

U.S. Marshals Service

## **Summary of Requirements**

U.S. Marshals Service Federal Prisoner Detention (Dollars in Thousands)

		FY 2022 Request	
	Positions	Estimated FTE	Amount
2020 Enacted 1/	27	24	1,867,461
Total 2020 Enacted	27	24	1,867,461
2021 Enacted	33	30	2,046,609
Emergency Supplemental - COVID-19	0	0	125,000
Total 2021 Enacted	33	30	2,171,609
Technical Adjustments			
Non-Recurral of Supplemental - COVID-19	0	0	-125,000
Total Technical Adjustments	0	0	-125,000
Base Adjustments			
Pay and Benefits	0	3	339
Prison and Detention	0	0	35,197
Total Base Adjustments	0	3	35,536
Total Technical and Base Adjustments	0	3	-89,464
2022 Current Services	33	33	2,082,145
Program Changes			
Increases:			
Private Detention EO Implementation	0	0	75,000
Information Technology Infrastructure	2	1	12,193
Program Oversight	7	4	677
Subtotal, Increases	9	5	87,870
Total Program Changes	9	5	87,870
2022 Total Request	42	38	2,170,015
2021 - 2022 Total Change	9	8	-1,594

<sup>1/</sup> FY 2020 FTE is actual

## **Summary of Requirements**

Program Activity		FY	2020 Ena	cted	FY	2021 Ena	cted	FY 2022 Technical and Base			FY 2022 Current Services		
								А	djustmen	its		1	
		Positions	Actual	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount
			FTE										
Detention Services		27	24	1,867,461	33	30	2,171,609	0	3	-89,464	33	33	2,082,145
	Total Direct	27	24	1,867,461	33	30	2,171,609	0	3	-89,464	33	33	2,082,145
Balance Rescission				0			0			0			0
Total Direct with Rescission				1,867,461			2,171,609			-89,464			2,082,145
Reimbursable FTE			0			0			0			0	
Total Direct and Reimb. FTE			24			30			3			33	
Other FTE:													
LEAP			0			0			0			0	
Overtime			0			0			0			0	
Grand Total, FTE			24			30			3			33	

Program Activity		20	22 Increa	ses	2	022 Offse	ts	2	022 Reque	est
		Positions	Est. FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount
Detention Services		9	5	87,870	0	0	0	42	38	2,170,015
	Total Direct	9	5	87,870	0	0	0	42	38	2,170,015
Balance Rescission				0			0			0
Total Direct with Rescission				87,870			0			2,170,015
Reimbursable FTE			0			0			0	
Total Direct and Reimb. FTE			5			0			38	
Other FTE:										
LEAP			0			0			0	
Overtime			0			0			0	
Grand Total, FTE			5			0			38	

## FY 2022 Program Increases/Offsets by Decision Unit

Program Increases	Location of		Detention	n Services		Total Increases				
	Description by	Positions	Agt./Atty.	Est. FTE	Amount	Positions	Agt./Atty.	Est. FTE	Amount	
	Program Activity									
Private Detention EO Implementation	29	0	0	0	75,000	0	0	0	75,000	
Information Technology Infrastructure	32	2	0	1	12,193	2	0	1	12,193	
Program Oversight	39	7	0	4	677	7	0	4	677	
Total Program Increases		9	0	5	87,870	9	0	5	87,870	

Program Offsets	Location of	Detention Services				Total Offsets				
	Description by	Positions	Agt./Atty.	Est. FTE	Amount	Positions	Agt./Atty.	Est. FTE	Amount	
	<b>Program Activity</b>									
No Program Offsets										
Total Program Offsets										

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

Strategic Goal and Strategic Objective	FY 2020 Enacted		FY 2021 Enacted		FY 2022 Current Services		FY 2022 Increases		FY 2022 Offsets		FY 2022 Total Request	
	Direct & Reimb FTE	Direct Amount	Direct & Reimb FTE	Direct Amount	Direct & Reimb FTE	Direct Amount	Direct & Reimb FTE	Direct Amount	Direct & Reimb FTE	Direct Amount	Direct & Reimb FTE	Direct Amount
Goal 3 Reduce Violent Crime and Promote Public Safety												
3.1 Combat violent crime, promote safe communities, and uphold the rights of victims of crime	24	1,867,461	30	2,171,609								
Subtotal, Goal 3	24	1,867,461	30	2,171,609								
TOTAL	24	1,867,461	30	2,171,609								

