

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

Date: 7/26/17 Approved by: U Jefferson B. Sessions III Attorney General

# Summary of Requirements

Executive Office for Immigration Review Salaries and Expenses (Dollars in Thousands)

		Y 2020 Request	
	Positions	Estimate FTE	Amount
2018 Enacted 1/	2,798	1,710	504,500
Total 2018 Enacted	2,798	1,710	504,500
2019 Continuing Resolution	2,798	1,698	504,500
Technical Adjustments			
DHS Immigration Examination Fees - EOIR	0	0	-4,000
Expected Change from FY 2019 CR	363	901	108,495
Total Technical Adjustments	363	901	104,495
Base Adjustments			
Transfers:			
Transfers - DHS Immigration Examination Fee Account	0	0	4,000
Pay and Benefits	0	0	7,481
Domestic Rent and Facilities	0	0	-4,557
Non-Personnel Related Annualizations	0	0	-14,100
Total Base Adjustments	0	0	-7,176
Total Technical and Base Adjustments	363	901	97,319
2020 Current Services	3,161	2,599	601,819
Program Changes			
Increases:			
Immigration Judges and Support	600	300	71,147
Subtotal, Increases	600	300	71,147
Total Program Changes	600	300	71,147
2020 Total Request	3,761	2,899	672,966
2019 - 2020 Total Change	963	1,201	168,466

<sup>1/</sup> FY 2018 FTE is actual

### Summary of Requirements

Program Activity	F	<b>′ 2018 En</b>	acted	FY 2019	Continuin	g Resolution	FY 202	0 Technic Adjustmo	al and Base	FY 2020 Current Services			
	Positions	Actual FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount	
Executive Office for Immigration Review	2,798		504,500	2,798	1,698	504,500	363	901	97,319	3,161	2,599	601,819	
Total Direct	2,798	1,710	504,500	2,798	1,698	504,500	363	901	97,319	3,161	2,599	601,819	
Balance Rescission			0			0			0			0	
Total Direct with Rescission			504,500			504,500			97,319			601,819	
Reimbursable FTE		0			0			0			0		
Total Direct and Reimb. FTE		1,710			1,698			901			2,599		
Other FTE:													
LEAP		0			0			0			0		
Overtime		0			0			0			0		
Grand Total, FTE		1,710			1,698			901			2,599		

Program Activity	2	2020 Incre	ases		2020 Offs	sets		2020 Req	uest
	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount
Executive Office for Immigration	600	300	71,147	0	0	0	3,761	2,899	672,966
Review									
Total Direct	600	300	71,147	0	0	0	3,761	2,899	672,966
Balance Rescission			0			0			0
Total Direct with Rescission			71,147			0			672,966
Reimbursable FTE		0			0			0	
Total Direct and Reimb. FTE		300			0			2,899	
Other FTE:									
LEAP		0			0			0	
Overtime		0			0			0	
Grand Total, FTE		300			0			2,899	

# FY 2020 Program Increases/Offsets by Decision Unit

Program Increases	Location of	Executiv	e Office fo	or Immigra	tion Review		Total	Increases	
	Description by								
	Description by	Positions	Agt./Atty.	Est. FTE	Amount	Positions	Agt./Atty.	Est. FTE	Amount
	<b>Program Activity</b>								
Immigration Judges and Support		600	300	300	71,147	600	300	300	71,147
Total Program Increases		600	300	300	71,147	600	300	300	71,147

Program Offsets	Location of	Executiv	e Office fo	or Immigra	ation Review		Tota	I Offsets	
	Description by								
	Description by	Positions	Agt./Atty.	Est. FTE	Amount	Positions	Agt./Atty.	Est. FTE	Amount
	Program Activity								
No Program Offsets									
Total Program Offsets									

#### Resources by Department of Justice Strategic Goal and Objective

Strategic Goal and Strategic Objective	FY 201	8 Enacted	FY 2019	Continuing	FY 202	0 Current	FY 2020	Increases	FY 2020 Offsets		FY 2020 Total	
				olution	Se	rvices					Re	equest
	Direct & Reimb FTE	Direct Amount										
Goal 2 Secure the Borders and Enhance Immigration Enforcement and Adjudication												
2.2 Ensure an immigration system that respects the rule of law, protects the safety of U.S. Citizens and serves the national interest	1,710	504,500	1,698	504,500	2,599	601,819	300	71,147	0	0	2,899	672,966
Subtotal, Goal 2	1,710	504,500	1,698	504,500	2,599	601,819	300	71,147	0	0	2,899	672,966
TOTAL	1,710	504,500	1,698	504,500	2,599	601,819	300	71,147	0	0	2,899	672,966

