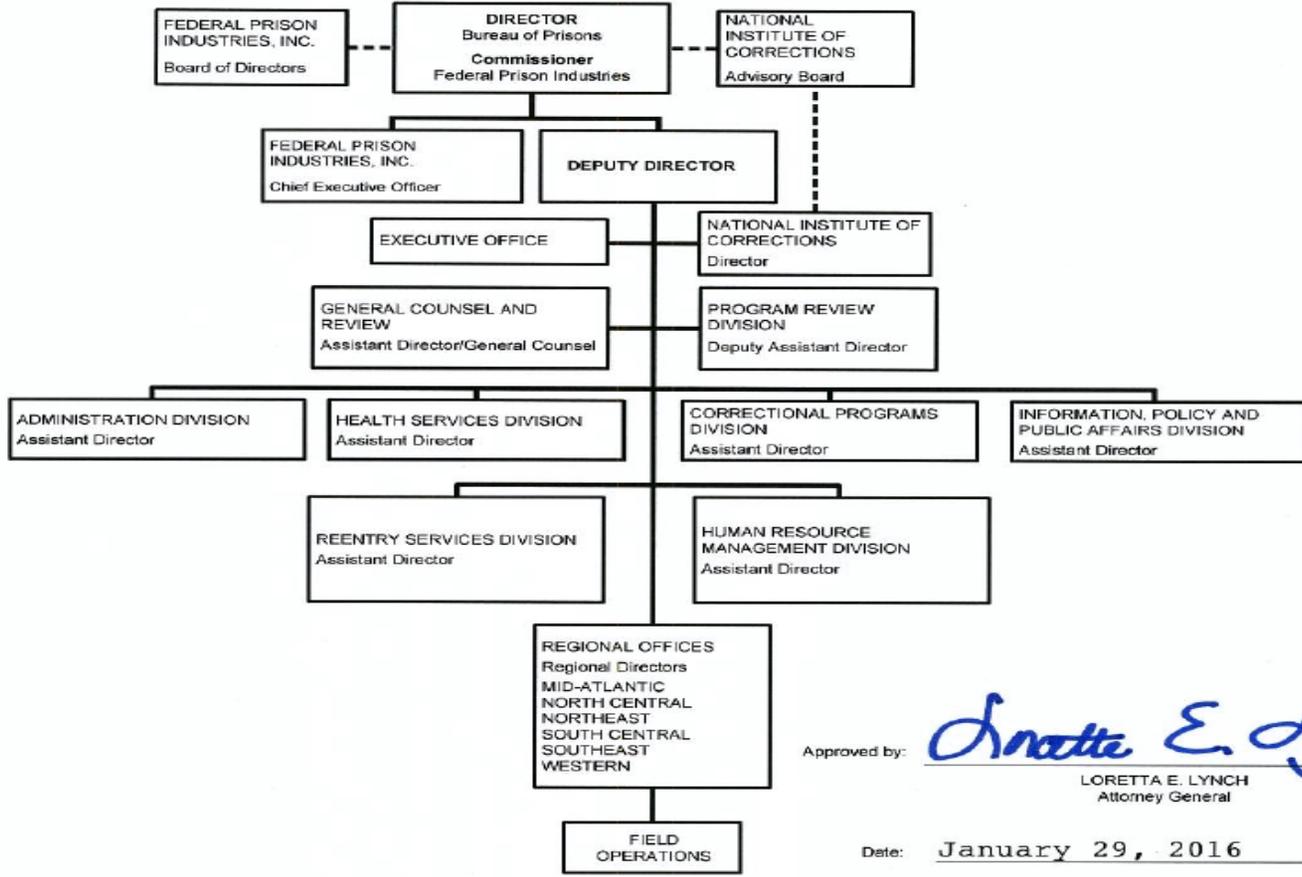


FEDERAL BUREAU OF PRISONS



Approved by: *Loretta E. Lynch*
 LORETTA E. LYNCH
 Attorney General

Date: January 29, 2016

B. Summary of Requirements

Summary of Requirements

Federal Prison System

Buildings & Facilities

(Dollars in Thousands)

	FY 2021 Request		
	Positions	Estimate FTE	Amount
2019 Enacted 1/	53	44	264,000
Supplemental - Hurricane Relief	0	0	28,400
Total 2019 Enacted with Supplemental 1/	53	44	292,400
2020 Enacted	59	56	308,000
Base Adjustments			
Pay and Benefits	0	3	248
Other Adjustments	0	0	-27,795
Non-Personnel Related Annualizations	0	0	-181,000
Total Base Adjustments	0	3	-208,547
Total Technical and Base Adjustments	0	3	-208,547
2021 Current Services	59	59	99,453
2021 Total Request	59	59	99,453
2021 Balance Rescission	0	0	-505,000
2021 Total Request (with Balance Rescission)	59	59	-405,547
2020 - 2021 Total Change	0	3	-713,547

