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| Current status of Right to Counsel for Children |  |  |  |  |  |  |
|  | **Type of Hearing/Jurisdiction** | **Number of Children Affected** | **Constitutional Right/ Governing Laws** | **Relevant Caselaw** | **Opportunities for Reform (Legislative, Regulatory etc.)** |
| Child Welfare | Dependency (state court) | 415,129 (total number in foster care) | Child Abuse and Protection Act (CAPTA) requires GAL, attorney or CASA with appropriate training | *Kenny A. v. Perdue* (2003)  | CAPTA Reauthorization |
| Immigration | Asylum, Removal Proceedings, SIJS (federal court) | 41,641 (current cases pending 2014) | The Trafficking and Victims Protection Reauthorization Act (TVPRA)- allows HHS to appoint Child Advocates to extremely vulnerable children | Pending class action lawsuit to require paid counsel for all children “*J.E.F.M. v. Holder”* | Fair Day in Court Act of 2016 S.2540/H.R.4646Secure the Northern Triangle S.3106/H.R. 5850 |
| Juvenile Justice | Delinquency (state or federal court) | 1,000,000  | The Due Process Clause of the 14th Amendment to the U.S. Constitution guarantees the right to counsel | *In re Gault*387 U.S.1 (1967) | Federal Funding for Juvenile Indigent DefenseState Statutory Reform |