# Justifications for Technical and Base Adjustments

	Positions	Estimate	Amount
		FTE	
Technical Adjustments			
1 DHS Immigration Examination Fees - EOIR	0	0	-4,000
DHS Immigration Examination Fees - EOIR		004	400 405
2 Expected Change from FY 2019 CR	363	901	108,495
Expected Change from FY 2019 CR		004	404 405
Subtotal, Technical Adjustme Transfers	nts 363	901	104,495
1 Transfers - DHS Immigration Examination Fee Account	0	0	4,000
Transfers - DHS Immigration Examination Fee Account	0	0	4,000
Subtotal, Transf	ers 0	0	4,000
Pay and Benefits			4,000
1 Changes in Compensable Days	0	0	864
The increased cost for one compensable day in FY 2020 compared to FY 2019 is calculated by dividing the F	Y		
2019 estimated personnel compensation \$697,000 and applicable benefits \$167,000 by 261 compensable day			
is \$864,000.	, 		
2 Employees Compensation Fund	0	0	-54
The -\$54,000 request reflects anticipated changes in payments to the Department of Labor for injury benefits under the Federal Employee Compensation Act.			
3 FERS Rate Increase	0	0	5,881
Per 2018 OMB Circular A-11 section 32, Personnel Compensation, Benefits, and Related Costs, the agency contribution of regular retirement under FERS will increase from 13.7% to 16%. The FERS contribution for La Enforcement retirement will increase from 30.1% to 33.4%. The amount requested, \$5,881,000, represents the funds needed to cover this increase.			- ,
4 <u>Health Insurance</u>	0	0	505
Effective January 2020, the component's contribution to Federal employees' health insurance increases by 3.8 percent. Applied against the 2019 estimate of \$13,386,000, the additional amount required is \$505,000.	3		
5 Retirement	0	0	296
Agency retirement contributions increase as employees under CSRS retire and are replaced by FERS employees. Based on U.S. Department of Justice Agency estimates, we project that the DOJ workforce will convert from CSRS to FERS at a rate of 0.8 percent per year, for both LEO and Non-LEO, based on the past years of DOJ retirement data. The requested increase of \$296,000 is necessary to meet our increased retirement obligations as a result of this conversion. Exhibit E. Justifications for Technical and Base Adjustments	5		

### Justifications for Technical and Base Adjustments

	Positions	Estimate	Amount
		FTE	
6 <u>Retirement FERS Revised Annuity Employees (RAE) Savings</u> Agency retirement contributions increase as employees under CSRS retire and are replaced by FERS employees. Based on U.S. Department of Justice Agency estimates, we project that the DOJ workforce will convert from CSRS to FERS at a rate of 0.8 percent per year, for both LEO and Non-LEO, based on the past 5 years of DOJ retirement data. The requested increase of -\$11,000 is necessary to meet our increased retirement obligations as a result of this conversion.	0	0	-11
Subtotal, Pay and Benefits	0	0	7,481
Domestic Rent and Facilities         1 GSA Rent         GSA will continue to charge rental rates that approximate those charged to commercial tenants for equivalent space and related services. The requested decrease of \$4,557,000 is required to meet our commitment to GSA. The costs associated with GSA rent were derived through the use of an automated system, which uses the latest inventory data, including rate increases to be effective FY 2020 for each building currently occupied by Department of Justice components, as well as the costs of new space to be occupied.	0	0	-4,557
Subtotal, Domestic Rent and Facilities	0	0	-4,557
<ul> <li>Non-Personnel Related Decreases</li> <li>Non-Recurral of Non-Personnel</li> <li>This represents the non-recurral of non-personnel costs associated with the FY 2019 IT Modernization</li> <li>Enhancement.</li> </ul>	0	0	-14,100
Subtotal, Non-Personnel Related Decreases	0	0	-14,100
TOTAL DIRECT TECHNICAL and BASE ADJUSTMENTS	363	901	97,319

#### Crosswalk of 2018 Availability

Executive Office for Immigration Review Salaries and Expenses (Dollars in Thousands)

