



U.S. Department of Justice FY 2022 Budget Request

Addressing Inequities in the Criminal Justice System (Amount in \$000s)

Component /Initiative	Positions	Agents/ Attorneys	Amount
Office of Justice Programs			
Part B: Formula Grants	0	0	\$250,000
Comprehensive Opioid, Stimulant, and Substance Abuse Program	0	0	190,000
Second Chance Act	0	0	125,000
Youth Mentoring	0	0	120,000
Missing and Exploited Children's Program	0	0	120,000
Community-Based Alternatives to Prison	0	0	100,000
Delinquency Prevention Program	0	0	100,000
Drug Court Program	0	0	95,000
Victims of Child Abuse -Improving the Investigation & Prosecution of Child Abuse	0	0	50,000
Tribal Assistance	0	0	50,000
Improving Juvenile Indigent Defense	0	0	40,000
Mental Health Collaborations	0	0	40,000
Residential Substance Abuse Treatment	0	0	35,000
Justice Reinvestment Initiative	0	0	35,000
Prescription Drug Monitoring Program	0	0	33,000
Veterans Treatment Courts	0	0	25,000
Public Defender Improvement Program	0	0	25,000
Legal Representation for Immigrant Children and Families Pilot	0	0	15,000
Court-Appointed Special Advocate	0	0	14,000
Capital Litigation Improvement Program	0	0	12,000
Community Violence Intervention (Youth Focused)	0	0	10,000
Innovative Prosecutions	0	0	10,000
Child Abuse Training for Judicial Personnel	0	0	6,000
Subtotal, Office of Justice Programs	0	0	1,500,000
Office of the Pardon Attorney			
Enhancing the Executive Clemency Function	48	28	8,752
Subtotal, Office of the Pardon Attorney	48	28	8,752
Office on Violence Against Women			
Restorative Justice	0	0	25,000
Emerging Issues in Violence	0	0	5,000
Supporting Transgender Victims	0	0	2,000
Subtotal, Office on Violence Against Women	0	0	32,000
U.S. Marshals Service, Federal Prisoner Detention			
Private Detention EO Implementation	0	0	75,000
Subtotal, U.S. Marshals Service	0	0	75,000
TOTAL RESOURCES	48	28	\$1,615,752

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The FY 2022 President's Budget includes \$1.6 billion in discretionary resources to reform the criminal justice system so that it serves and protects all Americans. As the COVID-19 pandemic continues to affect American communities, the need for smart solutions to reduce prison populations and root out systemic inequities in the justice system has become even more pressing. In addition to the program investments noted below, this discretionary request also continues to support the investment of \$409.5 million in the Federal Bureau of Prisons for First Step Act of 2018 (FSA) implementation, advancing the provision of high-quality substance use disorder treatment, reentry services, and recidivism-reducing programming to prisoners according to individual needs. Building on the bipartisan FSA, the discretionary request also incorporates savings from historical decline in the Federal prison population as well as prison population reduction measures that prioritize incarceration alternatives for low-risk offenders. These measures would help correct levels of incarceration and enforcement that perpetuate racial and economic inequity.

Key Investments in New Programs

This President's Budget proposes bold new initiatives and significant expansions of existing programs for supporting the administration of justice and promoting Criminal Justice Reform. There are eight new programs in the Office of Justice Programs (OJP), the Office on Violence Against Women (OVW), and the United States Marshals Service, worth a combined \$257.0 million; the largest of which is a \$100.0 million grant for community-based alternatives to prison. These new programs focus on populations that historically have been disadvantaged in the criminal justice system: new resources for public defenders, for immigrant children and families, and transgender women among them.

Office of Justice Programs (OJP)

Community-Based Alternatives to Prison: \$100.0 million This funding will be used to create a new Alternatives to Youth Incarceration Program, which is designed to provide effective alternatives to incarceration that will improve outcomes for youth convicted of crimes. *There are no current services for this initiative.*

Public Defender Improvement Program: \$25.0 million This funding will be used to create a new program to protect civil rights by helping ensure fair and equal access to justice and legal representation in the criminal justice system. *There are no current services for this initiative.*

Legal Representation for Immigrant Children and Families Pilot: \$15.0 million This new funding supports a pilot program that will enhance legal representation of immigrant children and families who seek asylum and other forms of legal protection in the United States after entering at the borders, with a focus on areas where there is current or increasing needs. *There are no current services for this initiative.*

