



**THE ATTORNEY GENERAL'S  
SEMIANNUAL MANAGEMENT REPORT  
TO CONGRESS**

**April 1, 2011 – September 30, 2011**

## Background

In accordance with the Inspector General Act of 1978<sup>1</sup> and the amendments to agency semiannual reporting requirements provided in the Inspector General Reform Act of 2008,<sup>2</sup> the Department of Justice (Department or DOJ) provides the following management report describing the Department's actions during the semiannual period of April 1 through September 30, 2011, to address recommendations from the Office of the Inspector General (OIG) provided in audit, inspection, and evaluation reports. The first section of this report provides information on the status of audits with recommendations to put funds to better use. The second section provides information on the status of completing final actions for audits with questioned costs. Both of these sections provide audit-related information only, as there was no inspection or evaluation report issued during the period that provided recommendations to put funds to better use or identified questioned costs. The third and final section of the report, which addresses a reporting requirement for audit reports only, provides the status of final actions related to management improvements not implemented within one year as of September 30, 2011.

### Status of Audits with Recommendations to Put Funds to Better Use

<b>Status of Audits with Recommendations to Put Funds to Better Use (FBU)</b> (Reporting Period April 1, 2011 through September 30, 2011)			
<b>Category</b>	<b>Number of Reports</b>	<b>Value of OIG FBU Recommendations</b>	<b>Value Agreed to in Management Decisions</b>
<b>Open Audit Reports</b>	<b>10</b>	<b>\$1,400,392</b>	<b>\$1,118,336</b>
Audit reports from previous reporting period for which management decisions had not been made	0	0	0
Audit reports from previous reporting period for which management decisions were made but final action had not been completed	10	1,400,392	1,118,336
Audit reports with recommendations to put funds to better use for which management decisions were made during the reporting period	0	0	0
Audit reports for which management decisions were made during the reporting period but decisions are still pending on recommendations to put funds to better use	0	0	0
<b>Closed Audit Reports</b>	<b>1<sup>3</sup></b>	<b>\$91,918</b>	<b>\$91,918</b>
Audit reports for which final action was completed during the reporting period	1	655	655
Audit reports with FBU recommendations for which evidence was subsequently provided to support appropriate use of funds	1	91,263	91,263
<b>Audit reports for which final action had not been completed as of September 30, 2011</b>	<b>13</b>	<b>\$1,308,474</b>	<b>\$1,026,418</b>

<sup>1</sup> 5 U.S.C. App.

<sup>2</sup> P.L. 110-409.

<sup>3</sup> The actions cited within this category pertained to one audit report.

### Status of Completing Final Actions for Audits with Questioned Costs

<b>Status of Completing Final Actions for Audits with Questioned Costs</b> (Reporting Period April 1, 2011 through September 30, 2011)			
<b>Category</b>	<b>Number of Reports</b>	<b>Questioned Costs</b>	<b>Percent</b>
<b>Audit reports with management decisions for which final action had not been completed as of March 31, 2011</b>	<b>89</b>	<b>\$74,326,669</b>	<b>100%</b>
Undocumented/Unapproved Costs		37,359,069	50.26
Non-compliance with law by grant and contract recipients		30,200,599	40.63
Supplanting		6,385,190	8.59
Redeployment		0	0.00
Non-compliance with law by DOJ components		340,604	0.46
Unnecessary or unreasonable expenditures		0	0.00
Other		41,207	0.06
<b>Audit reports for which management decisions were made during the reporting period</b>	<b>24</b>	<b>\$12,510,211</b>	<b>100%</b>
Undocumented/Unapproved Costs		1,589,553	12.71
Non-compliance with law by grant and contract recipients		2,171,418	17.36
Supplanting		0	0.00
Redeployment		0	0.00
Non-compliance with law by DOJ components		2,833,937	22.65
Unnecessary or unreasonable expenditures		0	0.00
Other		5,915,303	47.28
<b>Audit reports with management decisions pending final action during the reporting period</b>	<b>113</b>	<b>\$86,836,880</b>	<b>100%</b>
Undocumented/Unapproved Costs		38,948,622	44.85
Non-compliance with law by grant and contract recipients		32,372,017	37.28
Supplanting		6,385,190	7.35
Redeployment		0	0.00
Non-compliance with law by DOJ components		3,174,541	3.66
Unnecessary or unreasonable expenditures		0	0.00
Other		5,956,510	6.86
<b>Audit reports with management decisions for which final action was completed during the reporting period</b>	<b>30</b>	<b>\$29,406,338</b>	<b>100%</b>
Collections/Recoveries		3,919,822	13.33
Offsets in Lieu of Cash		2,645,475	9.00
Supporting documentation provided		3,510,067	11.94
Brought into compliance		8,300,222	28.22
Waived/Terminated		122,865	0.42
Supplanting did not occur		1,270,759	4.32
Questioned costs not sustained by DOJ management		9,637,128	32.77
<b>Audit reports with management decisions for which final action had not been completed as of September 30, 2011</b>	<b>83</b>	<b>\$57,430,542</b>	<b>66.14%</b>

