 28, 2009

This packet is designed to provide a survey of up-to-date research and information on child protection and custody in the context of domestic violence, both in private custody matters and in child welfare/abuse and neglect matters. This packet has been prepared by the staff of the Resource Center on Domestic Violence: Child Protection and Custody, operated by the Family Violence Department of the National Council of Juvenile and Family Court Judges. The views expressed in the various articles reflect the opinions of the authors and are not necessarily the policy of the National Council of Juvenile and Family Court Judges, unless clearly indicated. If you would like further information, please contact us at P.O. Box 8970, Reno, Nevada, 89507; 1-800-527-3223.

RESEARCH, STATISTICS, AND STATUTES ON DOMESTIC VIOLENCE

- 1) National Council of Juvenile and Family Court Judges, Model Code on Domestic and Family Violence (1994).
- 2) American Bar Association Commission on Domestic Violence, *Domestic Violence Civil Protection Orders (CPOs) by State* (2007).
- 3) American Bar Association Commission on Domestic Violence, *Child Custody and Domestic Violence by State* (2008).
- 4) Nancy K. Lemon, Statutes Creating Rebuttable Presumptions against Custody to Batterers: How Effective Are They?, *William Mitchell Law Review* (2001).
- 5) National Resource Center on Domestic Violence, *General Domestic Violence Statistics Packet – Using Statistics and Evaluating Research* (2002).
- 6) Sujata Warriar, “*It’s In Their Culture*”: *Fairness and Cultural Considerations in Domestic Violence*, *Family Court Review* Vol. 46 No. 3 (2008).
- 7) Juan Carlos Areàn & Lonna Davis, National Council of Juvenile and Family Court Judges, *The Fathering After Violence Initiative: Enhancing the Safety and Well-Being of Women and Children*, *Synergy* Vol. 9 No. 2 (2005).
- 8) Jeffrey Edleson, VAWnet Applied Research Forum, *Emerging Responses to Children Exposed to Domestic Violence* (2006).

- 9) Family Violence Prevention Fund, *The Facts on Children and Domestic Violence* (available online at <http://www.endabuse.org>).
- 10) Loretta Frederick & Julie Tilley, Battered Women's Justice Project, *Effective Interventions in Domestic Violence Cases: Context is Everything* (2001).

CUSTODY AND VISITATION

- 11) Shannon Gaskins & Katy Yetter, National Council of Juvenile and Family Court Judges, *Responding to Allegations of Parental Alienation*, Juvenile and Family Justice Today (Winter 2008).
- 12) Pennsylvania Coalition Against Domestic Violence, Legal Department, *Screening for Domestic Violence and Child Abuse: Divorce and Child Custody Mediation* (1998). As reprinted by the Michigan Judicial Institute, 2004.

For a packet on custody and visitation decision making, please contact the Resource Center on Domestic Violence: Child Protection and Custody at (800) 527-3223.

CHILD PROTECTION AND CHILD WELFARE

- 13) Family Violence Prevention Fund, *Advocacy Matters – Helping Mothers and Their Children Involved with the Child Protection System* (2003).
- 14) H. Lien Bragg, U.S. Department of Health and Human Services, *Child Protection in Families Experiencing Domestic Violence* (2003).
- 15) Family Violence Prevention Fund, *Preventing Family Violence: Community Engagement Makes the Difference* (2002).
- 16) Hon. Richard J. Fitzgerald et al., *Using Reasonable Efforts Determinations to Improve Systems and Case Practice in Cases Involving Family Violence and Child Maltreatment*, Juvenile and Family Court Journal (2003).