^{1/} FY 2019 FTE is actual

Summary of Requirements

Federal Prison System
Buildings & Facilities
(Dollars in Thousands)

Program Activity	FY 2019 Enacted			FY 2020 Enacted			FY 2021 Technical and Base Adjustments			FY 2021 Current Services		
	Positions	Actual FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount
BOP Construction	11	11	177,000	17	14	183,000	0	3	-181,000	17	17	2,000
Modernization and Repair	42	33	115,400	42	42	125,000	0	0	-27,547	42	42	97,453
Total Direct	53	44	292,400	59	56	308,000	0	3	-208,547	59	59	99,453
Balance Rescission			0			0			0			0
Total Direct with Rescission			292,400			308,000			-208,547			99,453
Reimbursable FTE		0			0			0			0	
Total Direct and Reimb. FTE		44			56			3			59	
Other FTE:												
LEAP		0			0			0			0	
Overtime		0			0			0			0	
Grand Total, FTE		44			56			3			59	

Program Activity	2021 Increases			2021 Offsets			2021 Request		
	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount	Positions	Est. FTE	Amount
BOP Construction	0	0	0	0	0	0	17	17	2,000
Modernization and Repair	0	0	0	0	0	0	42	42	97,453
Total Direct	0	0	0	0	0	0	59	59	99,453
Balance Rescission			0			-505,000			-505,000
Total Direct with Rescission			0			-505,000			-405,547
Reimbursable FTE		0			0			0	
Total Direct and Reimb. FTE		0			0			59	
Other FTE:									
LEAP		0			0			0	
Overtime		0			0			0	
Grand Total, FTE		0			0			59	

Resources by Department of Justice Strategic Goal and Objective

Federal Prison System
 Buildings & Facilities
 (Dollars in Thousands)

Strategic Goal and Strategic Objective	FY 2019 Enacted		FY 2020 Enacted		FY 2021 Current Services		FY 2021 Increases		FY 2021 Offsets		FY 2021 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	53	264,000	56	308,000	59	99,453	0	0	0	0	59	99,453
Subtotal, Goal 3	53	264,000	56	308,000	59	99,453	0	0	0	0	59	99,453
TOTAL	53	264,000	56	308,000	59	99,453	0	0	0	0	59	99,453

Justifications for Technical and Base Adjustments

Federal Prison System
Buildings & Facilities
(Dollars in Thousands)

	Positions	Estimate FTE	Amount
Pay and Benefits			
1 <u>2021 Pay Raise and Awards Increase</u> Per OMB A-11 guidance, section 32.1, Personnel Compensation, the agency must reflect an increase in awards spending for non-SES/SL/ST from FY 2020 to FY 2021. This increase should be no less than 1 percent point of FY 2021 non-SES/SL/ST salary spending. The amount requested is \$53,000. In addition, this request provides for a proposed 1 percent pay raise for FY 2021 to be effective in January 2021. The amount requested, \$49,000, represents the pay amounts for 3/4 of the fiscal year plus appropriate benefits (\$34,300 for pay and \$14,700 for benefits.)	0	0	102
2 <u>Annualization of 2020 Pay Raise</u> This pay annualization represents first quarter amounts (October through December) of the 2020 pay increase of 3.1% percent . The amount requested \$44,000, represents the pay amounts for 1/4 of the fiscal year plus appropriate benefits (\$30,800 for pay and \$13,200 for benefits).	0	0	44
3 <u>Changes in Compensable Days</u> The reduced cost for one compensable day in FY 2021 compared to FY 2020 is calculated by dividing the FY 2020 estimated personnel compensation and applicable benefits by 262 compensable days for a total decrease of (\$24,000).	0	0	-24
4 <u>FERS Rate Increase</u> Per 2019 OMB Circular A-11 section 32, Personnel Compensation, Benefits, and Related Costs, the agency contribution of regular retirement under FERS will increase from 16.0% to 17.3%. The FERS contribution for Law Enforcement retirement will increase from 33.4% to 35.8%. The amount requested represents the funds needed to cover the increase.	0	0	111
5 <u>FTE Adjustment</u> FTE Adjustment	0	3	0
6 <u>Health Insurance</u> Effective January 2021, the component's contribution to Federal employees' health insurance increases by 3.5 percent. Applied against the 2020 estimate of \$486,000, the additional amount required is \$17,000.	0	0	17

