

JCAMP CIP DATA CAPACITY SURVEY

TITLE: Judicial, Court, and Attorney Measures of Performance (JCAMP) Study

PROTOCOL NO.: None
IRB Protocol #

SPONSOR: Children’s Bureau, ACF DHHS

INVESTIGATORS: Alicia Summers, PhD, MS
682 Talus Way
Reno, Nevada 89503
United States

Sophia Gatowski, PhD, MA
2-6988 177 Street
Surrey, BC V3S 2K1
Canada

**STUDY-RELATED
PHONE NUMBER(S):** Alicia Summers, Ph.D.
(775) 686-8545

Sophia Gatowski, Ph.D.
(604) 807-4617

The Capacity Building Center for Courts has received Children's Bureau funding to review existing child welfare court performance measures, with the goal of developing a set of measures which not only builds on lessons learned from past performance measurement, but also incorporates the best and latest thinking on judicial, attorney and court performance measures for child welfare cases.

Determining the extent to which different measurement categories are currently being captured will be extremely important to this project, as it will assist in defining and prioritizing measures, and indicate areas where courts may be challenged in collecting data and require more guidance. To obtain the most up-to-date information about performance measurement, you have been invited to complete a survey about the collection of judicial, attorney and court performance measures in child welfare cases in your jurisdiction. The survey asks you about your current court performance measurement capacities.

The survey should take 50 minutes to complete. Your participation in the survey is voluntary. You may refuse to take part in the research or exit the survey at any time without penalty or loss of otherwise entitled benefits. You may decline to answer any question you do not wish to answer for any reason. There are no foreseeable risks involved in participating in the survey. Your alternative is to not participate. You will receive no direct benefits from participating in this research study. However, your responses will help us learn more about child welfare court data capacity in your state.

Your survey responses will be sent to a link on the Qualtrics survey platform where data will be stored in a password protected electronic format. People overseeing the study such as the IRB may review records. Survey responses you provide may be associated with the name of your state and included in a report shared within the Children’s Bureau and the Administration for Children and Families (ACF) and may be

shared in public reports, articles, and presentations. Information from this study may be securely shared with qualified researchers to help guide future research and support program improvement.

Your responses to this survey will remain private to the extent permitted by law.

If you have questions or concerns, or complaints about the survey or study, or to report a research-related problem, you may contact Co-Principal Investigators Dr. Alicia Summers and Dr. Sophia Gatowski.

Co-Principal Investigator

Alicia Summers, Ph.D.
Data Savvy Consulting
682 Talus Way, Reno, NV 89503
(775) 686-8545

Co-Principal Investigator

Sophia Gatowski, Ph.D.
Systems Change Solutions Inc.
2-6988 177 Street, Surrey, BC., Canada, V3S 2K1
(604) 807-4617

This research is being overseen by WCG IRB. An IRB is a group of people who perform independent review of research studies. You may talk to them at 855-818-2289 or researchquestions@wcgirb.com if:

- You have questions, concerns, or complaints that are not being answered by the research team.
- You are not getting answers from the research team.
- You cannot reach the research team.
- You want to talk to someone else about the research.
- You have questions about your rights as a research subject.

estimated to average 50 minutes per response, including the time for reviewing instructions, gathering and maintaining the data needed, and reviewing the collection of information. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB number and expiration date for the described collection are OMB #: xxxx-xxxx, Exp: xx/xx/20xx. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Dr. Alicia Summers; alicia.d.summers@gmail.com and Dr. Sophia Gatwoski; sgatowski@ymail.com.

Please select "agree" or "disagree" below. You may print a copy of this consent form for your records. Clicking on the "Agree" button indicates that:

- You have read the above information;
- You voluntarily agree to participate;
- You are 18 years of age or older

Agree Disagree

Thank you in advance for your participation and input!