**Status of Final Actions Related to Management Improvements Not Implemented Within One Year**

<b>Status of Final Actions Related to Management Improvements Not Implemented Within One Year</b> (as of September 30, 2011)					
<b>Report Number</b>	<b>Audit Report Title</b>	<b>Management Decision Date</b>	<b>Management Improvements</b>		<b>Status of Final Actions</b>
			<b>Recommended</b>	<b>Implemented</b>	
<b>ATF – Bureau of Alcohol, Tobacco, Firearms and Explosives</b>					
05-30	The Bureau of Alcohol, Tobacco, Firearms and Explosives' National Integrated Ballistic Information Network	06/28/2005	12	11	ATF is enhancing its promotion of the National Integrated Ballistic Information Network to increase awareness of and participation in the program.
06-15	Follow-up Audit of the Bureau of Alcohol, Tobacco, Firearms and Explosives' Forensic Science Laboratories Workload Management	03/09/2006	7	5	ATF has established its current onboard FTEs as the new budgeted baseline for Laboratory Services staffing to meet the needs of the agency. ATF will submit a request to the Attorney General for additional firearms examiners to address the backlog and several positions that need to be backfilled. ATF recognizes that there will always be a backlog but considers the current levels manageable.
08-29	The Bureau of Alcohol, Tobacco, Firearms and Explosives' Controls Over its Weapons, Laptop Computers, and Other Sensitive Property	09/16/2008	14	13	ATF is working diligently to ensure that all of its laptop computers are encrypted. In addition, ATF is replacing its remaining non-networked, non-encrypted laptops with encrypted devices.
09-20	The Bureau of Alcohol, Tobacco, Firearms and Explosives' Information Security Program Pursuant to the Federal Information Security Management Act Fiscal Year 2008	03/24/2009	12	11	Prior to the end of the reporting period, ATF provided OIG with supporting documentation for the implementation of NIST-approved minimum security configurations across all platforms. As a result, OIG closed the recommendation and report on October 17, 2011.

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<b>BOP – Federal Bureau of Prisons</b>					
03-25	Select Application Controls Review of the Federal Bureau of Prisons' SENTRY Database System	08/21/2003	7	6	BOP is configuring SENTRY workstations to ensure users with system authorization are restricted to only those areas that they have been authorized to access.
09-01	The Federal Bureau of Prisons' Witness Security Program	12/18/2009	18	16	BOP drafted a policy memorandum directing Wardens with Protective Custody Units (PCU) to lengthen PCU correctional officer assignments. The policy is pending approval by the correctional officers' union. BOP also drafted a Non-Disclosure Acknowledgment that was incorporated into the PCU Manual. The new policy is pending the Director's approval.
10-30	Follow-up Audit of the Federal Bureau of Prisons' Efforts to Manage Inmate Health Care	07/07/2010	7	6	The BOP Office of Quality Management staff continues to work on revisions to the BOP Program Statement pertaining to health care providers. The Statement will be issued once it is approved by the national union.
10-35	The Federal Prison Industries, Inc.'s (FPI or UNICOR) Information Security Program Pursuant to the Federal Information Security Management Act Fiscal Year 2009	07/20/2010	5	3	The UNICOR Service Business Group (SBG) completed the implementation of an SQL 2005 Baseline. UNICOR Information Security staff verified that the baseline has been implemented and documented correctly. Verification will be conducted quarterly. The configuration settings of the UNICOR/SBG Windows 2008 servers were changed to comply with NIST guidance. Therefore, the Bureau is requesting this recommendation be closed.

