ATTACHMENT B.

2024 CENSUS OF TRIBAL COURT SYSTEMS

The 2024 Census of Tribal Court Systems (CTCS) is a census of all tribal courts granted authority by federally recognized tribes, tribal constitution, tribal code, or the Bureau of Indian Affairs (BIA). Information collected as a part of this data collection effort will provide needed information to tribes, courts, federal agencies, and other partners working on tribal lands. The Bureau of Justice Statistics (BJS) greatly appreciates your assistance.

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 Indian Country.

Instructions

1. Please answer all questions with a reference to the tribal court, NAME. Answer the questions as accurately as possible given the organization and structure of your court.
2. For all questions, the phrase "during calendar year 2024" refers to January 1, 2024 through December 31, 2024. The phrase "during calendar year 2023" refers to January 1, 2023 through December 31, 2023. For questions that ask for fiscal year (FY), please use your agency's fiscal year (FY) for the designated year.
3. For any series of yes or no questions, please select either "Yes" or "No" for each option. If you are unsure of an answer, you can leave it blank, but you will not be able to return to the question later to complete it.
4. Please use the question guide found here [LINK TO QUESTION GUIDE] to help with gathering information to complete some questions before starting the online survey.
5. Please consult with justice system, law enforcement, and finance department representatives as necessary to obtain information to complete the survey in its entirety.
6. Your tribe's responses will not identify you individually. We ask for your name and contact information above in case any of the survey items need clarification.
7. If you have any questions or need assistance in completing the survey, please contact the BJS data collection agent NORC via email at CTCS@norc.org or call NUMBER. If you have questions about the CTCS program, please contact Steven W. Perry of BJS via email (Steven.W.Perry@usdoj.gov) or telephone (202-307-0777).

Burden Statement

The Omnibus Crime Control and Safe Streets Act of 1968, as amended (34 USC 10132), authorizes this information collection. This request for information is in accordance with the clearance requirement of the Paperwork Reduction Act of 1908, as amended (44 USC 3507). The burden of this data collection is estimated to average 2 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, 999 N. Capitol St., NE, Washington, D.C. 20531.

ATTACHMENT B.

BJS is authorized to conduct this data collection under Title 34 United States Code Section 10132. By law, BJS will use the information you provide only for statistical or research purposes and must protect the confidentiality of information identifiable to a private person against unauthorized disclosure or misuse. [Title 34 U.S.C. Sections 10134 and 10231] Any person who violates these provisions may be punished by a fine up to $10,000, in addition to any other penalties imposed by law. Per the Cybersecurity Enhancement Act of 2015, federal information systems are protected from malicious activities through cybersecurity screening of transmitted data.

CONTACT INFORMATION

Please complete or correct your agency's contact information below:

Official Tribe Name:

Tribal Court Name	
Street Address	
City	
State	
Zip	
Tribal Court Website	

Please provide your contact name and title:

Name	
Title	
Telephone	
Fax	
Email Address	
Official Tribe Name for Reported Data	

ATTACHMENT B.

SECTION A. TRIBAL JUSTICE SYSTEMS

This section gathers information on the various components of your tribal court. Please answer these questions regarding calendar year 2024.

A1. Which type(s) of system does your tribe operate?

Source	Yes	No
a. Indigenous or traditional court (for example: peacemaking, elder panel, circle sentencing)	☐	☐
(Display if a = Yes is selected) A2a_a. Peacemaking	☐	☐
(Display if a = Yes is selected) A2a_b. Elder panel	☐	☐
(Display if a = Yes is selected) A2a_c. Circle sentencing	☐	☐
(Display if a = Yes is selected) A2a_d. Other traditional justice system: *(Please describe)* _____ _____	☐	☐
b. Western-style tribal court	☐	☐
c. Joint jurisdiction court (tribal-state court)	☐	☐
d. Intertribal court system: *(Please provide the name of the intertribal court system)* _____ _____	☐	☐
e. Bureau of Indian Affairs (BIA)/Court of Federal Regulation or Court of Indian Offenses (CFR)	☐	☐
f. Tribal council serving as the judiciary	☐	☐
g. Other: (*Please describe*) _____ _____	☐	☐

IF "NO" SELECTED FOR ALL ITEMS BETWEEN A AND F (ALL BUT 'OTHER' OPTION), END SURVEY AND RECORD AS SCREENED OUT. DISPLAY THE FOLLOWING MESSAGE:

Thank you for your interest in participation in this survey. Based on the response you provided, your court is not eligible to complete the survey. If you believe you received this message in error, please contact CTCS@norc.org or call us at NUMBER.

ATTACHMENT B.

First, we will ask you some questions about courts in your tribal justice system and their jurisdiction.

A2. What type(s) of specialty courts does your tribal court operate?