# Justifications for Technical and Base Adjustments

	Positions	Estimated FTE	Amount
Technical Adjustments			
1 Non-Recurral of Supplemental - COVID-19	0	0	-125,000
Non-Recurral of Supplemental - COVID-19			
Subtotal, Technical Adjustments	0	0	-125,000
Pay and Benefits			
1 <u>2022 Pay Raise - 2.7%</u>	0	0	83
This request provides for a proposed 2.7 percent pay raise to be effective in January 2022. The amount requested, \$83, represents the pay amounts for 3/4 of the fiscal year plus appropriate benefits (\$56 for pay and \$27 for banefite ).			
and \$27 for benefits.) 2 Annualization of 2021 Approved Positions	0	2	202
Personnel: This provides for the annualization of new positions requested in 2021. Annualization of new positions extends up to 2 years to provide entry level funding in the first year, with a 1 or 2-year progression to a journeyman level. For 2021 increases, this request includes an increase of \$784 for full-year payroll costs associated with these additional positions. Non-Personnel: This request includes a decrease of \$582 for one-time items associated with the new positions, for a net of \$202.	0	3	202
3 <u>Annualization of 2021 Pay Raise</u> This pay annualization represents first quarter amounts (October through December) of the 2021 pay increase of 1.0%. The amount requested, \$14, represents the pay amounts for 1/4 of the fiscal year plus appropriate benefits (\$9 for pay and \$5 for benefits.)	0	0	14
4 <u>FERS Rate Increase</u> Effective October 1, 2021 (FY 2022), the new agency contribution rates of 18.4% (an increase of the prior rate of 17.3%) and 37.6% for law enforcement personnel (an increase of the prior rate of 35.8%). The amount requested, \$34, represents the funds needed to cover this increase.	0	0	34

# Justifications for Technical and Base Adjustments

	Positions	Estimated FTE	Amount
5 <u>Health Insurance</u>	0	0	6
Effective January 2022, the component's contribution to Federal employees' health insurance increases by 3.0 percent. Applied against the 2021 estimate \$215, the additional amount required is \$6.			
Subtotal, Pay and Benefits	0	3	339
Prison and Detention			
1 Detention Daily Cost Increase - FPD	0	0	62,025
<ul> <li>This request recosts the estimated 2021 state and local jail days using the anticipated 2022 increase in the national jail day rate average. The requested increase reflects the additional resources required to fund the same number of jail days in 2022 as in 2021. Jail day costs are projected to rise from the budgeted 2021 level of \$88.01 to the projected FY 2022 level of \$94.97. An increase of \$62,025 is requested for FY 2022.</li> <li>2 Population Adjustment - FPD This request provides a reduction in base program resources resulting from the projected number of prisoners booked and time-in-detention. Projected ADP for FY 2022 is 57,627. A total decrease of \$26,828 is requested for FY 2022.</li> </ul>	0	0	-26,828
Subtotal, Prison and Detention	0	0	35,197
TOTAL DIRECT TECHNICAL and BASE ADJUSTMENTS	0	3	-89,464

### Crosswalk of 2020 Availability

U.S. Marshals Service

Federal Prisoner Detention (Dollars in Thousands)

Program Activity	FY 2020 Enacted			Reprogramming/Transfers			Carryover	ryover Recoveries/		FY 2020 Availability		
								Refunds				
	Positions	Actual	Amount	Positions	Actual	Amount	Amount	Amount	Positions	Actual	Amount	
		FTE			FTE					FTE		
Detention Services	27	24	1,867,461	0	0	69,617	20,562	31,187	27	24	1,988,827	
Total Direct	27	24	1,867,461	0	0	69,617	20,562	31,187	27	24	1,988,827	
Balance Rescission			0			0	0	0			0	
Total Direct with Rescission			1,867,461			69,617	20,562	31,187			1,988,827	
Reimbursable FTE		0			0					0		
Total Direct and Reimb. FTE		24			0					24		
Other FTE:												
LEAP FTE		0			0					0		
Overtime		0			0					0		
Grand Total, FTE		24			0					24		

#### Reprogramming/Transfers:

To account for adjustments to population and funding shortfall, pursuant to Section 205 of the Consolidated Appropriations Act, 2020, the Department transferred \$64,316,633 from the Office of Justice Programs (OJP) and Community Oriented Policing Services (COPS) accounts to FPD. Additionally, the Department transferred \$5,300,000 from the Assets Forfeiture Fund (AFF) under authority provided to the Department when an AFF Super Surplus is declared.