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10-37	The Federal Bureau of Prison's Information Security Program Pursuant to the Federal Information Security Management Act Fiscal Year 2009	07/21/2010	14	6	During the reporting period, BOP completed corrective action to address several recommendations. These actions include developing a Personally Identifiable Information (PII) Reduction Plan; defining roles and responsibilities for the Senior Component Official for Privacy (SCOP); creating formal standard operating procedures; and developing a plan to identify, track, and monitor all PII as part of its internal processes. BOP continues its efforts to develop an Initial Privacy Assessment (IPA); however, all systems that require IPAs are being tracked and their development is being monitored. BOP is also working to develop a method for tracking non-BOP employees who are required to receive Security Awareness training.
GR-40-07-003	The Bureau of Prisons' Management of the Medical Services Contract with Medical Development International, Butner, North Carolina Contract No. DJB10611-00	05/22/2007	10	9	BOP has completed corrective actions to address the OIG-identified deficiencies; however, BOP continues to work on addressing the cost exceptions identified in the report.

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<b>CIV - Civil Division</b>					
09-33	The Civil Division's Laptop Encryption Program and Practices	07/20/2009	7	4	CIV is waiting for the resolution of technical issues with the Department-wide encryption solution to address the encryption of laptops owned by contractors and used to process DOJ data. In the interim, CIV is preparing to pilot an alternative data encryption protocol under which hardware-encrypted external hard drives will be provided to applicable contractors. The contractors will be required to store DOJ data exclusively on the encrypted hard drives.
<b>COPS - Office of Community Oriented Policing Services</b>					
Various	11 Grant Audit Reports	Various	118	50	COPS is coordinating with the various grantees to remedy the cost exceptions and compile the necessary supporting documentation related to redeployment, retention planning, and supplanting.
<b>CRM - Criminal Division</b>					
GR-40-09-001	Use of Equitable Sharing Revenues by the Camden County, Georgia, Sheriff's Office, Woodbine, Georgia	06/09/2009	6	5	CRM continues to work with the Camden County Sheriff's Office to rectify the noted cost exceptions. The Sheriff's Office agreed to repay the questioned costs over a two-year period, with the final payment anticipated by June 2012.

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<b>DEA - Drug Enforcement Administration</b>					
03-35	The Drug Enforcement Administration's Implementation of the Government Performance and Results Act	09/30/2003	7	5	DEA is implementing a system for collecting, analyzing, and reporting performance data. DEA is also implementing data verification procedures and controls.
04-17	Follow-up Audit of the Drug Enforcement Administration's Laboratory Operations	03/16/2004	15	14	DEA is working to relocate its Southeast Laboratory to a more appropriate and secure location. A new site was selected in Miami-Dade County, and a new facility is currently under construction.
05-25	The Drug Enforcement Administration's Payments to Confidential Sources	05/25/2005	15	12	DEA is developing a new database that will provide an automated method for tracking payments to confidential sources and non-appropriated fund payments.
07-06	The Drug Enforcement Administration's Handling of Cash Seizures	06/14/2007	7	6	DEA is awaiting OIG comments as to whether its follow-up audit concluded that DEA has implemented the remaining recommendation. (See Report Number 09-37.)
07-19	The Drug Enforcement Administration's International Operations	10/05/2007	25	24	DEA developed the Firearms Qualifications Tracking System (FAQTS) and submitted it to the Department for a Privacy Impact Assessment (PIA) on the privacy data the system will contain. DEA will deploy FAQTS when the Department approves the PIA.
09-37	Follow-up Audit of the Drug Enforcement Administration's Handling of Cash Seizures	09/29/2009	5	2	DEA is revising its Agent's Manual to add required time frames for supervisory review of case seizure documentation.