Source	Yes	No
a. Drug court or Healing to Wellness court	☐	☐
b. Joint jurisdiction court (tribal-state court)*	☐	☐
c. Veterans docket or court	☐	☐
d. Domestic violence docket or court	☐	☐
e. Mental health court	☐	☐
f. Family court	☐	☐
g. DWI court	☐	☐
h. Teen or youth docket or court	☐	☐
i. Juvenile court	☐	☐
j. Juvenile mental health court	☐	☐
k. Other specialty court: *(Please describe)* _____ _____	☐	☐

* *An 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.*

A3. Does your tribal court exercise criminal jurisdiction?

☐ a. Yes
☐ b. No

[ASK A4 IF A3 = a]

A4. Does your tribal code provide defendants the right to a trial by jury for criminal proceedings?

☐ a. Yes
☐ b. No

A5. Does your tribal court exercise civil jurisdiction?

☐ a. Yes
☐ b. No

[ASK A6 IF A5 = a]

A6. Does your tribal code provide defendants the right to a trial by jury for civil proceedings?

☐ a. Yes
☐ b. No

ATTACHMENT B.

These next questions ask about jurisdiction of your tribal courts.

A7. Does the state currently exercise at least partial criminal jurisdiction on your tribe's lands?

- ☐ a. YES, the state exercises criminal jurisdiction under Public Law 280
- ☐ b. YES, the state exercises criminal jurisdiction under legislation similar to Public Law 280
- ☐ c. YES, the state has begun exercising concurrent jurisdiction over crimes committed by non-American Indian and Alaska Native (AIAN) against Indians/AIAN or non-Indians/AIAN following the 2022 U.S. Supreme Court decision in Oklahoma v. Castro-Huerta
- ☐ d. NO

[ASK A8 IF A7 = a, b, or c]

A8. Under what authority is criminal jurisdiction conferred for crimes involving Indian/American Indian and Alaska Native (AIAN) victims on tribal lands? *(Select all that apply)*

- ☐ a. Mandatory PL 280
- ☐ b. Optional PL 280
- ☐ c. Retroceded/retrocession
- ☐ d. Re-assumption
- ☐ e. States Statute of PL 280 nature
- ☐ f. Something else (*please specify*):

A9. Provide the name of the state or local law enforcement agency that investigates crimes of felonies against Indians/AIAN or non-Indians/AIAN under which PL 280 or similar law operates.

_____

☐ Not applicable

A10. Provide the name of the state or local District or Circuit court that prosecute crimes or felonies against Indian/AIAN or non-Indian/AIAN, under which PL 280 operates. *If more than one court prosecutes these crimes or felonies, please include all court names.*

_____

☐ Not applicable

A11. As of December 31, 2024, does your tribal court exercise the enhanced sentencing authority provided under the Tribal Law and Order Act (TLOA) which includes the authority to sentence defendants to 3 years of incarceration and up to $15,000 in fines?

- ☐ a. Yes
- ☐ b. No

A12. As of December 31, 2024, does your tribal court exercise "Special Tribal Criminal Jurisdiction" over non-Indians/AIAN under the 2013* and 2022† reauthorizations of the Violence Against Women Act (VAWA)?

** The Violence Against Women Reauthorization Act of 2013 (VAWA 2013) included a historic provision that recognized the inherent authority of "participating Tribes" to exercise "special domestic violence criminal jurisdiction" (SDVCJ) over certain defendants, regardless of their Indian or non-Indian status, who commit acts of domestic violence or dating violence or violate certain protection orders in Indian country.*

† The Violence Against Women Act Reauthorization Act of 2022 (VAWA 2022) amended VAWA 2013 to recognize "special Tribal criminal jurisdiction" (STCJ) over an expanded list of "covered crimes" that includes, in addition to the VAWA 2013 crimes, assault of Tribal justice personnel, child violence, obstruction of justice, sexual violence, sex trafficking, and stalking.

- ☐ a. Yes, under 2013 VAWA only
- ☐ b. Yes, under 2022 VAWA only
- ☐ c. Yes, under both 2013 and 2022 VAWA
- ☐ d. No

A13. Are tribal laws and codes made available to the public?

- ☐ a. Yes
- ☐ b. No

[ASK A14 IF A13 = a]

A14. By which mechanisms are tribal laws and codes made available to the public?

Mechanism	Yes	No
a. Paper copies are available in the tribal office, library, or other location	☐	☐
b. Electronic versions are provided in a password protected file	☐	☐
c. Electronic copies can be downloaded from the tribal website	☐	☐
d. Electronic copies can be downloaded from a host site (for example: NARF, VERSUS, or the Tribal Court Clearinghouse).	☐	☐
e. Electronic copies are available on commercial websites (for example: Westlaw)	☐	☐
f. Other: (Please describe): _____	☐	☐

ATTACHMENT B.

