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 access to publically funded benefits and services that an immigrant crime victim or immigrant child would be eligible to receive in your state, please call NIWAP for technical assistance. (202) 274-4457 or email us at info@niwap.org. For more information on any of the topics covered in this training please visit NIWAP’s web library http://niwaplibrary.wcl.american.edu.

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.

Training Materials

NIWAP Resources:

- NIWAP’s web library: https://niwaplibrary.wcl.american.edu
- NIWAP’s Directory of Programs with Experience Serving Immigrant Victims: https://niwaplibrary.wcl.american.edu/home/directory-programs-serving-immigrant-victims

Dynamics & Barriers for Immigrant & Refugee Survivors

- Dynamics of Sexual Assault and the Implications for Immigrant Women http://niwaplibrary.wcl.american.edu/pubs/ch1-dynamics-sexual-assault-implications/
- Immigrant Victims of Sexual Assault: The Important Role of SART Teams http://niwaplibrary.wcl.american.edu/pubs/sart-toolkit-section-6-1/

Legal Rights Overviews and Brochures

- 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 http://niwaplibrary.wcl.american.edu/pubs/marriage-based-legal-rights
- Pathways to Immigration Relief for Students (June 20, 2014) http://niwaplibrary.wcl.american.edu/pubs/screening-students-for-immigration-protections/

Immigration Options for Immigrant Survivors of Domestic and Sexual Violence

The U and T Visas

- DHS Interactive Infographic on Protections for Immigrant Victims http://niwaplibrary.wcl.american.edu/pubs/dhs-protections1-6-links-121516

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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 developed with support from government funders contains government agency disclaimers.
• Immigration Options for Victims of Crime -DHS Brochure
• 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/
• William R. Tamayo, Sexual Harassment and Assault in the Workplace: A Basic Guide for Attorneys in Obtaining Relief for Victims under Federal Employment Law
• Labor Charts: U Visa Certification in Employment Based Abuse Cases
  https://niwaplibrary.wcl.american.edu/comprehensive-charts-tracking-state-laws
• U Visa Certification and T Visa Declaration Toolkit for Federal, State and Local Judges, Commissioners, Magistrates, and Other Judicial Officers
• DHS U and T visa Law Enforcement Resource Guide for Federal, State, Local, Tribal and Territorial Law Enforcement Prosecutors, Judges and Other Government Agencies
• USCIS U Visa Certification Factsheet Q&A
  http://niwaplibrary.wcl.american.edu/pubs/imm-relief-victims-trafficking-and-other
• New DHS U Visa Bona Fide Policy Provides Earlier Access Deferred Action and Work Authorization To Applicants and NIWAP New Study Provides Evidence-Based Support for These New DHS Policies
  https://niwaplibrary.wcl.american.edu/transforming-lives-study-21
• T Visa Application Flow Chart
  https://niwaplibrary.wcl.american.edu/pubs/t-visa-application-flowchart
• T Visa Quick Reference Guide for Judges
• T Visa Protections for Family Members
  https://niwaplibrary.wcl.american.edu/pubs/t-visa-family-member
• T Visa Process Timeline with Background Checks
  https://niwaplibrary.wcl.american.edu/pubs/t-visa-timeline
• U Visa Quick Reference for Judges (September 4, 2018)
• U-Visa Toolkit for Law Enforcement Agencies and Prosecutors
  http://niwaplibrary.wcl.american.edu/pubs/visatoolkit-police-prosecutors
• U-Visa: "Helpfulness" Checklist
  http://niwaplibrary.wcl.american.edu/pubs/uvisa-helpfulness-chcklist/
• State Laws
  http://niwaplibrary.wcl.american.edu/state-u-visa-certification-laws/
• U-Visa Flow Chart
  http://niwaplibrary.wcl.american.edu/pubs/uvisaflowchart/
• DHS Policy Answers to Law Enforcement Reasons for Not Certifying
  http://niwaplibrary.wcl.american.edu/pubs/dhs-answers-to-reasons-for-not-certifying
• Understanding the Judicial Role in U-Visa Certification, American Journal of Family Law**
  http://niwaplibrary.wcl.american.edu/judicial-role-u-visa-cert/
• Immigrant Women, Work and Violence Statistics
  https://niwaplibrary.wcl.american.edu/pubs/immigrantwomenworkviolencestats
• US Department of Health and Human Services, Services Available to Victims of Human Trafficking
  https://niwaplibrary.wcl.american.edu/pubs/traffickingservices_0
• DHS, Recognizing Human Trafficking Victims in the Courtroom
• USCIS, Immigration Remedies for Trafficking Victims
  https://niwaplibrary.wcl.american.edu/pubs/imm-remedies-trafficking
• 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/

• Tools for Advocates Assisting Immigrant Crime Victims in Immigration Cases  
  http://niwaplibrary.wcl.american.edu/tools-immigrant-crime-victims/