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<b>EOUSA - Executive Office for United States Attorneys</b>					
08-04	The Department of Justice's Victim Notification System	01/24/2008	19	16	EOUSA continues to strengthen the Victim Notification System and implement the remaining report recommendations. One of the recommendations is dependent upon action by another DOJ component, the U.S. Marshals Service.
09-03	Resource Management of United States Attorneys' Offices	11/10/2008	10	8	Implementation of the remaining two audit recommendations requires the development of a new case management system. EOUSA is working diligently to develop a new case management system that it anticipates will be an expensive, long-term process.
<b>FBI - Federal Bureau of Investigation</b>					
02-38	The Federal Bureau of Investigation's Counterterrorism Program	02/13/2003	14	13	Closure of this report is dependent upon FBI migration to the United Financial Management System (UFMS). OIG has suspended audit follow-up for this audit report until UFMS is operational.
03-37	The Federal Bureau of Investigation's Casework and Human Resource Allocation	02/24/2004	7	5	FBI is awaiting OIG comments as to whether its follow-up audit concluded that FBI has implemented the remaining recommendations. (See Report Number 10-24.)

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08-03	The Federal Bureau of Investigation's Management of Confidential Case Funds and Telecommunications Costs	02/22/2008	16	6	FBI is implementing various measures to enhance its management of confidential case funds and telecommunications costs.
08-24	The Federal Bureau of Investigation's Security Check Procedures for Immigration Applications and Petitions	06/05/2008	21	18	To enhance the quality and overall management of its National Name Check Program process, FBI is establishing protocols for periodically testing and updating its name matching phonetic search tools, developing and implementing a new name search tool, and implementing a next generation name check system that will modernize its name matching capability.
09-08	The Federal Bureau of Investigation's Efforts to Combat Crimes Against Children	01/22/2009	13	12	FBI is developing an online awareness course pertaining to the stress associated with investigating crimes involving the sexual exploitation of children. This course will assist FBI supervisors in determining whether any online covert employees or non-online covert employees would require FBI to conduct a psychological assessment.
09-25	The Federal Bureau of Investigation's Terrorist Watchlist Nomination Practices	05/06/2009	16	9	In response to the Presidential Directive mandating the development of the consolidated terrorist watchlist (HSPD-6), FBI is evaluating its overall watchlist nomination process and related guidance and developing recommendations on whether FBI needs to make any adjustments.

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09-31	The Federal Bureau of Investigation's BlackNet System Pursuant to the Federal Information Security Management Act Fiscal Year 2008	06/24/2009	5	2	FBI is pursuing corrective actions to ensure a standard security baseline configuration is formally documented and implemented for all servers, workstations, and network devices. In addition, FBI is implementing techniques to provide real-time alerts for monitoring the system, detecting attacks, and identifying unauthorized use of the system. FBI is also implementing a centralized user account management process that will include establishing, activating, modifying, disabling, and removing non-required user accounts.
09-32	The Federal Bureau of Investigation's Digital Collection System 3000 Pursuant to the Federal Information Security Management Act Fiscal Year 2008	06/24/2009	6	2	FBI is strengthening its configuration management controls by ensuring that a standard security baseline configuration is formally documented and implemented for all servers, workstations, and network devices. In addition, FBI is strengthening its security posture by employing tools or techniques that monitor and generate system events, detect attacks, and identify unauthorized use of the system. FBI is also implementing a centralized user account management process that includes establishing, activating, modifying, disabling, and removing accounts, as appropriate.

