2013 National Survey of Tribal Court Systems: Alaska
Survey Participant Information

**Directions**

* Please review this survey in its entirety before completion, as several sections will require gathering administrative information from various components within the tribal justice system.
* Please consult with justice system, law enforcement, and finance department representatives as necessary to obtain information to complete the survey in its entirety.
* The information collected in this survey is vitally important for understanding the administrative and operational needs of your tribal court individually, but also helps in the planning for tribal justice systems across Alaska.
* **INTERTRIBAL COURTS PLEASE NOTE**: Fill out a separate survey for each tribe that participates in the intertribal court or ensure that each participating tribe fills out its own survey.

Survey sent to:

Name of the federally recognized tribe:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Information supplied by:

Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Title or Position: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Telephone: ( ) \_\_\_\_\_\_ - \_\_\_\_\_\_\_\_\_\_\_\_\_

Fax: ( ) \_\_\_\_\_\_\_ - \_\_\_\_\_\_\_\_\_\_\_\_\_

Email Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Please be assured that your tribe’s responses will not be identified with you individually. We ask for your name and contact information above in case any of the survey items need clarification.

**Upon Completion of the Survey**

You may complete and submit your survey using any one of the following three options:

* Mail: 1100 Wayne Avenue, Suite 1010, Silver Spring, MD 20910
* Fax: 301-588-6801
* Email: NSTCS@kauffmaninc.com

If you have questions or need assistance, you may call toll free and leave a message at 1-877-528-4025 or send an email message to NSTCS@kauffmaninc.com. A member of our survey administration team will respond promptly.

Thank you for your cooperation in this important data collection effort. Your responses are critically important to the success of this survey.

OMB No \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

Approval Expires on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

The Omnibus Crime Control and Safe Streets Act of 1968, as amended (42 USC 3732), authorizes this information collection. This request for information is in accordance with the clearance require of the Paperwork Reduction Act of 1908, as amended (44 USC 3507). The burden of this data collection is estimated to average 2.1 hours per response, including time to review instructions, gather the information needed, and enter and review the information. Send comments regarding this burden estimate, or any other aspect of this data collection, including suggestions on how to reduce this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, N.W., Washington, D.C. 20531. Do NOT send your completed survey to this address.

# Section A. Tribal Justice Systems

**This section gathers information on the various components of your tribal justice system, including law enforcement, the court, and corrections. Complete this section even if your tribe does not operate its own tribal court or does not participate in a consortium.**

1. What was the total number of your **enrolled tribal members and tribal citizens** during 2013 (including members living both in and away from the community with official tribal membership)? \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [ ]  *(Check here if this is an estimate.)*
2. What was the **total resident population** (including members, nonmember Indians[[1]](#footnote-1) and non-Indians) on your reservation, tribal land, or village during 2013?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [ ]  *(Check here if this is an estimate.)*

1. Which law enforcement agencies provide the policing function on your reservation, tribal land, tribal community, or village? (Select all that apply.)

[ ]  a. Tribal: (Provide name of agency or agencies)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  b. Bureau of Indian Affairs (BIA): (Provide name of agency or agencies)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  c. Federal Law Enforcement other than BIA: (Provide name of agency or agencies)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  d. State/County (including County Sheriff or State Troopers): (Provide name of agency or agencies)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  e. City: (Provide name of agency or agencies)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. How many miles away is the nearest State of Alaska courthouse? (If the nearest State of Alaska courthouse is located in the community, enter “0”)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 [ ]  (Check here if this is an estimate.)

NOTE: **If your tribe does not operate a tribal court, does not have a Tribal Council that operates as a judicial forum or a judicial dispute resolution forum, or does not participate in an intertribal court system STOP HERE.** DO NOT complete the rest of the survey. Follow the directions on the cover page to return completed portions of the survey. Thank you for your participation.