SECTION B. TRIBAL COURT EXPENDITURES AND EMPLOYMENT

The next section will ask you questions about your tribal court's budget, resources, and staffing. You may find it helpful to complete [LINK TO QUESTION GUIDE] before continuing with this section as it will ensure that you have answers to the questions in this section readily available.

For questions that ask for fiscal year (FY), please use your agency's fiscal year (FY) for the designated year. For questions that ask for calendar year, "during calendar year 2024" refers to January 1, 2024 through December 31, 2024. The phrase "during calendar year 2023" refers to January 1, 2023 through December 31, 2023.

B1. During fiscal years (FY) 2023 and 2024, what were the operational budgets of your tribal court excluding capital expenditures such as construction cost for new buildings, major repairs, and improvements?* (If you are unable to provide the actual number please provide your best estimate.)

**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. Refer to Question B1 of the question guide.*

	2023 Budget	2024 Budget
a. Base funding (annual funding such as tribal funding or BIA funding)	$ ☐ *Estimate*	$ ☐ *Estimate*
b. Additional funding (grants, one-time funding, or other funding available for a limited period)	$ ☐ *Estimate*	$ ☐ *Estimate*

B2. Please indicate the month and day on which your agency's fiscal year begins:

_____/_____

MM DD

B3. During fiscal year 2024, did your tribal court receive funding from the following sources

Source	2024	
	Yes	No
a. Tribal council or tribal government	☐	☐
b. Bureau of Indian Affairs (BIA) 638 contract	☐	☐
c. Self-governance compacts	☐	☐
d. Other Bureau of Indian Affairs funding	☐	☐
e. U.S. Department of Justice (DOJ) Coordinated Tribal Assistance Solicitation (CTAS)	☐	☐
f. DOJ grants, other than CTAS funding	☐	☐
g. Substance Abuse and Mental Health Services Administration (SAMHSA)	☐	☐
h. Other federal grants	☐	☐
i. State funding	☐	☐
j. Private foundations	☐	☐

k. Private donations	☐	☐
l. Fines and other court costs	☐	☐
m. Tribal business enterprise	☐	☐
n. Other: *(Please describe)* _____	☐	☐

B4. Enter your tribal court's total number of full and part-time personnel for the pay period that included December 31, 2024?

NOTE: *Count personnel who are regularly scheduled to work less than 35 hours per week as part-time. If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0.*

Refer to Questions B4, B5 and B6 of the question guide.

	Full-time paid by court	**Part-time paid by court**
a. Total Employees	☐ *Estimate*	☐ *Estimate*

B5. Enter your tribal court's total number of full-time and part-time personnel by race and Hispanic origin for the pay period that included December 31, 2024.

NOTE: *Count personnel who are regularly scheduled to work less than 35 hours per week as part-time. If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0.*

Refer to Questions B4, B5 and B6 of the question guide.

	Full-time paid by court	**Part-time paid by court**
a. White	☐ *Estimate*	☐ *Estimate*
b. American Indian or Alaska Native	☐ *Estimate*	☐ *Estimate*
c. Black or African American	☐ *Estimate*	☐ *Estimate*
d. Hispanic or Latino	☐ *Estimate*	☐ *Estimate*
e. Asian	☐ *Estimate*	☐ *Estimate*
f. Native Hawaiian or Other Pacific Islander	☐ *Estimate*	☐ *Estimate*
g. Middle Eastern or North African (MENA)	☐ *Estimate*	☐ *Estimate*
h. Multiracial/Multiethnic	☐ *Estimate*	☐ *Estimate*
i. Race and Hispanic origin not known	☐ *Estimate*	☐ *Estimate*

B6. Enter your tribal court's total number of full and part-time personnel by sex for the pay period that included December 31, 2024?

NOTE: *Count personnel who are regularly scheduled to work less than 35 hours per week as part-time. If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0."*

Refer to Questions B4, B5 and B6 of the question guide.

	Full-time paid by court	**Part-time paid by court**
a. Male	☐ *Estimate*	☐ *Estimate*
b. Female	☐ *Estimate*	☐ *Estimate*

B7. How many of the following types of personnel were employed or worked in your tribal court for the pay period that included December 31, 2024?

NOTE: *Count personnel who are regularly scheduled to work less than 35 hours per week as part-time. If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If a particular position does not exist in your court, select "Not applicable."*

Refer to Question B7 of the question guide.

Position	**2024 Counts**			
	Full-time paid by court	**Part-time paid by court**	**Contract paid by court**	**Pro bono***
a. Trial/Appellate court judge	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*
b. Prosecution/ prosecutor	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*
c. Indigent defense services/public defender	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*	☐ *Estimate* ☐ *Not applicable*

* *Pro bono refers to any volunteers and personnel funded by or provided through other agencies at no cost to your tribal court.*

B8. Does your tribal court have the following positions? Positions can be full-time, part-time, contracts, or volunteers/funded by other agencies.