Community Violence Intervention (Youth Focused): \$10.0 million This new grant initiative will assist local communities in developing comprehensive violence prevention and reduction programs, including efforts to address gang and gun violence, based on partnerships between community residents, law enforcement, local government agencies, and other community stakeholders. Of the amount requested, \$10 million will be directed to focus on youth-based programs. These discretionary investments complement a \$100 million investment in CVI programming at the Department of Health and Human Services (HHS). In addition, the Budget supports the American Jobs Plan CVI proposal by requesting \$2.5 billion in mandatory funding at DOJ to support this initiative beginning in FY 2023 and

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continuing through FY 2029. This request will also complement a similar investment at HHS for a government-wide total of \$5 billion in mandatory funding from FYs 2023-2029. *There are no current services for this new grant program.*

Office on Violence Against Women (OVW)

Restorative Justice: \$25.0 million. Restorative justice is a growing practice in both the criminal and social justice fields that seeks to repair and address the harm experienced by victims, as well as any harm done to their community. Restorative justice also has been identified as a strategy for addressing underreporting of sexual assault, domestic violence, and dating violence by offering victims an option for remedying the harm while also responding to their concerns about how they will be treated by the criminal justice systems. This substantial investment will enable OVW to test the efficacy of such practices and their uses in different types of communities. *There are no current services for this initiative.*

Emerging Issues in Violence Against Women: \$5.0 million These new funds will be used to design and implement demonstration initiatives and other special projects that address emerging trends and unmet needs relating to gender-based violence. The OVW's current funding structure limits its flexibility to fund pilot projects, address unique or emerging issues, or explore promising practices, as Violence Against Women Act-authorized grant programs are highly directive in terms of eligible entities, statutory purpose areas, target populations, and other requirements. *There are no current services for this request.*

Supporting Transgender Victims: \$2.0 million These funds will be used for a new effort to support greater outreach to, and services for, transgender victims of domestic/dating violence, sexual assault, and stalking. Transgender individuals suffer high levels of violent victimization and are at a much greater risk of dying by suicide than are cisgender individuals. Lesbian, Gay, Bisexual, and Transgender (LGBT) individuals, and in particular, lesbian, gay, and bisexual persons of color and transgender persons of all races, may be reluctant to report victimization and seek services for fear of discrimination, and because biases and lack of knowledge compromise the quality and utility of the system's response. Service providers may be unprepared to offer sensitive and appropriate services to LGBT victims of violence; in fact, only an estimated one in five LGBT victims of intimate partner violence or sexual assault seek help from a victim services organization. The funding requested for services for transgender survivors will broaden the OVW's reach to this population that is disproportionately affected by violence and faces greater barriers to safety and justice. *There are no current services for this request.*

U.S. Marshals Service (USMS) Federal Prisoner Detention (FPD)

Private Detention EO Implementation: \$75.0 million These new funds will be used to implement Executive Order 14006 and transfer its detainees from privately operated criminal detention facilities to alternate State, local, and Federal facilities. *There are no current services for this request.*

Significant Investments & Other Increases

There are another seven programs that are proposed for significant increases, in many cases more than doubling from their FY 2021 levels, for criminal justice reform. Most significant is \$183.0 million, or a 273 percent increase, for the OJP's Part B Formula Grants, and a tripling of the Office of the Pardon Attorney to enhance the executive clemency function. In addition, delinquency prevention, capital crime litigation, and child abuse training for judicial personnel are all significantly increased this year. Beyond those, a further 13 programs request increases for FY 2022.

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Office of Justice Programs (OJP)

Part B: Formula Grants: \$250.0 million (+\$183.0 million) This substantial boost in funding for Part B Formula Grants will increase prevention and intervention programs for youth, ensure appropriate accountability for delinquent behavior, and improve the juvenile justice system. This more than threefold increase in funding will provide the States and territories with a greater incentive to participate in the Part B program by increasing the size of the formula grants they receive. *Current services: \$67.0 million.*

Comprehensive Opioid, Stimulant, and Substance Abuse Program: \$190.0 million (+\$5.0 million) This funding will strengthen law enforcement and community responses to the addiction crisis and provide support for diversion and alternatives to incarceration programs for individuals responsible for low-level, non-violent offenses. *Current services: \$185.0 million.*

Second Chance Act: \$125.0 million (+\$25.0 million) This funding will provide grants to help State, local, and tribal corrections, and public safety agencies to implement and improve a variety of reentry services. *Current services: \$100.0 million.*

Youth Mentoring: \$120.0 million (+\$20.0 million) This funding increases the capacity of State and local jurisdictions and tribal governments to develop, implement, expand, evaluate, and sustain youth mentoring efforts that incorporate evidence-based findings of best practices and principles. *Current services: \$100.0 million.*