# Section B. Tribal Court Administration

**The remaining sections of this survey apply to your tribal court system.**

**DIRECTIONS:** For survey items requesting case count information, please provide the total number of cases closed by your tribal court during the calendar year 2013. Use the following definition to determine case numbers:

A *case* is a set of all charges against a single defendant that the court handles as a single matter. A case with three defendants should be counted as three cases, but a case with one defendant with multiple charges should be counted as one case.

**NOTE:** If you are unable to provide the actual case count number, please provide your best estimate and check the “Check here if this is an estimate” checkbox.

If the case count is none, enter “0” as your answer.

If you do not track this information, please check the “Do not track these case numbers” checkbox.

1. How long (in years) has your tribal court been operational?

Number of years: \_\_\_\_\_\_\_\_\_\_\_\_\_

1. Does your tribal council serve, act or function as tribal court?

[ ]  a. Yes

[ ]  b. No

1. Under what authority does your tribal justice system operate? (Select all that apply.)

[ ]  a. Inherent sovereign authority

[ ]  b. Specifically authorized in the tribal constitution

[ ]  c. Created by tribal statute, resolution, or ordinance

[ ]  d. Other: (Please describe) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Indicate the different types specialty courts[[2]](#footnote-2) or specialized dockets[[3]](#footnote-3) operating in your tribal court system. (Select all that apply.)

[ ]  a. There are no such courts in our tribal system.

[ ]  b. Family court

[ ]  c. Domestic violence court

[ ]  d. DUI/DWI court

[ ]  e. Juvenile delinquency court[[4]](#footnote-4)

[ ]  f. Juvenile dependency court[[5]](#footnote-5)

[ ]  g. Drug or alcohol court

[ ]  h. Veteran’s court

[ ]  i. Re-entry court

[ ]  j. Mental health court

[ ]  k. Other: *(Please describe)* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Of the types of specialty courts identified in Question B4, do any operate as a Joint Tribal-State Jurisdiction court[[6]](#footnote-6)?

[ ]  a. Yes

[ ]  b. No

1. Does your tribal court or inter-tribal court exercise civil jurisdiction?

[ ]  a. Yes

[ ]  b. No (**GO TO ITEM B8**)

1. How many civil cases were closed in your tribal or inter-tribal court in calendar year 2013?

a. Traffic cases: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

b. Non-traffic cases: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. Does your tribal court currently exercise criminal jurisdiction?

[ ]  a. Yes

[ ]  b. No (**GO TO ITEM B13**)

1. Over what type(s) of defendant does your tribal court exercise *criminal* jurisdiction? (Select all that apply.)

[ ]  a. Tribal members

[ ]  b. Nonmember Indians

[ ]  c. Non-Indians

1. How many *criminal* cases were closed in your tribal court in calendar year 2013?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. How many of these criminal cases closed in your tribal court in calendar year 2013 involved a ***non-Indian defendant***?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. How many criminal cases were closed by your CFR court in calendar year 2013 were for:

a. Violent crime \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

b. Property crime \_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. Does your tribal court or inter-tribal court operate a pre-trial release program?

[ ]  a. Yes

[ ]  b. No

1. Does your tribal court or inter-tribal court allow participation in a pre-trial diversion program?

[ ]  a. Yes

[ ]  b. No

1. What type(s) of alternative dispute resolution does your tribal court use to mediate conflict? (Select all that apply.)

[ ]  a. Tribal court does not use any type of alternative dispute resolution.
(**GO TO ITEM B17)**

[ ]  b. Arbitration (formal)

[ ]  c. Elder panels

[ ]  d. Talking circles

[ ]  e. Family conferences

[ ]  f. Other: (Please describe) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. How many cases did your tribal court settle through the use of some type of alternative dispute resolution in calendar year 2013?

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. Does the State of Alaska court system offer circle sentencing in your community?