Position	Yes	No
a. Bailiff	☐	☐
b. Parole officer	☐	☐
c. Probation officer	☐	☐
d. Pretrial services staff	☐	☐
e. Community resources staff	☐	☐
f. Court administrator	☐	☐
g. Court clerk	☐	☐
h. Court reporter	☐	☐
i. Staff attorney (does not include prosecutor or public defender)/judicial law clerk	☐	☐
j. Tribal elder/peacemaker/other traditional forum staff	☐	☐
k. Child welfare working (including Indian Child Welfare Act (ICWA) staff)	☐	☐
l. Support staff	☐	☐
m. Civil legal services staff	☐	☐
n. Lay advocate/Spokesperson	☐	☐
o. Presenting officer	☐	☐
p. Victim service provider	☐	☐
q. Other: (*Please describe*) _____	☐	☐

SECTION C. REPRESENTATION IN TRIBAL COURT

The next section will ask you questions about providing free services in your tribal court.

[ASK C1 IF A3 = a]

C1. Does your tribe or tribal court provide free criminal defense services to the following people?

	Yes	No
a. Tribal Members	☐	☐
(Display if a = Yes is selected) C1a_a. Which tribal members? a. All tribal members b. Only indigent* tribal members		
b. Nonmember Indians/AIAN	☐	☐
(Display if b = Yes is selected) C1b_a. Which nonmember Indians/AIAN? a. All nonmember Indians b. Only indigent* nonmember Indians/AIAN		
c. Non-Indians/AIAN	☐	☐
(Display if c = Yes is selected) C1c_a. Which non-Indians/AIAN?		

a. All non-Indians/AIAN b. Only indigent* non-Indians/AIAN		

** Indigent refers individuals who are impoverished, or not financially able to employ counsel. A defendant who is indigent has a constitutional right to court-appointed representation, according to a 1963 Supreme Court decision, Gideon v. Wainwright*

[IF C1a = NO AND C1b = NO AND C1c = NO (NO FREE SERVICES PROVIDED), GO TO ITEM C3. ELSE GO TO C2]

[ASK C2 IF ANY "YES" IN C1]

C2. Do any of the following provide your tribe or tribal members free criminal defense services?

	Yes	No
a. Tribal public defender program (fixed staff)	☐	☐
b. Assigned defender (appointed from a list who accept cases on a judge-by-judge basis, court-by-court basis, or case-by-case basis)	☐	☐
c. Contract counsel (private bar members who contract to provide court appointed representation in a jurisdiction)	☐	☐
d. A neighboring tribal legal services program and/or law school clinics	☐	☐
e. A non-profit legal services program, including Indian Legal Services	☐	☐
f. A private law firm or office pro bono program	☐	☐
g. Other: (*Please describe*) _____	☐	☐

[ASK C3 IF A5 = a]

C3. Does your tribe or tribal court provide free civil legal services for a tribal court appearance?

☐ a. Yes
☐ b. No **(GO TO SECTION D)**

[ASK C4 IF C3 = a]

C4. Are free legal services provided for a tribal court appearance based on income scale and ability to pay?

☐ a. Yes
☐ b. No

[ASK C5 IF C3 = a]

C5. Are free legal services provided for a tribal court appearance based on some other criteria **besides** income scale and ability to pay?

☐ a. Yes (Please specify:_____)
☐ b. No

[ASK C6 IF C3 = a]

C6. Do any of the following provide your tribe or tribal members free civil legal services?

	Yes	No
a. Tribal civil legal services (fixed staff)	☐	☐
b. Contract counsel (private bar members who contract to provide court appointed representation in a jurisdiction)	☐	☐
c. A neighboring tribal legal services program and/or law school clinic	☐	☐
d. A non-profit legal services program, including Indian Legal Services	☐	☐
e. A private law firm or office pro bono program	☐	☐
f. Other: (*Please describe*) _____	☐	☐

SECTION D. JUVENILE JUSTICE, CHILD WELFARE AND DEPENDENCY MATTERS

The next section will ask you questions about cases pertaining to juveniles, child welfare or dependency matters, and Indian Child Welfare Act (ICWA). You may find it helpful to complete [LINK TO QUESTION GUIDE] before continuing with this section as it will ensure that you have answers to the questions in this section readily available.

D1. Does your tribal court have the following:

	Yes	No
a. A juvenile justice tribal code	☐	☐
b. Code or statute for handling of ICWA matters	☐	☐
c. Dependency and neglect statute or code	☐	☐
d. Code or statute regarding the reentry and repeat offenders (recidivism) of tribal youth or juveniles returning from local, state, or federal prison	☐	☐

D2. Does your tribal court handle juvenile law-violating cases*?

☐ a. Yes
☐ b. No **(GO TO ITEM D14)**

* *Law-violating cases refers to both delinquency cases and status offense cases.*

[ASK D3 IF D2 = a]

ATTACHMENT B.