Justifications for Technical and Base Adjustments

Federal Prison System
Buildings & Facilities
(Dollars in Thousands)

	Positions	Estimate FTE	Amount
7 Retirement - CSRS to FERS Conversion 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 \$4,000 is necessary to meet our increased retirement obligations as a result of this conversion.	0	0	4
8 Retirement - FERS/FRAE Conversion Savings Effective October 1, 2020 (FY 2021), the new agency contributions rate of 15.5% will be in place. This will result in reduced requirement of \$6,000.	0	0	-6
Subtotal, Pay and Benefits	0	3	248
Other Adjustments			
1 Administrative Savings Administrative Savings	0	0	-27,795
Subtotal, Other Adjustments	0	0	-27,795
Non-Personnel Related Decreases			
1 Non-Recur FY 2020 New Construction Funds Program increases for the construction of new facilities are non-recurred the year after enactment, since these are not recurring costs. This request includes a decrease of \$181,000,000.	0	0	-181,000
Subtotal, Non-Personnel Related Decreases	0	0	-181,000
TOTAL DIRECT TECHNICAL and BASE ADJUSTMENTS	0	3	-208,547

Crosswalk of 2019 Availability

Federal Prison System
Buildings & Facilities
(Dollars in Thousands)

Program Activity	FY 2019 Enacted			Reprogramming/Transfers			Carryover	Recoveries/ Refunds	FY 2019 Availability		
	Position s	Actual FTE	Amount	Position s	Actual FTE	Amount	Amount	Amount	Position s	Actual FTE	Amount
BOP Construction	11	11	177,000	0	0	0	513,470	0	11	11	690,470
Modernization and Repair	42	42	115,400	0	0	0	74,325	0	42	42	189,725
Total Direct	53	53	292,400	0	0	0	587,795	0	53	53	880,195
Balance Rescission			0			0	0	0			0
Total Direct with Rescission			292,400			0	587,795	0			880,195
Reimbursable FTE		0			0					0	
Total Direct and Reimb. FTE		53			0					53	
Other FTE:											
LEAP FTE		0			0					0	
Overtime		0			0					0	
Grand Total, FTE		53			0					53	

Reprogramming/Transfers:

Carryover:

Recoveries/Refunds:

Crosswalk of 2020 Availability

Federal Prison System
Buildings & Facilities
(Dollars in Thousands)

Program Activity	FY 2020 Enacted			Reprogramming/Transfers			Carryover	Recoveries/ Refunds	FY 2020 Availability		
	Position s	Est. FTE	Amount	Position s	Est. FTE	Amount	Amount	Amount	Position s	Est. FTE	Amount
BOP Construction	17	14	183,000	0	0	0	689,049	0	17	14	872,049
Modernization and Repair	42	42	125,000	0	0	0	63,930	0	42	42	188,930
Total Direct	59	56	308,000	0	0	0	752,979	0	59	56	1,060,979
Balance Rescission			0			0	0	0			0
Total Direct with Rescission			308,000			0	752,979	0			1,060,979
Reimbursable FTE		0			0					0	
Total Direct and Reimb. FTE		56			0					56	
Other FTE:											
LEAP FTE		0			0					0	
Overtime		0			0					0	
Grand Total, FTE		56			0					56	

Reprogramming/Transfers:

Carryover:

Recoveries/Refunds:

Detail of Permanent Positions by Category

Federal Prison System
Buildings & Facilities
(Dollars in Thousands)

Category	FY 2019 Enacted		FY 2020 Enacted		FY 2021 Request				
	Direct Pos.	Reimb. Pos.	Direct Pos.	Reimb. Pos.	ATBs	Program Increases	Program Offsets	Total Direct Pos.	Total Reimb. Pos.
Correctional Institution Administration (006)	1	0	1	0	0	0	0	1	0
Clerical and Office Services (0300-0399)	11	0	11	0	0	0	0	11	0
Accounting and Budget (500-599)	5	0	5	0	0	0	0	5	0
Engineering and Architecture Group (800-899)	17	0	23	0	0	0	0	23	0
Business & Industry (1100-1199)	9	0	9	0	0	0	0	9	0
Equipment/Facilities Services (1600-1699)	7	0	7	0	0	0	0	7	0
Supply Services (2000-2099)	1	0	1	0	0	0	0	1	0
Transportation (2100-2199)	1	0	1	0	0	0	0	1	0
Information Technology Mgmt (2210-2299)	1	0	1	0	0	0	0	1	0
Total	53	0	59	0	0	0	0	59	0
Headquarters Washington D.C.	37	0	37	0	0	0	0	37	0
US Fields	16	0	22	0	0	0	0	22	0
Foreign Field	0	0	0	0	0	0	0	0	0
Total	53	0	59	0	0	0	0	59	0