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10-02	Follow-up Audit of the Federal Bureau of Investigation's Foreign Language Translation Program	10/21/2009	24	20	FBI is implementing analytical tools to reduce its volume of electronic files requiring translation and review. In addition, FBI is developing protocols for monitoring and ensuring that unreviewed foreign language material collected for high-priority counterterrorism and counterintelligence cases is reviewed and translated in a timely manner. FBI is also ensuring that its collection systems provide the means to extract reliable statistics and accurately compile those statistics across collection platforms.
10-03	Follow-up Sentinel Audit V: Status of the Federal Bureau of Investigation's Case Management System	11/09/2009	6	0	OIG has suspended audit follow-up for this audit while it conducts follow-up audit work related to the six open recommendations. However, OIG will continue to monitor the Sentinel project and status of the open recommendations.
10-24	Follow-up Audit of the Federal Bureau of Investigation's Personnel Resource Management and Casework	04/16/2010	10	4	FBI is implementing various measures to strengthen its resource management processes and oversight capabilities. These measures will enable FBI to utilize performance data to allocate resources effectively and to evaluate the effects of the reprioritization of its resources.

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GR-80-09-002	Compliance with Standards Governing Combined DNA Index System (CODIS) Activities at the Louisiana State Police Crime Laboratory, Baton Rouge, Louisiana	01/23/2009	6	3	FBI is coordinating with the Louisiana State Police Crime Laboratory to ascertain the accuracy and allow ability of profiles uploaded to the National DNA Index System (NDIS) prior to January 2007 and to ensure that the Laboratory's arrestee eligibility criterion used to qualify profiles for upload to NDIS are reviewed, updated, and consistent with Louisiana state law. As of April 21, 2011, the Laboratory had reviewed 601 profiles and continues to review the over 8,000 offenses for arrestee collection eligibility.
GR-80-10-002	Compliance with Standards Governing Combined DNA Index System Activities at the Southwestern Institute of Forensic Sciences, Dallas County, Texas	12/18/2009	10	9	The Southwestern Institute of Forensic Sciences Laboratory agreed to review approximately 616 profiles for allowability. The FBI CODIS Unit is working with the Laboratory to formulate a mutually acceptable plan to review those profiles for eligibility.
<b>JMD - Justice Management Division</b>					
09-28	The Justice Management Division's Information Security Program Pursuant to the Federal Information Security Management Act Fiscal Year 2008	06/09/2009	7	4	JMD is establishing and maintaining secure baseline configurations for all Department-wide information systems in accordance with NIST and DISA Security Technical Implementation Guidelines and other industry best practices.

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10-10	Asset Forfeiture Fund and Seized Asset Deposit Fund Annual Financial Statement Fiscal Year 2009	01/11/2010	3	1	JMD is awaiting OIG comments as to whether testing performed during the subsequent annual financial statement audit concluded that JMD has implemented the remaining recommendations.
10-32	The Justice Management Division's Information Security Program Pursuant to the Federal Information Security Management Act Fiscal Year 2009	07/19/2010	23	15	JMD is updating DOJ Order 3011.1A, <i>Compliance with the Privacy Requirements of the Privacy Act, the E-Government Act, and the FISMA</i> , to (a) establish the privacy roles and responsibilities for the Office of Privacy and Civil Liberties and privacy personnel within DOJ components, offices, and bureaus and (b) require a SCOP at all DOJ components, offices and bureaus. In addition, JMD is updating the Annual Security Control Assessment Guidance to provide guidance on performing effective testing and documenting the results of the testing performed.