D3. Does your tribal court handle the following type(s) of juvenile law-violating cases?
**Law-violating cases refers to both delinquency cases and status offense cases.*

	Yes	No
a. Juvenile delinquency[†]	☐	☐
b. Status offense[‡] (for example: underage drinking, tobacco smoking, truancy, running away) and/or child in need of services[§] (CHINS)	☐	☐
c. All juvenile law-violating cases are treated as juvenile dependency or child in need of services (CHINS) matters.	☐	☐
d. Other: (*Please describe*) _____	☐	☐

[†] *Acts committed by a juvenile that would be considered a criminal offense if committed by an adult.*
[‡] *25 CFR § 11.900(m) - Status offense means an offense which, if committed by an adult, would not be designated a crime under this part or under an ordinance of the tribe.*
[§] *This can include Family in need of services (FINS) or Minor in need of services (MINS).*

[ASK D4 IF D2 = a]

D4. As of December 31, 2024, what was the statutory maximum age for your court's juvenile jurisdiction?

_____

[ASK D5 IF D2 = a]

D5. Does your tribe or tribal court provide free legal representation services in juvenile law-violating cases[†] to the following juveniles?
[†]*Law-violating cases refers to both delinquency cases and status offense cases.*

	Yes	No
a. Tribal member juveniles	☐	☐
(Display if a = Yes is selected) D5a_a. Which tribal member juveniles? a. All tribal member juveniles b. Only indigent[*] tribal member juveniles		
b. Nonmember Indian/AIAN juveniles	☐	☐
(Display if b = Yes is selected) D5b_a. Which nonmember Indian/AIAN juveniles? a. All nonmember Indian/AIAN juveniles b. Only indigent[*] nonmember Indian juveniles		
c. Non-Indian/AIAN juveniles	☐	☐
(Display if c = Yes is selected) D5c_a. Which non-Indian/AIAN juveniles? a. All non-Indian juveniles b. Only indigent[*] non-Indian/AIAN juveniles		

[*] *Indigent refers individuals who are impoverished, or not financially able to employ counsel. A defendant who is indigent has a constitutional right to court-appointed representation, according to a 1963 Supreme Court decision, Gideon v. Wainwright*

ATTACHMENT B.

[ASK D6 IF ANY D5 = "YES"]

D6. Do any of the following provide free legal representation in juvenile law-violating cases†?
†Law-violating cases refers to both delinquency cases and status offense cases.

	Yes	No
a. Tribal public defender program (fixed staff)	☐	☐
b. Assigned defender (appointed from a list of those who accept cases on a judge-by-judge basis, court-by-court basis, or case-by-case basis)	☐	☐
c. Contract counsel (private bar members who contract to provide court appointed representation in a jurisdiction)	☐	☐
d. A neighboring tribal legal services program and/or law school clinic	☐	☐
e. A non-profit legal services program, including Indian Legal Services	☐	☐
f. A private law firm or office pro bono program	☐	☐
g. Other: (*Please describe*) _____	☐	☐

D7. Excluding detention, does your tribal court currently provide alternative disposition orders for **juvenile** law-violations (e.g., drug or alcohol rehabilitation, community service, electronic monitoring, etc.)?

☐ a. Yes
☐ b. No

D8. Does your tribal court maintain a probation function for juveniles?

☐ a. Yes
☐ b. No

D9. Does your tribal court maintain a parole function for juveniles?

☐ a. Yes
☐ b. No

D10. How many juvenile law-violating cases* were **filed** in your tribal court in calendar years 2023 and 2024?
**Law-violating cases refers to both delinquency cases and status offense cases.*

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these case numbers" box.*

Refer to Questions D10 and D11 of the question guide.

	Cases filed in 2023	Cases filed in 2024
a. Juvenile delinquency† cases	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

b. Juvenile status offense[‡] cases (for example: underage drinking, tobacco smoking, truancy, running away)	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

[†] *Acts committed by a juvenile that would be considered a criminal offense if committed by an adult.*
[‡] *25 CFR § 11.900(m) - Status offense means an offense which, if committed by an adult, would not be designated a crime under this part or under an ordinance of the tribe.*

D11. During 2023 and 2024, what were the total number of juvenile dispositions for the following:

NOTE: If your court had no instances of the disposition, enter "0." If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If a particular disposition does not exist in your court, select "Not applicable." If you do not track disposition counts, check the "Do not track these numbers" box.

Refer to Question D11 of the question guide.

	Number juveniles sentenced in 2023	**Number juveniles sentenced in 2024**
a. Detained, but not serving detention	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*
b. Serving detention	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*
c. Probation without detention	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*
d. Other alternative disposition including suspended disposition	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*

D12. Does your tribe or tribal court have or provide access to a reentry program for tribal juveniles who have been in detention?