• Chapter 3.3 VAWA Self-Petition (2013)  
  http://niwaplibrary.wcl.american.edu/pubs/ch3-3-selfpetitionprep/

• Chapter 10 U-Visas: Victims of Criminal Activity (2013)  
  http://niwaplibrary.wcl.american.edu/pubs/ch10-u-visas/

• Human Trafficking and the T-Visa  

• Chapter 08: Immigration Relief for 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

• Interim and Supportive Measures to Help and Protect Foreign Born Student Victims of Sexual Assault, Dating Violence, Stalking and Sexual Harassment (October 28, 2016)  
  http://niwaplibrary.wcl.american.edu/pubs/title-ix-foreign-students

• Foreign Born Student Victims of Sexual Assault, Dating Violence, Stalking, and Sexual Harassment: Special Needs of "F" Visa Holders (October 27, 2016)  
  http://niwaplibrary.wcl.american.edu/pubs/interim-measures-for-f-visa-holders

• Foreign Born Student Victims of Sexual Assault, Dating Violence, Stalking, and Sexual Harassment: Special Needs of "J" Visa Holders (October 27, 2016)  
  http://niwaplibrary.wcl.american.edu/pubs/interim-measures-for-j-visa-holders

• Foreign Born Student Victims of Sexual Assault, Dating Violence, Stalking, and Sexual Harassment: Special Needs of "M" Visa Holders (October 27, 2016)  
  http://niwaplibrary.wcl.american.edu/pubs/interim-measures-for-m-visa-holders

**U Visa Certification and State Court Discovery**

**Criminal**

• What's Immigration Status Got to Do with It? Prosecution Strategies for Cases Involving Undocumented Victims  
  http://niwaplibrary.wcl.american.edu/pubs/pretrial-strategies-7-24-17-final-with-logos/

• 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/

• Certifying Early: When Should You Sign a U or T Visa Certification for a Victim?  
  http://niwaplibrary.wcl.american.edu/pubs/certifying-early-7-24-17-final-w-logo/

• Quick Reference Guide for Prosecutors: U Visa and VAWA Confidentiality Related Case Law  

**Family and Civil Court Discovery**

• Family Court Bench Card on VAWA Confidentiality  

• VAWA Confidentiality Statutes, Legislative History and Implementing Policy (2.23.17)  
  http://niwaplibrary.wcl.american.edu/pubs/vawa-confidentiality-statutes-leg-history/

• Three Prongs of VAWA Confidentiality  
  http://niwaplibrary.wcl.american.edu/pubs/conf-vawa-bro-3prongsofconfidence/
• Chapter 3 of Empowering Survivors: 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.civicresearchinstitute.com/online/article.php?pid=6&iid=1270]

VAWA Confidentiality
• Three Prongs of VAWA Confidentiality [http://niwaplibrary.wcl.american.edu/pubs/conf-vawa-bro-3prongsofconfidentiality/]
• Family Court Bench Card on VAWA Confidentiality [http://niwaplibrary.wcl.american.edu/pubs/family-court-bench-card-vawa-confidentiality]
• Interlineated statute [http://niwaplibrary.wcl.american.edu/pubs/vawa-confidentiality-interliniated/]
• Immigration and Customs Enforcement January 2018 Courthouse Enforcement Policy and VAWA Confidentiality Protections for Immigrant Crime Victims (January 31, 2018) [https://niwaplibrary.wcl.american.edu/courthouse-protections-and-crime-victims]
• VAWA Confidentiality Statutes, Legislative History and Implementing Policy (2.23.17) [http://niwaplibrary.wcl.american.edu/pubs/vawa-confidentiality-statutes-leg-history/]
• Bench Card: DHS Enforcement Priorities Information for State Court Judges [http://niwaplibrary.wcl.american.edu/pubs/dhsenforcementpriorities-benchcard/]
• Prosecutorial Discretion: Certain Victim, Witnesses and Plaintiffs [http://niwaplibrary.wcl.american.edu/pubs/discretion-victims-witnesses-plaintiffs/]
• New Department of Homeland Security Immigration Policies Released in 2021: Importance for Immigrant Survivors [https://niwaplibrary.wcl.american.edu/dhspoliciesreleased2021]