Missing and Exploited Children's Program: \$120.0 million (+\$26.0 million) This funding will support and enhance the justice system's response to missing and exploited children and their families. *Current services: \$94.0 million.*

Delinquency Prevention Program: \$100.0 million (+\$51.0 million) This funding is more than double its \$49.0 million value in FY 2021, and will assist State, local, and tribal governments, non-profit and for-profit organizations, and institutions of higher learning in preventing at-risk youth from entering the juvenile justice system and intervening with first-time and non-serious offenders to keep them from further contact with the juvenile justice system. *Current services: \$49.0 million.*

Drug Court Program: \$95.0 million (+\$12.0 million) This will increase funding for the Drug Court Program, which diverts non-violent offenders from the criminal justice system. *Current services: \$83.0 million.*

Victims of Child Abuse - Improving the Investigation & Prosecution of Child Abuse: \$50.0 million (+\$20.0 million) This funding will provide training and technical assistance to build strong multidisciplinary teams of highly qualified professionals involved in the prevention, intervention, prosecution, and investigation systems that respond to and help heal victims of child abuse. *Current services: \$30.0 million.*

Tribal Assistance: \$50.0 million (+\$4.0 million) This funding will support additional grants and training and technical assistance to federally recognized American Indian and Native Alaskan tribes through the Combined Tribal Assistance Solicitation (CTAS). These awards support a variety of tribal criminal justice needs, including strategic planning for tribal justice

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systems, development and expansion of tribal courts, implementation of programs to address substance abuse within tribal criminal justice systems, and improvement of tribal criminal justice system infrastructure. *Current services: \$46.0 million.*

Improving Juvenile Indigent Defense: \$40.0 million (+\$37.5 million) This funding will support training and technical assistance for juvenile defenders (both public and appointed). *Current services: \$2.5 million.*

Mental Health Collaborations: \$40.0 million (+\$5.0 million) This funding will provide additional support for efforts to address America's substance abuse crisis through expansion of treatment programs and appropriate diversion programs for individuals who commit non-violent drug related offenses. *Current services: \$35.0 million.*

Residential Substance Abuse Treatment: \$35.0 million (+\$1.0 million) This funding will support State, local, and tribal efforts to develop residential and aftercare services that help substance-involved inmates break the cycle of addiction. *Current services: \$34.0 million.*

Justice Reinvestment Initiative: \$35.0 million (+\$2.0 million) This funding will assist State and local justice stakeholders in developing, implementing, and testing innovative and research-based responses that address a range of criminal justice system problems. *Current services: \$33.0 million.*

Prescription Drug Monitoring Program: \$33.0 million (+\$1.0 million) This funding will help State, local, and tribal governments prevent, detect, and respond to the distribution and abuse of pharmaceutically controlled substances through the implementation and enhancement of prescription drug monitoring programs. *Current services: \$32.0 million.*

Veterans Treatment Courts: \$25.0 million This funding diverts non-violent offenders from the criminal justice system and respond to the addictions of the offenders they serve with an evidence-based combination of substance abuse treatment, mandatory random drug testing, equitable sanctions and incentives, and transitional services in judicially supervised court settings. *Current services: \$25.0 million.*

Court-Appointed Special Advocate: \$14.0 million (+\$1.5 million) This funding will be used to support and promote the use of court-appointed volunteer advocates for representation in dependency court hearings for abused and neglected children in the United States. *Current services: \$12.5 million.*

Capital Litigation Improvement Program: \$12.0 million (+\$5.0 million) This funding improves the quality and effectiveness of legal representation in death penalty cases through training for both the prosecutors who represent the public and the defense attorneys who represent indigent defendants in State capital cases. *Current services: \$7.0 million.*

Innovative Prosecutions: \$10.0 million (+\$2.0 million) This funding will support additional grants and technical assistance to help State, local, and tribal criminal justice agencies and prosecutors develop and test innovative, evidence-based programs that improve public safety and address public safety challenges. *Current services: \$8.0 million.*

Child Abuse Training for Judicial Personnel: \$6.0 million (+\$2.5 million) This funding will

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support additional training and technical assistance to State, local, and tribal judges and court personnel that will assist them in improving the judicial system's handling of child abuse, neglect, and related cases, including children who are affected by opioid and other substance abuse. *Current services: \$3.5 million.*

Office of the Pardon Attorney (OPA)

Enhancing the Executive Clemency Function: \$8.8 million and 48 positions These funds will enhance the executive clemency function by increasing staffing to address the increasing backlog of cases and to better support the clemency program. The OPA's commutation work is related to criminal justice reform and historically comprises 80 percent of the OPA's caseload. *Current services: \$4.4 million.*