- ☐ a. Yes
- ☐ b. No

The next items pertain to child welfare or dependency matters only.

D13. Does your tribal court handle the following Indian/AIAN child welfare or dependency matters*?
* *For example: Child in Need of Protection or Child in Need of Aid cases.*

	Yes	No
a. Child abuse or neglect	☐	☐
b. Foster care placements	☐	☐
c. Suspension of parental rights	☐	☐
d. Termination of parental rights	☐	☐
e. Pre-adoptive placements	☐	☐
f. Adoptive placements	☐	☐
g. Guardianship	☐	☐
h. Emancipation	☐	☐
i. Other: (*Please describe*) _____	☐	☐

[IF ALL D13 = "NO", SKIP TO SECTION E]

D14. How many juveniles have dual status in calendar year 2024? *Dual status is defined as a child who has come into contact with both the child welfare and juvenile justice systems and occupies various statuses in terms of the individual's relationship to such systems.*
Refer to Question D14 of the question guide.

_____
o *Do not track these case numbers.*

D15. Do the following provide free civil legal representation to juveniles in dependency matters?

	Yes	No
a. Tribal public defender or tribal civil legal services program (fixed staff)	☐	☐
b. Assigned counsel (appointed from a list of those who accept cases on a judge-by-judge basis, court-by-court basis, or case-by-case basis)	☐	☐
c. Contract counsel (private bar members who contract to provide court appointed representation in a jurisdiction)	☐	☐
d. A neighboring tribal legal services program and/or law school clinic	☐	☐
e. A non-profit legal services program, including Indian Legal Services	☐	☐
f. A private law firm or office pro bono program	☐	☐
g. Other: (*Please describe*)	☐	☐

_____		

D16. Do children in child welfare or dependency cases have access to advocacy or representation from the following?

	Yes	No
a. Guardian ad Litem (GAL)	☐	☐
b. Court Appointed Special Advocate (CASA)	☐	☐
c. Attorney or presenting officer	☐	☐

D17. How many child welfare or dependency cases were **filed** in your tribal court in calendar years 2023 and 2024?

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these case numbers" box.*

Refer to Questions D17 of the question guide.

	Cases filed in 2023	Cases filed in 2024
a. Child welfare and dependency cases	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

D18. How many Indian Child Welfare Act (ICWA) cases were transferred to the tribal court in calendar years 2023 and 2024?

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these case numbers" box.*

Refer to Question D18 of the question guide.

	Transferred in 2023	Transferred in 2024
a. Cases transferred from a state court	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
b. Cases transferred from another tribal court	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

SECTION E. DOMESTIC VIOLENCE AND PROTECTION ORDERS

The section will ask you questions about cases pertaining to domestic violence and protective orders.

E1. As of December 31, 2024, does your tribal court issue restraining orders and/or protective orders to protect someone from another person for any of the following acts?

	Yes	No
a. Sexual violence	☐	☐
b. Violent or physical act	☐	☐
c. Threatening act	☐	☐
d. Harassment	☐	☐
e. Contact or communication with the victim	☐	☐
f. Physical proximity to another person	☐	☐
g. Stalking	☐	☐
h. Vulnerable adult	☐	☐
i. Economic abuse (e.g. exerting control over income, spending, or bank accounts)	☐	☐
j. Technological abuse (e.g. cyberstalking, online harassment, recording, spying)	☐	☐

[IF ALL E1 = “NO”, SKIP TO E3]

E2. Does the state(s) in which your tribe is located recognize restraining orders and/or protection orders issued from the tribal court as if it were the state court’s own order?

- ☐ a. Yes
- ☐ b. No
- ☐ c. Not sure/do not know

E3. Does the tribal court have reciprocity with or enforce violations of valid protection orders issued by the state or other tribal courts occurring on the reservation as if it were the tribal court’s own order?

- ☐ a. Yes
- ☐ b. No
- ☐ c. Not sure/do not know

SECTION F. CASE FILINGS, SENTENCING/DISPOSITION, AND OTHER TOPICS

DIRECTIONS: For survey items requesting case count information, please provide the total number of cases filed by your tribal court during the calendar years 2023 and 2024. You may find it helpful to complete [LINK TO QUESTION GUIDE] before continuing with this section as it will ensure that you have answers to the questions in this section readily available. Use the following definition to determine case numbers:

> *A filed case is a set of all charges against a single defendant filed with the court on a single day. 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.

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.

F1. Does your tribal court use the following methods to manage cases?

Method	Yes	No
a. Paper files	☐	☐
b. Basic spreadsheets (for example: Excel, Access)	☐	☐
c. Basic text files (for example: Word, WordPerfect)	☐	☐
d. An automated case management system	☐	☐
e. Other: *(Please describe)* _____ _____	☐	☐

[ASK F2 IF A3 = a]

F2. How many criminal cases were **filed** in your tribal court in calendar years 2023 and 2024?
A criminal case is any incident, action, or activity to which your office dedicates resources at any point of the process, including an investigation, that may lead to a case filing.