[ ]  a. Yes

[ ]  b. No

1. Does the state recognize your tribal court’s orders in the following types of court cases?

| **Case Type** | **Yes, tribal court orders are recognized** | **No, tribal court orders are not recognized** | **N/A, tribal court does not hear this type of case** |
| --- | --- | --- | --- |
| a. Child protection (ICWA)[[7]](#footnote-7) | [ ]  | [ ]  | [ ]  |
| b. Child support | [ ]  | [ ]  | [ ]  |
| c. Domestic violence  | [ ]  | [ ]  | [ ]  |
| d. Juvenile delinquency[[8]](#footnote-8) | [ ]  | [ ]  | [ ]  |
| e. Juvenile dependency[[9]](#footnote-9) | [ ]  | [ ]  | [ ]  |
| f. Private child custody (parent v. parent) | [ ]  | [ ]  | [ ]  |
| g. Other: (Please describe) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | [ ]  | [ ]  | [ ]  |

# Section C. Appellate System

**DIRECTIONS:** For survey items requesting case count information, please provide the total number of cases closed by your tribal court during the calendar year 2013. Use the following definition to determine case numbers:

A *case* is a set of all charges against a single defendant that the court handles as a single matter. A case with three defendants should be counted as three cases, but a case with one defendant with multiple charges should be counted as one case.

**NOTE:** If you are unable to provide the actual case count number, please provide your best estimate and check the “Check here if this is an estimate” checkbox.

If the case count is none, enter “0” as your answer.

If you do not track this information, please check the “Do not track these case numbers” checkbox.

1. Does your tribal court have a court of appeals or participate in an intertribal appellate court?

[ ]  a. Yes (Please provide the official name of the court of appeals. For example: Alaska Native Court of Appeals)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  b. No (**GO TO SECTION D**)

1. How many appellate cases were closed by your tribal court in the calendar year 2013?

a. Criminal: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

b. Civil: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

# Section D. Tribal Court System Operations

1. What was the fiscal year (FY) 2013 operational budget of your tribal court for adjudication functions, excluding capital outlays for construction?[[10]](#footnote-10) (If you are unable to provide the actual number please provide your best estimate and check the “Estimate” checkbox.)

$\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Check here if this is an estimate.

1. Please indicate whether this is the fiscal or calendar year budget.

[ ]  a. Fiscal year *(Please enter the start and end dates of the 2013 fiscal year*)

\_\_\_\_\_ \_\_\_\_ \_\_\_\_\_ to \_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_\_

 mm dd yyyy mm dd yyyy

[ ]  b. Calendar year

1. Which of the following sources provided funding for your tribal court operations during 2013? (Select all that apply.)

| **Source** | **Provided 2013 Funding** |
| --- | --- |
| a. Tribal appropriations | [ ]  |
| b. Bureau of Indian Affairs (BIA): Self Determination CompactTribal Priority Allocations (TPA) | [ ]  |
| c. BIA: Public Law 93-638 Contract | ☐ |
| d. Other BIA funding | [ ]  |
| e. Coordinated Tribal Assistance Solicitation (CTAS) funding from the U.S. Department of Justice (DOJ)  | [ ]  |
| f. DOJ grants, other than CTAS funding | [ ]  |
| g. Substance Abuse and Mental Health Services Administration (SAMHSA) | [ ]  |
| h. Other federal funding  | [ ]  |
| i. State funding | [ ]  |
| j. Private foundations | [ ]  |
| k. Fines and other court costs | [ ]  |
| l. Other grant funding: (Please describe)\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | [ ]  |
| m. Other: (Please describe)\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | [ ]  |

1. How many of the following **types of personnel** served your tribal court system in 2013?

**NOTE**: “Part-time” refers to any employee who works fewer than 40 hours per week and includes job sharing. If you are unable to provide the actual number, provide your best estimate. If none, enter “0.”