Data Capacity

1. For CIPs, in what state or U.S. territory do you currently work? _____
2. For title IV-E tribes or Tribal Court Improvement Programs, in what tribe do you work? _____

3. Do you have a statewide court case management system? *A statewide court case management system means you have an electronic case management system operated by the courts that is the same in all the jurisdictions.* ___Yes ___ No
4. Do you have localized or jurisdiction specific electronic court case management systems? *This would include if jurisdictions all run the same program but they are not connected statewide or if some sites have different court software than others.* ___Yes ___ No
5. How easy is it to change or add data fields to your system? *That is, if you wanted to add a variable to the system (like ICWA applicability yes/no), how simple or hard is that process to complete. Very easy might mean that the system is flexible and adding fields is inexpensive and*

easy for IT to do. Very difficult may mean that the system is expensive to make changes to and that all changes take lengthy amount of time to complete.

| | |
|--|----------------------------|
| | Very easy |
| | Easy |
| | Somewhat easy |
| | Neither easy nor difficult |
| | Somewhat difficult |
| | Difficult |
| | Very difficult |

6. What is the approval process like for making changes for the case management system?

| | |
|--|--|
| | It is fairly quick and easy. |
| | It takes a moderate amount of time to get approval |
| | It is challenging and lengthy to get approval for changes. |
| | Don't know |
| | Other (please specify) |
| | |

7. Can you query your court case management system? That is, are you able to build reports from the case management system on some (or all) data of interest? _____ Yes _____ No

8. Does your system track whether the case is an ICWA case? _____ Yes _____ No
Other: _____

9. Does your system track race/ethnicity of the parents? _____ Yes _____ No

10. Does your system track race/ethnicity of the child? _____ Yes _____ No

11. Do you have a system or process in place for your court case management system to share data with the agency? _____ Yes _____ No

Court Performance Measures- Toolkit

We are interested in learning more about whether you currently collect data on the court performance measures identified in the Office of Juvenile Justice and Delinquency Prevention Child Abuse and

Neglect Court Performance Measures (Toolkit). The Toolkit was released in 2008 and has recommended court performance measures related to safety, permanency, timeliness, and due process.

For each measure, please indicate if your statewide court case management systems collects the data, if the statewide system can report on it, if your local systems collect the data (if any can do it, mark yes), your local systems can report (if any can, mark yes), if you collect this data in another method (e.g., through file review, court observation, surveys, etc.) and if the agency reports this type of data to you. For all items EXCEPT the agency provides data to the court, mark ONLY if the court collects the data in some way. Please check all that apply.

Please note: We are most interested in data that is collected as a field or value in your system. If your system allows you to scan in entire documents and the information would be in the document, that is not the same as if your system has a field where the data are entered. We are looking for the data field specifically.

12. Safety

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Maltreatment while under court jurisdiction | | | | | | | |
| Maltreatment after exiting court jurisdiction (Reentry into care) | | | | | | | |
| | | | | | | | |

13. Permanency

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|--|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Achievement of Permanency; % Discharged to Specific Permanency Outcomes (e.g., | | | | | | | |

| | | | | | | | |
|---|--|--|--|--|--|--|--|
| reunification) | | | | | | | |
| Children Not Achieving Permanency (% of children aging out of foster care) | | | | | | | |
| Children Moved While Under Court Jurisdiction (e.g., number of placement moves) | | | | | | | |
| Re-entry into foster care after return home | | | | | | | |
| Re-entry into foster care after adoption or guardianship | | | | | | | |

14. Due Process

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Number of Judges Per Case | | | | | | | |
| Service of Process to Parties | | | | | | | |
| Early Appointment of Advocates for Children | | | | | | | |
| Early Appointment of Counsel for Parents (e.g., when attorneys appointed) | | | | | | | |
| Advance Notice of Hearings to Parties | | | | | | | |
| Advance Written Notice of | | | | | | | |

| | | | | | | | |
|--|--|--|--|--|--|--|--|
| Hearings to Foster Parents, Preadoptive Parents, and Relative Caregivers | | | | | | | |
| Presence of Advocates During Hearings | | | | | | | |
| Presence of Parties During Hearings | | | | | | | |
| Continuity of Advocates for Children | | | | | | | |
| Continuity of Counsel for Parents | | | | | | | |

15. Timeliness

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Time to Permanency Placement/Permanency (e.g., average median days to from petition filing to case closure) | | | | | | | |
| Time to Adjudication | | | | | | | |
| Time to Disposition Hearing | | | | | | | |
| Timeliness of Disposition Hearing (e.g., percent held within statutory requirements) | | | | | | | |
| Timeliness of Case Review Hearings (e.g., percent held within statutory requirements) | | | | | | | |
| Time to First Permanency Hearing | | | | | | | |
| Time to Termination of Parental Rights Petition Filing | | | | | | | |
| Time to Termination | | | | | | | |

| | | | | | | | |
|---|--|--|--|--|--|--|--|
| of Parental Rights (e.g., final orders for both parents) | | | | | | | |
| Timeliness of Termination of Parental Rights Proceedings (e.g., TPR hearings) | | | | | | | |
| Time from Disposition Hearing to Termination of Parental Rights Petition | | | | | | | |
| Timeliness of Adoption Petition | | | | | | | |
| Timeliness of Adoption Proceedings | | | | | | | |

New Categories of Performance of Measurement

A comprehensive literature review of federal child welfare laws, standards of practice for courts and court professionals, and the research literature helped us to identify multiple categories of potential performance measurement in the field. Please tell us if you collect data on any of the following.