Program Activity	F١	′ 2018 En	acted	Reproç	gramming	/Transfers	Carryover	Recoveries/ Refunds	FY 2018 Availability			
	Position	Actual	Amount	Position	Actual	Amount	Amount	Amount	Position	Actual	Amount	
	s	FTE		s	FTE				s	FTE		
Executive Office for Immigration	2,798	1,710	504,500	0	0	8,000	15,000	0	2,798	1,710	527,500	
Review												
Total Direct	2,798	1,710	504,500	0	0	8,000	15,000	0	2,798	1,710	527,500	
Balance Rescission			0			0	0	0			0	
Total Direct with Rescission			504,500			8,000	15,000	0			527,500	
Reimbursable FTE		0			0					0		
Total Direct and Reimb. FTE		1,710			0					1,710		
Other FTE:												
LEAP FTE		0			0					0		
Overtime		0			0					0		
Grand Total, FTE		1,710			0					1,710		

Reprogramming/Transfers:

Carryover:

Recoveries/Refunds:

#### Crosswalk of 2019 Availability

Executive Office for Immigration Review Salaries and Expenses (Dollars in Thousands)

Program Activity	FY	FY 2019 Continuing Resolution			gramming	/Transfers	Carryover	Recoveries/ Refunds	FY	2019 Avai	lability
	Position	Est. FTE	Amount	Position	Est. FTE	Amount	Amount	Amount	Position	Est. FTE	Amount
	s			s					s		
Executive Office for Immigration	2,798	1,698	504,500	0	0	0	3,346	0	2,798	1,698	507,846
Review											
Total Direct	2,798	1,698	504,500	0	0	0	3,346	0	2,798	1,698	507,846
Balance Rescission			0			0	0	0			0
Total Direct with Rescission			504,500			0	3,346	0			507,846
Reimbursable FTE		0			0					0	
Total Direct and Reimb. FTE		1,698			0					1,698	
Other FTE:											
LEAP FTE		0			0					0	
Overtime		0			0					0	
Grand Total, FTE		1,698			0					1,698	

Reprogramming/Transfers:

Carryover:

Recoveries/Refunds:

#### Summary of Reimbursable Resources

Collections by Source		2018 Actual			2019 Estii	nate		2020 Req	uest	Increase/Decrease			
	Reimb.	Reimb.	Amount	Reimb.	Reimb.	Amount	Reimb.	Reimb.	Amount	Reimb.	Reimb.	Amount	
	Pos.	FTE		Pos.	FTE		Pos.	FTE		Pos.	FTE		
Department of Homeland Security	0	0	600	0	0	600	0	0	600	0	0	0	
Office of Attorney	0	0	5	0	0	5	0	0	5	0	0	0	
Recruitment/Management													
Office of Justice Programs	0	0	70	0	0	70	0	0	70	0	0	0	
Budgetary Resources	0	0	675	0	0	675	0	0	675	0	0	0	

Obligations by Program Activity		2018Actual			2019 Estii	nate		2020 Req	uest	Increase/Decrease			
	Reimb.	Reimb.	Amount	Reimb.	Reimb.	Amount	Reimb.	Reimb.	Amount	Reimb.	Reimb.	Amount	
	Pos.	FTE		Pos.	FTE		Pos.	FTE		Pos.	FTE		
Executive Office for Immigration Review	0	0	675	0	0	675	0	0	675	0	0	0	
Budgetary Resources	0	0	675	0	0	675	0	0	675	0	0	0	

#### Detail of Permanent Positions by Category

Category	FY 2018	Enacted	FY 2019 C	Continuing	FY 2020 Request					
			Reso	Resolution						
	Direct Pos.	Reimb. Pos.	Direct Pos.	Reimb. Pos.	ATBs	Program	Program	Total Direct	Total Reimb.	
						Increases	Offsets	Pos.	Pos.	
Security Specialists (080)	7	0	7	0	0	0	0	7	0	
Personnel Management (0200-0260)	15	0	15	0	0	0	0	15	0	
Clerical and Office Services (0300-0399)	602	0	652	0	111	100	0	863	0	
Accounting and Budget (500-599)	6	0	6	0	0	0	0	6	0	
Paralegals / Other Law (900-998)	703	0	653	0	112	200	0	965	0	
Attorneys (905)	1,201	0	1,201	0	140	300	0	1,641	0	
Information & Arts (1000-1099)	176	0	176	0	0	0	0	176	0	
Business & Industry (1100-1199)	16	0	16	0	0	0	0	16	0	
Library (1400-1499)	4	0	4	0	0	0	0	4	0	
Supply Services (2000-2099)	8	0	8	0	0	0	0	8	0	
Information Technology Mgmt (2210-2299)	60	0	60	0	0	0	0	60	0	
Total	2,798	0	2,798	0	363	600	0	3,761	0	
Headquarters Washington D.C.	643	0	718	0	61	25	0	804	0	
US Fields	2,155	0	2,080	0	302	575	0	2,957	0	
Foreign Field	0	0	0	0	0	0	0	0	0	
Total	2,798	0	2,798	0	363	600	0	3,761	0	