|  | **Number of Court Employees** |
| --- | --- |
| **Staff Position** | **Full-time Paid** | **Part-time Paid** | **Volunteer/ Unpaid Appointee** |
| a. Trial judge |  |  |  |
| b. Appellate court judge |  |  |  |
| c. Parole or probation officer |  |  |  |
| d. Court administrator |  |  |  |
| e. Court clerk |  |  |  |
| f. Court reporter |  |  |  |
| g. Staff attorney (does not include prosecutor or public defender) |  |  |  |
| h. Law clerk |  |  |  |
| i. Tribal elder/Peacemaker/Other traditional forum staff |  |  |  |
| j. Support staff |  |  |  |
| k. Other: *(Please describe)\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_* |  |  |  |
| **l. TOTAL NUMBER OF EMPLOYEES** |  |  |  |

1. How are the following justice system personnel selected for these positions? (Select all that apply.)

| **Staff Position** | **Appointed** | **Elected** | **Hired Under Contract** | **Hired as a Tribal Employee** |
| --- | --- | --- | --- | --- |
| a. Trial judge | [ ]  | [ ]  | [ ]  | [ ]  |
| b. Appellate court judge | [ ]  | [ ]  | [ ]  | [ ]  |
| c. Court administrator | [ ]  | [ ]  | [ ]  | [ ]  |
| d. Clerk of the court | [ ]  | [ ]  | [ ]  | [ ]  |

1. During 2013, did your tribal court employees receive training in any of the following areas? (Select all that apply.)

[ ]  a. The Indian Child Welfare Act

[ ]  b. The Violence Against Women Act[[11]](#footnote-11)

[ ]  c. Funding opportunities/Grant writing

[ ]  d. Criminal justice database submission or reporting

[ ]  e. Domestic violence protection registry or database development

[ ]  f. Responding to domestic violence, physical assault and/or sexual assault cases

[ ]  g. No training was received.

[ ]  h. Other: (Please describe)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Does your tribal court rely on state courts for any judicial services?

[ ]  a. Yes

[ ]  b. No

1. Does your tribal court rely on county or local government social service agencies for court-ordered treatment in juvenile and/or family cases?

[ ]  a. Yes

[ ]  b. No

1. During 2013, did your tribal court receive technical assistance[[12]](#footnote-12) in any of the following areas? (Select all that apply.)

[ ]  a. Tribal code development

[ ]  b. Sex offender registry development or management

[ ]  c. Domestic violence case management

[ ]  d. No technical assistance was received

[ ]  e. Other: (Please describe)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Section E. Tribal Prosecution
and Indigent Defense**

1. Does your tribal court currently have a tribal prosecutor or prosecutor’s office?

[ ]  a. Yes

[ ]  b. No (**GO TO ITEM E3**)

1. How are the following prosecutor’s office personnel selected for these positions? (Select all that apply.)

|  | **Appointed** | **Elected** | **Hired Under Contract** | **Hired as Tribal Employee** |
| --- | --- | --- | --- | --- |
| a. Chief prosecutor | [ ]  | [ ]  | [ ]  | [ ]  |
| b. Assistant prosecutor  | [ ]  | [ ]  | [ ]  | [ ]  |

1. Does your tribe have a contract with a local or private attorney to provide prosecution services?

[ ]  a. Yes

[ ]  b. No

1. Does your tribal system currently have a tribal public defender or defense office?

[ ]  a. Yes

[ ]  b. No

1. How are the following public defense office personnel selected for these positions? (Select all that apply.)

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | **Appointed** | **Elected** | **Hired Under Contract** | **Hired as a Tribal Employee** |
| a. Chief public defender | [ ]  | [ ]  | [ ]  | [ ]  |
| b. Assistant public defender  | [ ]  | [ ]  | [ ]  | [ ]  |

# Section F. Juvenile Cases

**DIRECTIONS:** For survey items requesting case count information, please provide the total number of cases closed by your tribal court during the calendar year 2013. Use the following definition to determine case numbers:

A *case* is a set of all charges against a single defendant that the court handles as a single matter. A case with three defendants should be counted as three cases, but a case with one defendant with multiple charges should be counted as one case.