#### Carryover:

FPD carried forward \$20,562,258 from funds provided in FY 2019.

#### Recoveries/Refunds:

Recoveries/Refunds amounting to \$31,186,672 include \$30,960,858 recoveries from prior year obligations to fund regular detention activities consistent with the manner in which it was originally appropriated. A total of \$225,814 collections from state and local for prisoner transport is also included.

### Crosswalk of 2021 Availability

U.S. Marshals Service

Federal Prisoner Detention (Dollars in Thousands)

**Program Activity** FY 2021 Enacted Reprogramming/Transfers Carryover **Recoveries**/ FY 2021 Availability Refunds Positions Est. FTE Amount Positions Est. FTE Amount Amount Positions Est. FTE Amount Amount **Detention Services** 33 30 2.171.609 0 0 0 26.752 15.400 33 30 2.213.761 Total Direct 0 2,213,761 33 30 2,171,609 0 0 26,752 15,400 33 30 Balance Rescission 0 0 0 0 Total Direct with Rescission 2,171,609 0 26,752 15,400 2,213,761 Reimbursable FTE 0 0 0 Total Direct and Reimb. FTE 30 0 30 Other FTE: LEAP FTE 0 0 0 0 0 0 Overtime Grand Total, FTE 30 0 30

#### Reprogramming/Transfers:

#### Carryover:

FPD carried forward \$26,752,052 from funds provided in FY 2020.

#### **Recoveries/Refunds:**

Recoveries/Refunds amounting to \$15,400,000 include anticipated recoveries of \$15,000,000 from prior year obligations to fund regular detention activities consistent with the manner in which it was originally appropriated. A total of \$400,000 collections from state and local for prisoner transport is also included.

## Detail of Permanent Positions by Category

Category	FY 2020	Enacted	FY 2021	Enacted	FY 2022 Request						
	Direct Pos.	Reimb.	Direct Pos.	Reimb.	ATBs	Program	Program	Total	Total		
									Reimb.		
		Pos.		Pos.		Increases	Offsets	Direct Pos.	Pos.		
Clerical and Office Services (0300-0399)	9	0	10	0	0	4	0	14	0		
Accounting and Budget (500-599)	1	0	1	0	0	0	0	1	0		
Attorneys (905)	1	0	1	0	0	0	0	1	0		
Business & Industry (1100-1199)	16	0	21	0	0	5	0	26	0		
Total	27	0	33	0	0	9	0	42	0		
Headquarters Washington D.C.	17	0	18	0	0	4	0	22	0		
US Fields	10	0	15	0	0	5	0	20	0		
Foreign Field	0	0	0	0	0	0	0	0	0		
Total	27	0	33	0	0	9	0	42	0		

## Financial Analysis of Program Changes

Grades		Detention	Services		Total P	rogram
	Program	ncreases	Program [	Decreases	Char	nges
	Positions	Amount	Positions	Amount	Positions	Amount
GS-13	9	542	0	0	9	542
Total Positions and Annual Amount	9	542	0	0	9	542
Lapse (-)	-4	-271	0	0	-4	-271
11.5 - Other personnel compensation		0		0		0
Total FTEs and Personnel Compensation	5	271	0	0	5	271
12.1 - Civilian personnel benefits		93		0		93
22.0 - Transportation of things		2		0		2
23.3 - Communications, utilities, and miscellaneous charges		4,041		0		4,041
24.0 - Printing and reproduction		9		0		9
25.2 - Other services from non-federal sources		1,072		0		1,072
25.6 - Medical care		3		0		3
25.8 - Subsistence and support of persons		75,000		0		75,000
26.0 - Supplies and materials		10		0		10
31.0 - Equipment		7,369		0		7,369
Total Program Change Requests	5	87,870	0	0	5	87,870

### Summary of Requirements by Object Class

U.S. Marshals Service Federal Prisoner Detention

(Dollars in Thousands)

