



U.S. Department of Justice FY 2010 Budget Request

PRISONS AND DETENTION

+ \$386 million in Enhancements

FY 2010 Overview

The FY 2010 Budget provides \$6.1 billion for the Bureau of Prisons (BOP) and \$1.4 billion for the Office of the Federal Detention Trustee (OFDT) to ensure that sentenced criminals and detainees are housed in facilities that are safe, humane, cost-efficient, and appropriately secure. The budget includes \$386 million in program increases for BOP and OFDT.

As a result of successful law enforcement policies targeting terrorism, immigration offenses, violent crime, drug crime, and other major crimes, the number of criminal suspects appearing in federal court continues to grow at a rapid pace, as does the number of individuals ordered detained and ultimately incarcerated. BOP and OFDT have limited flexibility in how they perform these important tasks as their activities are primarily governed by statute. BOP and OFDT continue to protect society by confining offenders in the controlled environments of prisons and contract- or community-based facilities. BOP also provides work and other self-improvement opportunities to assist offenders in becoming law-abiding citizens and reduce the likelihood of recidivism.

The FY 2010 Budget provides funding for an average daily detention population of nearly 61,000, increases detention bed space in the Southwest Border region, and provides for prisoner transportation and medical costs. The BOP operates 114 federal prisons and contracts for low security prison beds to confine approximately 205,000 inmates in FY 2009. BOP projects that the federal prison population will increase by approximately 4,500 in FY 2010. Therefore, the FY 2010 budget also expands federal prison capacity by funding the build-out and activation of two new medium security prisons (over 2,400 prison beds). It also provides for medical care and other operational increases, contract bed space, and over 1,000 additional correctional workers to help manage the larger inmate population.

Bureau of Prisons (BOP): \$243 million

The BOP ensures that sentenced criminals are removed from society and housed in prisons and community-based facilities that are safe, humane, cost-efficient, and appropriately secure. An appropriately trained and equipped staff is one of the primary means of accomplishing this task.

- **Activation of FCI Mendota, CA (1,152 Beds) and FCI McDowell, WV (1,280 Beds): \$102.1 million and 737 positions (350 correctional officers)** to begin the process of equipping and staffing newly constructed prisons. When fully operational, these medium security facilities will house approximately 2,400 inmates. This enhancement funds constructive program opportunities for federal offenders, promoting an atmosphere conducive to positive change while they are incarcerated and better transition upon release. There are no current services for this initiative.
- **BOP Staffing Increase: \$70.6 million** for increased BOP correctional officer staffing to effectively manage the growing inmate population at BOP institutions. BOP adheres to core values, which include correctional excellence. BOP staff are correctional workers first, and committed to the highest level of performance. However, operating the crowded Federal Prison System without commensurate personnel increases has placed severe demands on existing staff. Currently, 88 percent of the authorized correctional officer positions are filled. Insufficient staffing levels can seriously compromise the security of our federal prisons, endangering life and property. Current services for all of BOP staffing funded by the Salaries and Expenses appropriation is \$3.6 billion.
- **New and Existing Contract Beds: \$53.4 million** to procure 1,000 new contract beds (\$27 million) and to pay for inflationary increases built into existing contracts (\$26.4 million). The FY 2010 request provides full year funding for the 1,000 contract beds. Current services for contract beds is \$798 million.
- **Medical Increases: \$16.7 million** to pay for inflationary increases in medical costs (\$16.7 million) needed to operate 115 federal institutions that are expected to house 171,524 offenders in FY 2010. On average in FY 2009, BOP will expend more than \$2,700 per inmate annually for medical costs. (Note that the funding for medical costs for the inmates that will be housed in the two prisons that will be activated in FY 2010 is included in the \$102.1 million enhancement above). Current services for medical care is \$452.4 million.

Office of Federal Detention Trustee (OFDT): \$143.2 million

OFDT is responsible for providing secure detention space to individuals who have been arrested and await final disposition of their cases.

- **Detainee Housing, Medical and Transportation: \$98.6 million** is provided in the budget to ensure that OFDT is able to pay for the housing, medical, and transportation costs for its detainee population. Recently, contract confinement costs have been increasing at a considerable rate. In addition, in many areas of the country, bed space is scarce, which has resulted in premium prices for existing beds. Consequently, OFDT is forced to pay an expensive premium in order to retain the beds for anticipated growth. The FY 2010 President's Budget will

support the anticipated average daily detainee population of 60,575. Current service resources are \$928.7 million.

- Southwest Border and Immigration Enforcement: \$44.6 million** is provided for costs associated with prisoner detention and care for Southwest Border prosecutorial initiatives. This includes \$371,000 to support increased human capital needs for office operations. This program increase is to accommodate the increased housing requirement for criminal aliens apprehended along the southwest border and prosecuted in U.S. district courts during FY 2010. It will support detention housing for 7,000 offenders apprehended by DHS and processed by USMS. Current services for this initiative is 366.7 million.

**New Investment Summary
(Amount in \$000)**

Bureau/Initiative	Positions	Correction Officers	Amount
Bureau of Prisons	737	350	\$242,757
Activation of FCI Mendota, CA (1,152 beds) (2/2010) and FCI McDowell, WV (1,280 beds) (11/2009)	737	350	\$102,120
BOP Staffing Increase			\$70,568
Contract Beds and Contract Bed Wage and Price Increase			\$53,384
Medical Increases			\$16,685
Office of Federal Detention Trustee	4		\$143,227
Detainee Housing, Medical, and Transportation			\$98,648
Southwest Border and Immigration Enforcement	4		\$44,579
Grand Total, New Investments	741	350	\$385,984