#### **Financial Analysis of Program Changes**

Grades		Executive Office for Immigration Review				Total Program Changes		
	Program Increases Pro		Program D	ecreases				
	Positions	Amount	Positions	Amount	Positions	Amount		
IJ 1-4	100	15303	0	0	100	15303		
GS-12	200	16935	0	0	200	16935		
GS-9	200	9547	0	0	200	9547		
GS-7	100	7065	0	0	100	7065		
Total Positions and Annual Amount	600	48,850	0	0	600	48,850		
Lapse (-)	-300	-31045	0	0	-300	-31045		
11.5 - Other personnel compensation		67		0		67		
Total FTEs and Personnel Compensation	300	17,872	0	0	300	17,872		
12.1 - Civilian personnel benefits		4987		0		4987		
21.0 - Travel and transportation of persons		1773		0		1773		
22.0 - Transportation of things		50		0		50		
23.3 - Communications, utilities, and miscellaneous charges		820		0		820		
24.0 - Printing and reproduction		28		0		28		
25.1 - Advisory and assistance services		273		0		273		
25.2 - Other services from non-federal sources		11504		0		11504		
25.3 - Other goods and services from federal sources		2642		0		2642		
25.6 - Medical care		30		0		30		
26.0 - Supplies and materials		500		0		500		
31.0 - Equipment		12785		0		12785		
32.0 - Land and structures		17883		0		17883		
Total Program Change Requests	300	71,147	0	0	300	71,147		

### Summary of Requirements by Object Class

Executive Office for Immigration Review Salaries and Expenses (Dollars in Thousands)

Object Class		Y 2018 Actual FY 2019		2019 Continuing F		FY 2020 Request		Increase/Decrease	
	Resolution								
	Act.	Amount	Direct	Amount	Direct	Amount	Direct	Amount	
	FTE		FTE		FTE		FTE		
11.1 - Full-time permanent	1,710	157,336	1,698	158,662	2,899	273,502	1,201	114,840	
11.3 - Other than full-time permanent	0	19,810	0	17,384	0	14,169	0	-3,215	
11.5 - Other personnel compensation	0	965	0	1,894	0	1,794	0	-100	
Overtime	0	0	0	0	0	0	0	0	
Other Compensation	0	0	0	0	0	0	0	0	
11.8 - Special personal services payments	0	0	0	-14	0	0	0	14	
Total	1,710	178,111	1,698	177,926	2,899	289,465	1,201	111,539	
Other Object Classes									
12.1 - Civilian personnel benefits		57,450		57,060		68,193	0	11,133	
21.0 - Travel and transportation of persons		5,274		6,403		7,486	0	1,083	
22.0 - Transportation of things		523		588		2,290	0	1,702	
23.1 - Rental payments to GSA		41,527		45,711		58,701	0	12,990	
23.2 - Rental payments to others		549		550		550	0	0	
23.3 - Communications, utilities, and miscellaneous charges		8,729		8,996		16,157	0	7,161	
24.0 - Printing and reproduction		387		367		502	0	135	
25.1 - Advisory and assistance services		58,150		54,524		18,126	0	-36,398	
25.2 - Other services from non-federal sources		55,607		54,688		77,311	0	22,623	
25.3 - Other goods and services from federal sources		5,889		5,938		27,042	0	21,104	
25.4 - Operation and maintenance of facilities		19,961		18,152		8,608	0	-9,544	
25.6 - Medical care		0		0		281	0	281	
25.7 - Operation and maintenance of equipment		39,917		41,833		36,209	0	-5,624	
26.0 - Supplies and materials		3,306		3,680		3,612	0	-68	
31.0 - Equipment		3,289		7,240		25,303	0	18,063	
32.0 - Land and structures		44,273		24,174		33,057	0	8,883	
42.0 - Insurance claims and indemnities		97		16		73	0	57	
Total Obligations		523,039		507,846		672,966	0	165,120	
Net of:									
Unobligated Balance, Start-of-Year		-15,000		-3,346		0	0	3,346	
Transfers/Reprogramming		-8,000		0		0	0	. 0	
Recoveries/Refunds		, 0		0		0	0	0	
Balance Rescission		0		0		0	0	0	
Unobligated End-of-Year, Available		3,346		0		0	0	0	
Unobligated End-of-Year, Expiring		1,115		0		0	0	0	
Total Direct Requirements		504,500		504,500		672,966		168,466	

K. Summary of Requirements by Object Class Reimbursable FTE					
Full-Time Permanent	0	0	0	0	0