For each measure, please indicate if your statewide court case management systems collects the data, if the statewide system can report on it, if your local systems collect the data (if any can do it, mark yes), your local systems can report (if any can, mark yes), if you collect this data in another method (e.g., through file review, court observation, surveys, etc.) and if the agency reports this type of data to you. For all items EXCEPT the agency provides data to the court, mark ONLY if the court collects the data in some way. Please check all that apply.

The categories are broad. The definitions in parenthesis below are meant to give an idea of what the category contains. If you collect something that you would classify in this category, please mark it as a yes.

16. Court Judicial Processes

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Judicial appointment (Structures used to appoint judges who will hear child welfare | | | | | | | |

| | | | | | | | |
|---|--|--|--|--|--|--|--|
| cases) | | | | | | | |
| Judicial assignment (Following appointment, processes used to assign a judge to hear child welfare cases) | | | | | | | |
| Judicial workload (Judicial resources directed towards hearing child welfare cases) | | | | | | | |
| Judicial training (Training or knowledge prerequisites for judges as well as other training resources) | | | | | | | |
| Judicial support (Resources to help judges complete case-related activities) | | | | | | | |

17. Court Attorney Processes

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Attorney appointment (Processes used to appoint an attorney to a case) | | | | | | | |
| Attorney workload (Attorney resources directed towards hearing child welfare cases) | | | | | | | |

| | | | | | | | |
|---|--|--|--|--|--|--|--|
| Attorney compensation (Amount an attorney is paid) | | | | | | | |
| Attorney training (Training or knowledge prerequisites for attorneys as well as other training resources) | | | | | | | |

18. Court Structure

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Court docketing/calendaring (Processes used to schedule court hearings) | | | | | | | |
| Court environment (Facilities and conditions at the court hearings) | | | | | | | |
| Data transparency/CQI processes (Activities by the court to collect and analyze operational data to assess their own performance) | | | | | | | |
| Court planning (Preparation and activities to ensure continuity of court) | | | | | | | |
| Additional legal/advocacy supports (Appointment of supports outside judge and attorney framework) | | | | | | | |

19. Court Collaboration with Child Welfare System Stakeholders

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|--|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Cross-system communication (Communication involving court and system partners) | | | | | | | |
| Cross-system activities (Joint activities between court and system partners, e.g., training, designing interventions) | | | | | | | |
| Information sharing (Court and system partners collaboration regarding aggregate data on system performance and child wellbeing) | | | | | | | |
| Shared accountability (Court and system partners identification of shared goals and the means to measure them) | | | | | | | |

Practices

This page focuses on practices of judges and attorneys both inside and outside of court. For these measures, we are very interested if you have collected data on them to explain how you measured/defined the construct.

20. Judge Activities (Outside of Hearings)

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Activities outside of hearings (Case-related activities the judge does to prepare for, and follow-up on hearings) | | | | | | | |
| Collaborative activities (Activities by judge involving collaboration with system partners) | | | | | | | |
| Administrative activities (Activities to ensure the efficient court operation) | | | | | | | |
| Judicial training (Training received by the judge) | | | | | | | |

21. If you answered **YES**, that you collect data on **Judicial Activities (Outside of Hearings)**, can

you please identify how you have measured this. _____

22. Attorney Activities (Outside of Hearings)

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court | agency provides data to court | no data collection of this item |
|--|---------------------------|-----------------------------|-----------------------|-------------------------|---------------------------------|-------------------------------|---------------------------------|
| | | | | | | | |

| | | | | | | | |
|--|--|--|--|--|---------|--|--|
| | | | | | methods | | |
| Attorney pre-petition legal practice (pre-petition legal representation) | | | | | | | |
| Activities outside of hearings (Activities the attorney does to prepare for, and follow-up on hearing) | | | | | | | |
| Collaborative activities (Activities by attorney involving collaboration with system partners) | | | | | | | |
| Attorney training (Training received by the attorney) | | | | | | | |