Summary of Requirements by Object Class

Federal Prison System
Buildings & Facilities
(Dollars in Thousands)

Object Class	FY 2019 Actual		FY 2020 Enacted		FY 2021 Request		Increase/Decrease	
	Act. FTE	Amount	Direct FTE	Amount	Direct FTE	Amount	Direct FTE	Amount
11.1 - Full-time permanent	44	4,918	56	5,070	59	5,109	3	39
11.3 - Other than full-time permanent	0	54	0	56	0	57	0	1
11.5 - Other personnel compensation	0	164	0	169	0	170	0	1
<i>Overtime</i>	0	0	0	0	0	0	0	0
<i>Other Compensation</i>	0	0	0	0	0	0	0	0
11.8 - Special personal services payments	0	0	0	0	0	0	0	0
Total	44	5,136	56	5,295	59	5,336	3	41
Other Object Classes								
12.1 - Civilian personnel benefits		2,239		2,308		2,326	0	18
21.0 - Travel and transportation of persons		581		581		581	0	0
22.0 - Transportation of things		18		18		18	0	0
23.3 - Communications, utilities, and miscellaneous charges		337		337		337	0	0
25.2 - Other services from non-federal sources		96,824		105,828		461,255	0	355,427
26.0 - Supplies and materials		16,323		16,500		16,600	0	100
31.0 - Equipment		3,476		3,476		3,476	0	0
32.0 - Land and structures		2,282		2,282		2,282	0	0
Total Obligations		127,216		136,625		492,211	0	355,586
Net of:								
Unobligated Balance, Start-of-Year		-587,795		-752,979		-924,354	0	-171,375
Transfers/Reprogramming		0		0		0	0	0
Recoveries/Refunds		0		0		0	0	0
Balance Rescission		0		0		505,000	0	505,000
Unobligated End-of-Year, Available		752,979		924,354		26,596	0	-897,758
Unobligated End-of-Year, Expiring		0		0		0	0	0
Total Direct Requirements		292,400		308,000		99,453		-208,547
Reimbursable FTE								
Full-Time Permanent	0		0		0		0	0

Federal Prison System
Buildings and Facilities
(Dollars in Thousands)

Status of Congressionally Requested Studies, Reports, and Evaluations

1. The House report associated with the Consolidated Appropriations Act, 2020, states that the Committee directs the Bureau to apply the funding, including the increase above the request, to reduce its longstanding maintenance and repair backlog, including communication equipment to support the BOP mission. BOP shall continue to provide monthly status of construction reports and notify the Committee of any changes reflected in those reports. The BOP has continued reporting this FY 2020 monthly requirement during FY 2020.
2. The Senate Report associated with the Consolidated Appropriations Act, 2020, states that this act includes \$290,000,000 for the construction, acquisition, modernization, maintenance, and repair of prison and detention facilities housing Federal inmates. The recommendation is \$26,000,000 above the fiscal year 2019 enacted level and \$190,795,000 above the budget request. Within this amount, not less than \$181,000,000 is for costs related to construction of new facilities currently not fully funded that remain on BOP's Monthly Construction Status Report. BOP shall proceed with ongoing planned and associated new construction efforts to meet projected capacity requirements, as identified in its monthly status of construction reports to the Committee. BOP is directed to continue to provide such reports on a quarterly basis, along with notifications and explanations of any deviation from construction and activation schedules, and any planned adjustments or corrective actions. The BOP has continued reporting its status of construction report on a monthly basis during FY 2020.
3. The House Report associated with the Consolidated Appropriations Act, 2020, states that The Committee supports efforts to ensure that Federal detainees are held in humane conditions, especially those who are detained in Federally-operated facilities. The Committee was disturbed by reports of critical HVAC and electrical systems failures at Metropolitan Detention Center, Brooklyn. Therefore, the Committee directs the Department to conduct and publish a report by October 1, 2020, on the current state of detention facility infrastructure in facilities operated by BOP, and facilities housing Federal detainees in private contracted facilities, including those that house BOP detainees on a contractual agreement basis with other Federal agencies. Such report should outline and define inadequate facility conditions that would potentially constitute a violation of the Federal right, as defined in section 3626, under Subchapter C of chapter 229 of Part II of title 18, United States Code. Such report shall include the number of facilities that exhibit conditions potentially violating the Federal right, including infrastructure deficiencies and challenges relating to the maintenance or repair thereof. The BOP will provide this report by October 1, 2020.