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these case numbers" box.*

Refer to Questions F2 and F3 of the question guide.

	Cases Filed in 2023	Cases Filed in 2024
a. Total Criminal Cases Filed	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
b. Cases Filed Involving† Domestic Violence*	☐ *Estimate*	☐ *Estimate*

ATTACHMENT B.

	☐ *Do not track these case numbers*	☐ *Do not track these case numbers*
c. Cases Filed Involving† Violation of Protection Orders Filed	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
d. Cases Filed Involving† Sex Trafficking‡	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
e. Cases Filed Involving† Labor Trafficking§	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
f. Cases Filed Involving† Drug Sales or Distribution	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
g. Cases Filed Involving† Opioid/Fentanyl Sales or Distribution	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
h. Cases Filed Involving† Methamphetamine Sales or Distribution	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
i. Cases Filed Involving† Neglect, Abuse, or Financial Exploitation of the Elderly	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
j. Cases Filed Involving† Kidnapping	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
k. Cases Filed Involving† Murder, Homicide or Manslaughter	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
l. Cases Filed Involving† Rape or Sexual Assault	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*
m. Cases Filed Involving† Aggravated Assault	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

† Involving means the case included at least one count of the charge.
**Domestic violence refers to violence between married or cohabiting couples, as well as violence against other members of the offender's household, such as children, siblings, parents, elderly relatives, or other family members of current or past intimate partners.*
‡Sex trafficking is defined as: A commercial sex act is induced by force, fraud, or coercion OR in which the person induced to perform such an act is younger than age 18.
§ Labor trafficking is defined as: Recruitment, harboring, transportation, provision, or obtaining of a person for labor or services using force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.

[ASK F3a, b, c IF A5 = a]

F3. How many civil cases were **filed** in your tribal court in calendar years 2023 and 2024?
Civil cases are noncriminal matters—such as contract disputes or damages for destruction of personal property—involving individuals or organizations. It is brought to enforce a right or redress.

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these case numbers" box.*

Refer to Questions F4 and F5 of the question guide.

	Civil Cases Filed in 2023	**Civil Cases Filed in 2024**
a. Total Civil Cases Filed	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

F3b. Did your court conduct any civil jury trials in calendar year 2024?

☐ a. Yes
☐ b. No

F3c. Does your tribal code require a minimum dollar amount-in-controversy for a civil trial by jury?

☐ a. Yes
☐ b. No

[Ask F3d if F3c = 1]

F3d. What is the dollar value for the minimum amount-in-controversy in your court?

_____

F4. Does your tribal court track or count the number of the following cases over non-Indians/AIAN?

Case Type	Yes	No
(Display if A3 = a) a. Criminal cases against/over non-Indians	☐	☐
(Display if A5 = a) b. Civil cases against/over non-Indians	☐	☐

[ASK F5 IF F4_a = "YES"]

F5. How many criminal cases against/over non-Indians/AIAN were **filed** in your tribal court in calendar years 2023 and 2024?
A criminal case is any incident, action, or activity to which your office dedicates resources at any point of the process, including an investigation, that may lead to a case filing.

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0.*

Refer to Question F5 in the question guide.

	Cases Filed in 2023	Cases Filed in 2024
a. Total Criminal Cases Over Non-Indians Filed	☐ *Estimate*	☐ *Estimate*

[ASK F6 IF F4_b = "YES"]

F6. How many civil cases against/over non-Indian/AIAN s were **filed** in your tribal court in calendar years 2023 and 2024?
Civil cases are noncriminal matters—such as contract disputes or damages for destruction of personal property—involving individuals or organizations. It is brought to enforce a right or redress.

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0.*

Refer to Question F6 of the question guide.

	Civil Cases Filed in 2023	Civil Cases Filed in 2024
a. Total Civil Cases against/over Non-Indians/AIAN Filed	☐ *Estimate*	☐ *Estimate*

[ASK F7 IF ANY E1 = "YES"]

F7. How many restraining orders and/or protection orders did your tribal court issue in calendar years 2023 and 2024?

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these numbers" box.*

Refer to Question F7 of the question guide.

	Orders issued in 2023	**Orders issued in 2024**
a. Restraining orders and/or protection orders	☐ *Estimate* ☐ *Do not track these numbers*	☐ *Estimate* ☐ *Do not track these numbers*

[ASK F8 IF F7 > 0]

F8. How many restraining orders and/or protection orders **against non-Indians/AIAN** did your tribal court issue in calendar years 2023 and 2024?

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these numbers" box.*

Refer to Question F8 of the question guide.