**NOTE:** If you are unable to provide the actual case count number, please provide your best estimate and check the “Check here if this is an estimate” checkbox.

If the case count is none, enter “0” as your answer.

If you do not track this information, please check the “Do not track these case numbers” checkbox.

1. Which type(s) of juvenile law-violating cases does your tribal court handle? (Select all that apply.)

[ ]  a. Tribal court does not handle juvenile law-violating cases. (**GO TO ITEM F5**)

[ ]  b. Juvenile delinquency[[13]](#footnote-13)

[ ]  c. Status offense (for example: underage drinking, tobacco smoking, truancy, running away)

[ ]  d. All juvenile law-violating cases are treated as juvenile dependency[[14]](#footnote-14) or child in need of care matters.

[ ]  e. Other: (Please describe) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. How many juvenile law-violating cases were ***closed*** in calendar year 2013?

a. Juvenile delinquency cases \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

b. Juvenile status offense cases (for example: underage drinking, tobacco smoking, truancy, running away) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. How many juvenile delinquency ***closed*** by your CFR court in calendar year 2013 were for:

a. Violent crime \_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

b. Property crime \_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. Does your tribal court ever handle juvenile law-violating cases jointly with the state court (for example: through a diversion program)?

[ ]  a. Yes

[ ]  b. No

1. Does your tribal court use alternative dispute resolution to hear juvenile delinquency or status offense cases?

[ ]  a. Yes

[ ]  b. No

1. Does your tribal court maintain a probation or **parole** function for **juveniles**?

[ ]  a. Yes

[ ]  b. No

1. Does your tribe haveor provide access toa **reentry program** for tribal **juveniles** who have been incarcerated?

[ ]  a. Yes

[ ]  b. No

1. Which type(s) of Indian child welfare or dependency matter(s) does your tribal court handle? (Select all that apply.)

[ ]  a. Tribal court does not handle Indian child welfare or dependency matters. (**GO TO SECTION G)**

[ ]  b. Child abuse or neglect

[ ]  c. Foster care placements

[ ]  d. Termination of parental rights

[ ]  e. Pre-adoptive placements

[ ]  f. Adoptive placements

[ ]  g. Other: (Please describe) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. How many child welfare or dependency cases were closed in calendar year 2013?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

# Section G. Domestic Violence and Protection Orders

**DIRECTIONS:** For survey items requesting case count information, please provide the total number of cases closed by your tribal court during the calendar year 2013. Use the following definition to determine case numbers:

A *case* is a set of all charges against a single defendant that the court handles as a single matter. A case with three defendants should be counted as three cases, but a case with one defendant with multiple charges should be counted as one case.

**NOTE:** If you are unable to provide the actual case count number, please provide your best estimate and check the “Check here if this is an estimate” checkbox.

If the case count is none, enter “0” as your answer.

If you do not track this information, please check the “Do not track these case numbers” checkbox.

1. Does your tribal court issue restraining orders and/or protection orders to protect someone from another person committing the following acts?(Select all that apply)

[ ]  a. Tribal court does not issue restraining orders or protection orders. (**GO TO SECTION H**)

[ ]  b. Sexual violence

[ ]  c. Violent or physical act

[ ]  d. Threatening act

[ ]  e. Harassment

[ ]  f. Contact or communication with the victim

[ ]  g. Physical proximity to another person

1. How many restraining orders and/or protection orders did your tribal court issue in the calendar year 2013?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these numbers.

1. How many *domestic violence* cases were ***closed*** in your tribal or inter-tribal court in calendar year 2013?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. How many *sexual crimes* cases were ***closed*** in your tribal or inter-tribal court in calendar year 2013?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. How many *child abuse* cases were ***closed*** in your tribal or inter-tribal court in calendar year 2013?

