

Domestic Violence Resources

Rural Community Issues

- Benson, Sara. *Failure to Arrest: A Pilot Study of Police Response to Domestic Violence in Rural Illinois*. 17 Am. U.J. Gender Soc. Pol'y & L. 685 (2009). This article discusses the problems DV victims encountered in rural towns when trying to report domestic violence situations, and proposes a normative solution to decrease the problems found in law enforcement responses to domestic violence.
- Liberty Aldrich & Robyn Mazur, *Domestic Violence in Rural Communities: Applying Key Principles of Domestic Violence Courts in Smaller Jurisdictions*, Center for Court Innovations (2005), available at <http://www.courtinnovation.org/uploads/documents/Rural%20Innovation7.26.05.pdf>. This article discusses how to integrate Domestic Violence Court principles into rural or suburban dockets.

Children and Domestic Violence

- Howard N. Snyder, Carl McCurley, *Domestic Assaults by Juvenile Offenders*, Juvenile Justice Bulletin (Nov. 2008) available at <http://www.ncjrs.gov/pdffiles1/ojdp/219180.pdf>. This article discussed the incidence of juvenile offenders in domestic and sexual assault cases, and analyzed the circumstances surrounding juvenile assault cases.
- National Council of Juvenile and Family Court Judges, *Children's Exposure to Domestic Violence: A Guide to Research and Resources* (2006) available at <http://www.safestartcenter.org/pdf/childensexpostoviolence.pdf>. This reference manual discusses issues related to juveniles affected by domestic violence, analyzes legal issues that may be affected, and examines possible responses judges and law enforcement may make in such situations.
- National Council of Juvenile and Family Court Judges, *A Guide for Effective Issuance and Enforcement of Protective Orders* (2004) available at http://www.ncjfcj.org/images/stories/dept/fvd/pdf/burgundy_book_final.pdf. This comprehensive guide provides an examination of protective orders and the principles underlying effective protection order systems.
- Alexander Caballero, Ingrid Anderson, *Protecting Children From Sexual Abuse by Those Entrusted With Their Care*, 82-MAR Fla. B.J. 59 (2008). This article discusses the history and implementation of Chapter 39 to protect children who are or are in danger of becoming victims of abuse by their caregivers.

Batterer Intervention Programs

- Amanda B. Cissner & Nora K. Puffett, *Do Batterer Program Length or Approach Affect Completion or Re-Arrest Rates? A Comparison of Outcomes between Defendants Sentenced to Two Batterer Programs in Brooklyn*, Center for Court Innovation (2006), available at http://www.courtinnovation.org/uploads/documents/IDCC_DCAP%20final.pdf. This article provides an in-depth examination of two different types of batterer programs and recidivism rates, and finds that the strongest predictor of repeat offenses was whether defendants (respondents) had prior criminal convictions. The article concludes by saying that batterer programs are more useful for respondent accountability than for respondent rehabilitation.
- Robert Moyer, *To BIP or Not To BIP, That Is The Question* (2004) available at http://74.125.95.132/search?q=cache:wzJ6HsbIDQcJ:www.biscmi.org/aquila/Moyer_paper.doc+does+judicial+monitoring+affect+DV+recidivism&cd=2&hl=en&ct=clnk&gl=us. This paper discusses the effect respondents' completion of batterer programs has on recidivism rates, and concludes that there is a correlation between increased rates of program completion of a batterer program and decreased recidivism rates.
- Melissa Labriola, Michael Rempel, Chris S. O'Sullivan, Phyllis B. Frank, *Court Responses to Batterer Program Noncompliance: A National Perspective*, Center for Court Innovation (2007), available at http://courtinnovation.org/uploads/documents/Court_Responses_March2007.pdf. This paper examines the use and intended purpose of batterer programs nationwide, and concludes that, while accountability and rehabilitation are viewed as important aspects of batterer programs, courts may not have appropriate accountability protocols in place, which then negatively affect rehabilitation.
- Edward Gondolf, *The Impact of Mandatory Court Review on Batterer Program Compliance: an Evaluation of the Pittsburgh Municipal Courts and Domestic Abuse Counseling Center*, Minnesota Center Against Violence and Abuse (1998), available at <http://www.mincava.umn.edu/documents/gondolf/pccd/pccd.html>. This paper discusses the effect judicial monitoring has on batterer program compliance, and finds that increased judicial monitoring leads to increased batterer program compliance rates.
- National Institute of Justice, *Do Batterer Intervention Programs Work? Two Studies* (2003) available at <http://www.ncjrs.gov/pdffiles1/nij/200331.pdf>. This study examined two Batterer Intervention Programs, assessed their effectiveness, and concluded that batterer intervention programs in their current forms did not affect recidivism; rather, variables such as age, employment, and home ownership seemed to have more influence on recidivism.