	Orders issued in 2023	**Orders issued in 2024**
a. Restraining orders and/or protection orders against non-Indians	☐ *Estimate* ☐ *Do not track these numbers*	☐ *Estimate* ☐ *Do not track these numbers*

[ASK F9 IF A3 = a & ANY E1 = "YES"]

F9. How many criminal convictions for violation of protection orders did your tribal court issue in calendar years 2023 and 2024?

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these numbers" box.*

Refer to Question F9 of the question guide.

	Criminal convictions in 2023	**Criminal convictions in 2024**
a. Criminal convictions for violation of protection orders	☐ *Estimate* ☐ *Do not track these numbers*	☐ *Estimate* ☐ *Do not track these numbers*

[ASK F10 IF F9 > 0]

F10. How many criminal convictions for violation of protection orders **against non-Indians/AIAN** did your tribal court issue in calendar years 2023 and 2024?

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these numbers" box.*

Refer to Question F10 of the question guide.

	Criminal convictions in 2023	**Criminal convictions in 2024**
a. Criminal convictions for violation of protection orders against non-Indians/AIAN	☐ *Estimate* ☐ *Do not track these numbers*	☐ *Estimate* ☐ *Do not track these numbers*

[ASK F11 IF F2_b > 0]

F11. How many domestic violence cases **against non-Indians/AIAN** were **filed** in your tribal court in calendar years 2023 and 2024?

Domestic violence refers to violence between married or cohabiting couples, as well as violence against other members of the offender's household, such as children, siblings, parents, elderly relatives, or other family members of current or past intimate partners.

NOTE: *If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If none, enter 0. If you do not track these numbers, check the "Do not track these case numbers" box.*

Refer to Question F15 of the question guide.

	Cases filed in 2023	Cases filed in 2024
a. Domestic violence cases against non-Indians/AIAN	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

These next questions ask about adults or juveniles tried as adults in your tribal court.

F12. During calendar years 2023 and 2024, excluding juveniles, what was the total number of defendants sentenced† to the following?

Juveniles are anyone under the age of adulthood of the court system. Include counts of juveniles tried as adults. Include those that have been sentenced but did not serve.

NOTE: If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If your court had no instances of the sentence, enter 0. If a particular sentence does not exist in your court, select "Not applicable." If you do not track sentence counts, check the "Do not track these numbers" box.

Refer to Question F12 of the question guide.

	Number sentenced in 2023	Number sentenced in 2024
a. Jail or prison terms	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*
b. Probation without jail or prison terms	_____ ☐ *Estimate* ☐ *Not applicable*	_____ ☐ *Estimate* ☐ *Not applicable*

	☐ *Do not track these numbers*	☐ *Do not track these numbers*
c. Other alternative sentence	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*	_____ ☐ *Estimate* ☐ *Not applicable* ☐ *Do not track these numbers*

[ASK F13 IF A3 = a]

F13. During calendar years 2023 and 2024, what was the total number of criminal cases with **juveniles tried as adults** in your court?

NOTE: If you are unable to provide the actual number, provide your best estimate and check the "Estimate" box. If your court had no instances of juveniles tried as adults, enter 0. If you do not track these numbers, check the "Do not track these numbers" box.

Refer to Question F13 of the question guide.

	Criminal Cases in 2023	**Criminal Cases in 2024**
a. Juveniles tried as adults	☐ *Estimate* ☐ *Do not track these case numbers*	☐ *Estimate* ☐ *Do not track these case numbers*

F14. Does your tribal court currently provide alternative criminal sentencing for **adults** outside of incarceration (e.g., drug or alcohol rehabilitation, community service, electronic monitoring, etc.)?

☐ a. Yes
☐ b. No

F15. Does your tribal court have or provide access to a reentry program or initiative for adults returning to the community?

☐ a. Yes
☐ b. No

F16. Does your tribal justice system supervise adults coming out of placement in a secure facility (e.g., federal or state detention facility)?

☐ a. Yes
☐ b. No

F17. Does your tribe maintain a sex offender registry or database?

- ☐ a. Yes
- ☐ b. No

F18. Does your tribal court oversee the following types of environmental cases within your jurisdiction?

Environmental case type	**Yes**	**No**
a. Cases related to wildlife such as fish and game.	☐	☐
b. Cases related to minerals and land use.	☐	☐
c. Cases related to trust lands.	☐	☐
d. Other: *(Please describe)* _____ _____	☐	☐

F19. Does your tribal court track repeat criminal offenders (recidivism) for the following categories?

	Yes	**No**
a. Adults	☐	☐
b. Juveniles	☐	☐

The survey is now complete. Thank you for taking part in the 2024 Census of Tribal Court Systems.

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-xxx-xxxx or send an email message to CTCS@norc.org. A member of our survey administration team will respond promptly.

Reports using this data will be made available to tribal courts, tribes, and other interested parties through the Bureau of Justice Statistics.

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