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ]  Do not track these case numbers

1. Did your tribal or inter-tribal court receive any federal or state grants and/or funding for domestic violence programming in calendar year 2013?

|  |  |
| --- | --- |
|  | **Received in 2013** |
| a. Federal funding | [ ]  |
| b. State funding | [ ]  |

# Section H. Information Systems Access and Data Entry

1. How does your tribe maintain its sex offender registry (per the Adam Walsh Act[[15]](#footnote-15))?

[ ]  a. Tribe does not maintain a sex offender registry.

[ ]  b. Tribe maintains its own public website (connected to the National Sex Offender Public Website).

[ ]  c. Tribe provides data to state/county maintained public website.

[ ]  d. Other: (Please describe) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Does your tribe operate its own victim notification system?

[ ]  a. Yes

[ ]  b. No

[ ]  c. Not sure/Do not know

1. Does your tribe have an agreement with the state to participate in a state victim notification system?

[ ]  a. Yes

[ ]  b. No

[ ]  c. Not sure/Do not know

1. Does your tribal court maintain a restraining order and/or protection order registry?

[ ]  a. Yes

[ ]  b. No

[ ]  c. Not sure/Do not know

1. Are protection orders issued by the tribal court entered into the FBI’s NCIC Protection Order File?

[ ]  a. Yes

[ ]  b. No

[ ]  c. Not sure/Do not know

**The survey is now complete. Thank you for taking part in the 2013 National Survey of Tribal Court Systems: Alaska.**

**If you have questions or would like to speak with someone about your experience, please call toll free and leave a message at 1-877-528-4025 or send an email message to** **NSTCS@kauffmaninc.com****. A member of our survey administration team will respond promptly.**

**Again, thank you for your cooperation in this important data collection effort. Your responses are critically important to the success of this survey.**

1. “Nonmember Indian” describes an individual who is a member of a tribe other than the specific tribe completing this survey. [↑](#footnote-ref-1)
2. Specialty courts can also be referred to as problem-solving courts or restorative justice courts. [↑](#footnote-ref-2)
3. Special docket refers to the official list of pending cases. These dockets have limited jurisdiction over one specific area only, such as illegal drugs, domestic violence or juvenile delinquency. [↑](#footnote-ref-3)
4. Acts committed by a juvenile that would be considered a criminal offense if committed by an adult. [↑](#footnote-ref-4)
5. For example: Child in Need of Protection or Child in Need of Aid cases. [↑](#footnote-ref-5)
6. A joint-power agreement between tribal and state governments, whereby both entities work collaboratively toward shared goals of improving access to justice, fostering public trust and increasing accountability. [↑](#footnote-ref-6)
7. The Indian Child Welfare Act, 25 U.S.C. § 1902. [↑](#footnote-ref-7)
8. Acts committed by a juvenile that would be considered a criminal offense if committed by an adult. [↑](#footnote-ref-8)
9. For example: Child in Need of Protection or Child in Need of Aid cases. [↑](#footnote-ref-9)
10. Operating expenditures or budgets are defined as all recurring fixed and variable costs associated with the management and administration of your system. It does not include non-recurring fixed capital costs such as building construction and major equipment purchases. [↑](#footnote-ref-10)
11. The Violence Against Women Reauthorization Act of 2013, S.47, 113th Congress (2013). [↑](#footnote-ref-11)
12. Guidance tailored to meet the specific needs of a site’s circumstances and culture; can be provided through phone, mail, e-mail, Internet, or in-person meetings. [↑](#footnote-ref-12)
13. Acts committed by a juvenile that would be considered a criminal offense if committed by an adult. [↑](#footnote-ref-13)
14. For example: Child in Need of Protection or Child in Need of Aid cases. [↑](#footnote-ref-14)
15. The Adam Walsh Act is a federal statute requiring convicted sex offenders to register on a national sex offender registry. [↑](#footnote-ref-15)