23. If you answered **YES**, that you collect data on **Attorney Practices (Outside of Hearings)**, can

you please identify how you have measured this. _____

24. Judge Activities (During Hearings)

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|--|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Judicial engagement/inquiry (Judge's interactions with | | | | | | | |

| | | | | | | | |
|--|--|--|--|--|--|--|--|
| parties, professionals, and other stakeholders present at the hearing) | | | | | | | |
| Legal requirements met (The judge makes required findings and orders that federal laws require) | | | | | | | |
| Safety decision-making (Discussion and decisions made regarding child safety) | | | | | | | |
| Court decorum (Judge conducts an orderly and efficient hearing) | | | | | | | |
| Orders Made to CW Agency and Partners (Orders made by the judge to child welfare agency and partner agencies (e.g., schools, juvenile justice) | | | | | | | |
| Discussion of Key Issues (The topics discussed and level at which they are discussed in hearings) | | | | | | | |

25. If you answered **YES**, that you collect data on **Judge Activities (During Hearings)**, can you

please identify how you have measured this. _____

26. Attorney Activities (During Hearings)

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Attorney presence (Attorney is present at the hearing) | | | | | | | |
| Attorney advocacy (Attorney activities during the hearing to presence evidence and advocate for the client) | | | | | | | |
| Professional requirements met (Adherence to standards of practice) | | | | | | | |

27. If you answered YES, that you collect data on **Attorney Activities (During Hearings)**, can you

please identify how you have measured this. _____

28. Family Experience (During Hearings)

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Parent and youth access/presence (whether parents and youth attend the hearing) | | | | | | | |

| | | | | | | | |
|---|--|--|--|--|--|--|--|
| Family understanding of hearing (Whether family members understand the purpose and results of the hearing) | | | | | | | |
| Family/ community presence and participation (whether family members, including tribal representatives, attend the hearing) | | | | | | | |

Intermediate Outcomes During Case

For each measure, please indicate if your statewide court case management systems collects the data, if the statewide system can report on it, if your local systems collect the data (if any can do it, mark yes), your local systems can report (if any can, mark yes), if you collect this data in another method (e.g., through file review, court observation, surveys, etc.) and if the agency reports this type of data to you. For all items EXCEPT the agency provides data to the court, mark ONLY if the court collects the data in some way. Please check all that apply.

29. Intermediate outcomes during case

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|--|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Visitation/family time (Amount and type of time children spend with parents, siblings, and other relatives) | | | | | | | |
| Child placement during case (Type and continuity of the child's temporary placements | | | | | | | |

| | | | | | | | |
|---|--|--|--|--|--|--|--|
| during the case) | | | | | | | |
| Family engagement during case (Family's communication with the court, participation in decision-making, and participation in services and in the court process during the case) | | | | | | | |
| Child safety during case (The absence of child maltreatment during the case) | | | | | | | |
| Child well-being (The child is able to grow and thrive during the case) | | | | | | | |

30. Prevention

| | statewide system collects | statewide system can report | local system collects | local system can report | data collected from other court methods | agency provides data to court | no data collection of this item |
|---|---------------------------|-----------------------------|-----------------------|-------------------------|---|-------------------------------|---------------------------------|
| Prevention/ Family Preservation (Families can safely care for their children) | | | | | | | |

31. Do you collect any data (does not have to be statewide) on parent experience with the child welfare system? _____ Yes ___ No

32. If yes to question 31, please describe. _____

33. Do you collect any data (does not have to be statewide) on the child's experience with the child welfare system? _____ Yes ___No

34. If yes to question 33, please describe. _____

35. Do you collect data on system legitimacy (i.e., the extent to which clients and professionals believe the system has the right and justification to operate)? _____Yes _____No

36. Do you track and report any of your performances by race and ethnicity? If yes, please explain.

37. Do you track anything else related to equity in your system (e.g., disability, sexual orientation, etc.)? If yes, please describe. _____

Those are all of the questions we have for you. Thank you so much for your time. If you would like to make any additional comments about your jurisdiction's capacity to collect and report on judicial, attorney and court performance measures, please use the space provided below to do so.

If you have any questions about the project or this survey, you can contact Alicia Summers -

Alicia.D.Summers@gmail.com

38. Any additional comments? _____