EEOC Resources:
• Find your nearest EEOC office: [https://www.eeoc.gov/field-office]
• How to contact EEOC Outreach and Education Coordinators: [https://www.eeoc.gov/ecoc-outreach-program-coordinators]
• EEOC’s Questions and Answers: The Application of Title VII and the ADA to Applicants or Employees who Experience Domestic or Dating Violence, Sexual Assault, or Stalking [https://www.eeoc.gov/laws/guidance/questions-and-answers-application-title-vii-and-ada-applicants-or-employees-who]
• EEOC’s webpage on Human Trafficking: [https://www.eeoc.gov/human-trafficking]
• EEOC Combats Human Labor Trafficking: [https://www.eeoc.gov/ecoc-combats-human-labor-trafficking]
• EEOC’s U Visa Certification Procedures: [https://www.eeoc.gov/ecoc-procedures-requesting-eeoc-certification-u-nonimmigrant-classification-u-visa-petitions-eeoc]
• EEOC: What Should You Know Before You File a Charge [https://niwaplibrary.wcl.american.edu/pubs/19-072-eeoc-intakedocflyer7-17]
• EEOC: What You Should Know Before You File a Charge, LO QUE DEBERÍA SABER ANTES DE PRESENTAR UNA QUERELLA [https://niwaplibrary.wcl.american.edu/pubs/spanish-what-you-should-know-eeoc]
• EEOC’s Youth@Work: [https://www.eeoc.gov/youthwork]
• Youth@Work Fact Sheets in English and Spanish: [https://www.eeoc.gov/youth/fact-sheets]
• Youth@Work: Your Job… Your Rights… Your Responsibilities
• Youth@Work: Sexual Harassment is Against the Law
• Fact Sheet: Immigrants’ Employment Rights under Federal Anti-Discrimination Laws
• Fact Sheet: Sexual Harassment Discrimination

AEquitas Resources:
• AEquitas’ website: www.aequitasresource.org
• Human Trafficking Hotline statistics: https://humantraffickinghotline.org/states
• The Human Trafficking Legal Center: https://www.htlegalcenter.org
• Covenant House: https://www.covenanthouse.org/homeless-issues/human-trafficking

Cases and Trafficking Articles:
• EEOC v. Tortilleria, 758 F. Supp. 585 (E.D. Cal. 1991) (holding that undocumented workers are covered by Title VII of the Civil Rights Act of 1964 because the statute makes no distinction based on immigration status for workers in the U.S. and its territories).
• Stoll v. Runyon, 165 F.3d 1238 (9th Cir. 1999) (holding that an employee was entitled to equitable tolling because of the effects of sexual harassment caused her failure to timely file complaint).
• EEOC v. Willamette Tree Wholesale, 2010 U.S. Dist. LEXIS 97380 (D. Or. July 8, 2010) (issuing protective order barring discovery into charging party’s immigration status, prior sexual history, and reasons for not reporting rapes to the police; in view of perpetrator’s threats to kill charging party and her siblings if she reported the rapes, she had good reason not to go to the police).  
• EEOC v. Willamette Tree Wholesale, 2011 WL 886402 (D. Or. Mar. 14, 2011) (denying motion seeking partial summary judgment on timeliness grounds where court granted “equitable tolling” to allow lawsuit to go forward where charging party filed her EEOC charge 62 days past the deadline because charging party was so traumatized by the repeated rapes and threats to kill her and her family that she could not come forward to complain).
• Kelle Barrick et al., Labor Trafficking Victimization Among Farmworkers in North Carolina: Role of Demographic Characteristics and Acculturation, 2 INT’L J. RURAL CRIMINOLOGY 225 (2014).

**Public Benefits Interactive Maps and State Charts**

- Interactive Public Benefits Map [http://map.niwap.org/](http://map.niwap.org/)

**Public Benefits and Services for Immigrant Victims of Domestic and Sexual Violence**


**Legal Services Corporation Funded Assistance for Immigrant Victims**


**Child Care**
• Immigrant Crime Victim Child Care Access Chart http://niwaplibrary.wcl.american.edu/pubs/pb-chart-childcare/
• Head Start Programs Memo http://niwaplibrary.wcl.american.edu/pubs/pb-gov-hhsmemopolicyheadstartservices-05-02-08/
• Clarification of Interpretation of “Federal Public Benefit” regarding Child Care and Development Fund (CCDF) Services http://niwaplibrary.wcl.american.edu/pubs/public-benefit-ccdf-services/

Driver’s Licenses
• Driver’s License Documentation Requirements by State http://niwaplibrary.wcl.american.edu/pubs/drivers-license-access

Webinars

U Visas
• DHS U and T Visa Training Videos (September 25, 2013) https://niwaplibrary.wcl.american.edu/dhs-roll-call-videos

T Visas and Human Trafficking

Violence Against Women Act (VAWA) Self-Petition
• Auto-Petición VAWA: Protección para inmigrantes sobrevivientes de maltrato por parte de sus familiares que son ciudadanos o residentes permanentes (May 7, 2020) https://niwaplibrary.wcl.american.edu/2020-auto-peticion-vawa
• Pro bono Institute “Violence Against Women Act (VAWA) Self-Petition” Training Module (June 18, 2018) https://niwaplibrary.wcl.american.edu/pbti-vawa-training

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