Federal Prison System - Buildings & Facilities
(Dollars in Thousands)

	FY 2021 Congressional Budget				
	Pos.	Atty	Agents	FTE	Amount
2020 Enacted	59	0	0	56	308,000
Base Adjustments					
Pay & Benefits					
2021 Pay Raise and Awards Increase	0	0	0	0	102
Annualization of 2020 Pay Raise	0	0	0	0	44
Changes in Compensable Days	0	0	0	0	-24
FERS Rate Increase	0	0	0	0	111
FTE Adjustment	0	0	0	3	0
Health Insurance	0	0	0	0	17
Retirement - CSRS to FERS Conversion	0	0	0	0	4
Retirement - FERS/FRAE Conversion Savings	0	0	0	0	-6
Subtotal, Pay & Benefits	0	0	0	3	248
Other Adjustments					
Administrative Savings	0	0	0	0	-27,795
Subtotal, Other Adjustments	0	0	0	0	-27,795
Non-Personnel Related Decreases					
Non-Recur FY 2020 New Construction Funds	0	0	0	0	-181,000
Subtotal, Non-Personnel Related Decreases	0	0	0	0	-181,000
Subtotal, Base Adjustments	0	0	0	3	-208,547
Subtotal, Technical and Base Adjustments	0	0	0	3	-208,547
2021 Current Services and Congressional Request	59	0	0	59	99,453
Rescission - BOP B&F	0	0	0		-505,000
2021 Total Request with Rescission	59	0	0	59	-405,547

**Federal Prison System
Status of Construction
(Dollars in Thousands)**

New Facilities (Rated Capacity)	Funding		Total Funding	Preliminary Cost Estimate*	Obligations to Date 12/31/2019	Construction Award Date	FY 2021 Congressional Submission	Activation Funding Date**
	by Fiscal Year						Status of Projects	
USP Letcher County, KY with Camp (1,216)	2006	\$5,000	\$510,000	\$460,000 to 510,000	\$3,508	N/A	<p>The Director signed the Record of Decision (ROD) on March 30, 2018. The Abolitionist Law Center and 21 inmates have filed suit against the Federal Bureau of Prisons under the National Environmental Policy Act (NEPA) in the District Court for the District of Columbia. On April 23, 2019, the Plaintiffs filed a motion to amend their complaint. The amended complaint was accepted as filed. The Governments response was due on July 19, 2019. After conferring with the Plaintiffs, given the withdrawal of the ROD, all parties agreed that responding to the complaint would be futile. As such, the parties jointly requested to hold the case in abeyance until it has been decided on how to proceed. On September 5, the Plaintiffs agreed to a stipulated joint motion to dismiss based on the withdrawal of the ROD. Following the stipulated agreement, the Court granted the joint motion and dismissed the case. The case is now closed.</p> <p>The Bureau is engaging internal resources as well as NEPA professionals to evaluate and analyze the new information in light of the environmental analysis previously completed. In efforts to accomplish this, the Bureau awarded a contract and is in the process of conducting an analysis to determine if there are significant new circumstances or information relevant to environmental concerns. The Bureau is expected to receive a draft report by January 31, 2020.</p>	TBD
	2015	11,000						
	2016	444,000						
	2017	50,000						
(FY 2021 Request proposes a rescission to reduce this project by \$505 million)								
***FCI Midwestern/Leavenworth, KS with Camp (1,408)	2001	5,431	364,431	358,610 to 388,476	3,002	N/A	<p>The Final Environmental Impact Study (EIS) was completed in 2015 and while the ROD was prepared, it has not been signed. The Bureau will update the current EIS by completing a Supplemental EIS. Documentation has been submitted to Contracting to begin the process. Full construction funds have been provided for this project.</p>	TBD
		(3,000)						
	2004	(1,000)						
	2009	12,000						
	2012	(5,000)						
	2019	175,000						
2020	181,000							

* Preliminary cost estimates are updated based on the following factors:

Anticipated availability of full construction funds, geographic location, historical and projected cost escalation/deflation, and allowances for uncertainty regarding actual sites to be developed.

** The "Activation Funding Date" reflects the change to "operations" funding from construction expenses. Operational expenses are cumulative and reflect past and future months of increased activity (staffing, equipment purchase and installation, etc.) until the facility is ready to house inmates. The funding activation date for the projects on this page can not be estimated due to uncertain funding status or construction schedule.

*** This project was provided additional funds, however full construction resources are required to award a contract and determine an estimated activation funding date.