Current Research and Caselaw Summaries

- Publications Committee of the Florida Court Education Council, *Domestic Violence Case Summary, Civil Cases* (2009) available at http://flcourts.org/gen_public/courted/bin/dv_civilsummary.pdf. This provides a summary of civil Domestic Violence cases in Florida over the past 15 years.
- Andrew R. Klein, *Practical Implications of Current Domestic Violence Research: For Law Enforcement, Prosecutors and Judges*, National Institute of Justice (2009) available at <http://www.ojp.usdoj.gov/nij/topics/crime/intimate-partner-violence/practical-implications-research/welcome.htm>. This article provides up-to-date and detailed analysis of domestic violence research, and the implications of such research for judges and other involved personnel.

Perjury in Domestic Violence

- Njeri Mathis Rutledge, *Turning a Blind Eye: Perjury in Domestic Violence Cases*, 39 N. M. L. Rev. 149 (2009). This article provides a detailed examination of the problem of recanting victims in domestic violence cases. The article examines the use of perjury actions against recanting victims and concludes that the current recanting defense is inadequate for domestic violence victims, and a new recanting defense is needed.

Mandatory vs. Petitioner Discretion in Case Filing

- Chris S. O'Sullivan, Robert C. Davis, Donald J. Farole Jr., Michael Rempel, *A Comparison of Two Prosecution Policies in Cases of Intimate Partner Violence: Mandatory Case Filing vs. Following the Victim's Lead* (2007), available at http://www.courtinnovation.org/uploads/documents/Case_Processing_Report.pdf. This article, while lengthy, provides very useful information regarding mandatory versus discretionary filing. The authors found, that while no significant differences in re-arrests was discovered, victims strongly favor mandatory filing policies.

The Effect of Arrest

- Christopher D. Maxwell, Joel H. Garner, Jeffrey A. Fagan, *The Effects of Arrest on Intimate Partner Violence: New Evidence From the Spouse Assault Replication Program*, National Institute of Justice (2001) available at <http://www.ncjrs.gov/textfiles1/nij/188199.txt>. This paper examines the link between arrests in instances of domestic violence and repeat offenses, and concludes that there is a correlation between arrests and decreased repeat offenses.

Domestic Violence and the Disabled

- Doug Jones, *Domestic Violence Against Women With Disabilities: A Feminist Legal Theory Analysis*, 2 Fla. A & M U. L. Rev. 207 (2007). This paper examines the incidence of domestic violence against women with disabilities, discusses several overlooked issues with domestic violence as it pertains to

those with disabilities, and suggests reforms to make the domestic violence injunction process easier and more accessible.

Custody Issues in the Domestic Violence Setting

- Patricia A McKenzie, *Nowhere to Run: Custody, Relocation, and Domestic Violence in Florida*, 31 Nova L. Rev. 355 (2007). This article evaluates *Parental Relocation With a Child* in the context of a domestic violence situation. Using real examples, the article presents several obstacles a parent who also has custody of a child faces, concludes that the current relocation statute is lacking with regard to protecting victims of domestic violence who seek to relocate, and offers improvements to the statute.