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<b>OJP - Office of Justice Programs</b>					
09-38	The National Institute of Justice's Practices for Awarding Grants and Contracts in Fiscal Years 2005 through 2007	09/30/2009	9	8	The OJP Office of Audit, Assessment and Management (OAAM) is developing and implementing procedures for downloading the required Disclosure of Lobbying Activities form into the Grants Management System (GMS) from Grants.gov. In addition, OAAM is revising the OJP Solicitation Template to ensure grant applicants complete the required form at the time of submission in Grants.gov or before receiving an award, if the application is submitted in GMS. Once these actions are complete, OAAM will update the applicable sections in the Grant Manager's Manual.
10-34	The Office of Justice Programs' Management of its Offender Reentry Initiatives	07/20/2010	1	0	OIG requested additional documentation from OJP to substantiate that OJP has (a) implemented the Performance Measurement Tool and uses it to collect and analyze performance measurement data collected from Second Chance Act (SCA) grant programs, (b) developed baseline configurations for BJA SCA grantees that will be a requirement for all future OJP reentry grants, and (c) used or will use best practices and lessons learned when developing future reentry grant programs.

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10-43	The Office of Justice Programs' Recovery Act and Non-Recovery Act Programs for Edward Byrne Memorial Justice Assistance Grants and Byrne Competitive Grants	08/31/2010	15	12	Prior to the end of the reporting period, OJP provided the OIG documentation to close two recommendations. As for the remaining recommendation, OJP will verify during its OMB Circular A-123 assessment the accuracy of denial reasons recorded in GMS and will report exceptions to the Department. OJP will also update the Grant Manager's Manual to clarify responsibilities related to recording denial reasons in GMS.
Various	18 Grant Audit Reports	Various	304	127	OJP is working with the various grantees to implement the recommendations.
Various	38 Single Audit Act Reports	Various	97	31	OJP is working with the various grantees to implement the recommendations.
<b>OVW - Office on Violence Against Women</b>					
10-31	The Office on Violence Against Women's Recovery Act Grant Selection Process	07/13/2010	5	2	OVW is incorporating an internal peer review process into its guidelines. These guidelines will establish internal controls to ensure that peer review results are valid and accurate.
Various	15 Grant Audit Reports	Various	98	43	OVW is working with the various grantees to remedy the noted deficiencies and cost exceptions.
<b>USMS - U.S. Marshals Service</b>					
07-38	The U.S. Marshals Service's Workforce Planning and Management	07/13/2007	15	14	USMS is finishing development of a monthly report designed to ensure that prisoner movements are accurately tracked.

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09-13	U.S. Marshals Service Annual Financial Statement Fiscal Year 2008	02/04/2009	13	12	USMS is awaiting OIG comments as to whether testing performed during the subsequent annual financial statement audits concluded that USMS has implemented the remaining recommendation.
10-28	The U.S. Marshals Service's Information Security Program Pursuant to the Federal Information Security Management Act Fiscal Year 2009	06/24/2010	15	12	The USMS SCOP is implementing a privacy program that will carry out the roles and responsibilities of the SCOP as required by DOJ Order 3011.1A. In addition, the USMS reviewed its system of records for purposes of PII and drafted modifications, where necessary, to provide a description of the electronic and paper records maintained in USMS systems. Upon completion, the USMS systems will be provided to the Office of Privacy and Civil Liberties for publication in the federal register.
<b>Audit Reports Encompassing More Than One DOJ Component</b>					
07-20	The Department of Justice's Internal Controls Over Terrorism Reporting	09/28/2007	16	9	While CRM and FBI continue to pursue corrective actions to strengthen their policy guidance, oversight and internal controls for collecting, verifying and reporting terrorism-related statistics, OIG is conducting a follow-up audit.

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09-35	The United States National Central Bureau of INTERPOL (USNCB)	09/18/2009	27	9	USNCB and the Office of the Deputy Attorney General are implementing various initiatives to address the weaknesses identified by the OIG, such as preparing a comprehensive outreach program to increase participation; developing e-learning and traditional curriculum to share with federal, state, and local law enforcement training academies; and contracting for a complete review and assessment of USNCB and its operations.
10-21	The Department of Justice's Efforts to Combat Identity Theft	03/29/2010	14	7	Department leadership and DOJ components responsible for combating identity theft are working diligently to implement measures to improve the Department's efforts to combat identity theft.