Object Class	FY 202	20 Actual	FY 202 <sup>-</sup>	1 Enacted	FY 2022	2 Request	Increas	e/Decrease
	Act.	Amount	Direct	Amount	Direct	Amount	Direct	Amount
	FTE		FTE		FTE		FTE	
11.1 - Full-time permanent	24	2,855	30	3,164	38	3,777	8	613
11.3 - Other than full-time permanent	0	0	0	0	0	0	0	0
11.5 - Other personnel compensation	0	196	0	455	0	466	0	11
Overtime	0	180	0	420	0	425	0	5
Other Compensation	0	16	0	35	0	41	0	6
11.8 - Special personal services payments	0	562	0	857	0	857	0	0
Total	24	3,613	30	4,476	38	5,100	8	624
Other Object Classes								
12.1 - Civilian personnel benefits		1,015		1,173		1,385	0	212
21.0 - Travel and transportation of persons		1,066		2,040		2,076	0	36
22.0 - Transportation of things		86		201		204	0	3
23.1 - Rental payments to GSA		468		624		624	0	0
23.3 - Communications, utilities, and miscellaneous charges		453		380		4,440	0	4,060
24.0 - Printing and reproduction		0		0		16	0	16
25.1 - Advisory and assistance services		4,088		7,000		7,018	0	18
25.2 - Other services from non-federal sources		31		125		1,153	0	1,028
25.3 - Other goods and services from federal sources		133,976		94,596		94,596	0	0
25.4 - Operation and maintenance of facilities		8,522		10,224		10,224	0	0
25.6 - Medical care		92,282		107,748		147,582	0	39,834
25.7 - Operation and maintenance of equipment		1,826		2,355		2,355	0	0
25.8 - Subsistence and support of persons		1,714,401		1,934,361		1,879,727	0	-54,634
26.0 - Supplies and materials		21		500		513	0	13
31.0 - Equipment		227		5,556		12,752	0	7,196
32.0 - Land and structures		0		250		250	0	0
Total Obligations		1,962,075		2,171,609		2,170,015	0	-1,594
Net of:								
Unobligated Balance, Start-of-Year		-20,562		-26,752		-42,152	0	-15,400
Transfers/Reprogramming		-69,617		0		0	0	0
Recoveries/Refunds		-31,187		-15,400		-15,000	0	400
Balance Rescission		0		0		0	0	0
Unobligated End-of-Year, Available		26,752		42,152		57,152	0	15,000
Unobligated End-of-Year, Expiring		0		0		0	0	0
Total Direct Requirements		1,867,461		2,171,609		2,170,015		-1,594
Reimbursable FTE								
Full-Time Permanent	0		0		0		0	0

Note: Due to budget submission timing, FY 2021 Enacted amounts for object classes 21.0, 25.1, 25.3, 25.4, 25.6 and 25.8 deviate from the Budget Appendix.

	FY 2020 Actual	FY 2021 Planned	FY 2022 Estimate
<sup>1/</sup> Non-SES/SL/ST Salary	2,855	3,164	3,777
<sup>2/</sup> Non-SES/SL/ST Awards Spending	16	35	60
<sup>3/</sup> Non-SES/SL/ST Awards Spending Percentage	0.56%	1.11%	1.59%
Note: FPD does not have SES/SL/ST positions.			

Exhibit K - Summary of Requirements by Object Class

## Status of Congressionally Requested Studies, Reports, and Evaluations

U.S. Marshals Service Federal Prisoner Detention

1. The Senate Report associated with the Departments of Commerce and Justice, Science, and Related Agencies Appropriations Bill, 2021, page 96, recommends as follows: "The Department and USMS are expected to anticipate the true funding needs for the FPD account, to avoid funding shortfalls and emergency reprogrammings. USMS is directed to submit a monthly report on individuals in the detention system. The report should include information on the current and projected number of detained individuals, offense categories, the population change from the prior month to the current month, the population change from the prior year, and the associated annualized costs"

2. The Conference Explanatory Statement, page 70-71, expects the Department and USMS "to anticipate the true funding needs for the FPD account to avoid funding shortfalls and emergency reprogrammings. USMS is directed to submit a monthly report on individuals in the detention system. The report should include information on the current and projected number of detained individuals, offense categories, the population change from the prior month to the current month, the population change from the current month to the prior year, and the associated annualized costs"