



National Security Division (NSD)

FY 2012 Budget Request At A Glance

| | |
|-------------------------------|------------------------------------------------------|
| FY 2011 CR: | \$87.9 million (346 positions; 236 attorneys) |
| Current Services Adjustments: | +\$0.7 million |
| Program Changes: | -\$0.7 million |
| FY 2012 Budget Request: | \$87.9 million (364 positions; 238 attorneys) |
| Change From FY 2011 CR: | -\$0.1 million (-0.1%) (+18 positions; +2 attorneys) |

Mission:

The mission of the NSD is to carry out the Department's highest priority: to combat terrorism and other threats to national security. The Division consolidates the primary national security elements of the Department of Justice into a single Division. The NSD is designed to ensure greater coordination and unity of purpose between prosecutors and law enforcement agencies on the one hand, and intelligence attorneys and the Intelligence Community on the other, thus strengthening the effectiveness of the Federal Government's national security efforts.

Resources:

The FY 2012 budget request for NSD totals \$87.9 million, which is a 0.1 percent decrease from the FY 2011 CR.

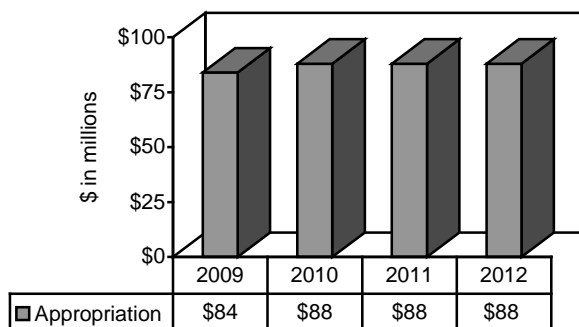
Organization:

NSD is headed by an Assistant Attorney General (AAG), who is appointed by the President and confirmed by the Senate. The AAG oversees a Division that is organized into four offices and five sections to combat terrorism and other threats to national security: the Counterterrorism and Counterespionage Sections; the Office of Intelligence, which consists of three sections (i.e., Operations Section, Oversight Section, and Litigation Section); a Law and Policy Office; the Office of Justice for Victims of Overseas Terrorism; and an Executive Office.

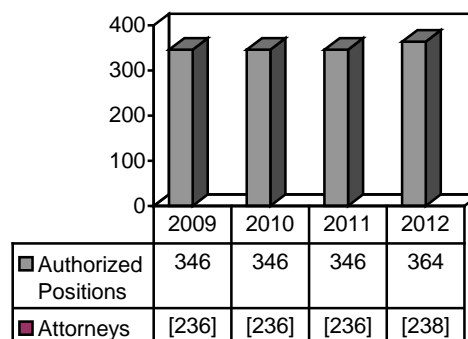
Personnel:

NSD's direct authorized positions for FY 2012 total 364, of which 238 are attorneys. NSD's FY 2012 request includes an increase of 18 positions over the FY 2011 CR of 346 direct authorized positions.

Funding (FY 2009 - 2012)



Personnel (FY 2009 - 2012)



FY 2012 Strategy:

The National Security Division is responsible for assisting the Attorney General and other senior Department and Executive Branch officials in ensuring that the national security-related activities of the United States are consistent with relevant law, overseeing terrorism investigations and prosecutions, and handling counterespionage cases and matters.

In coordination with the FBI, the Intelligence Community, and the U.S. Attorneys' Offices, the Division's primary operational functions are to prevent acts of terrorism and espionage from being perpetrated in the United States and to facilitate the collection of intelligence regarding foreign agents and powers. The Division advises the Attorney General on all matters relating to the national security activities of the United States. The Division administers the U.S. Government's national security program for conducting electronic surveillance and physical search of foreign agents pursuant to the Foreign Intelligence Surveillance Act of 1978 (FISA), as amended, and conducts oversight of the FBI's foreign intelligence and counterintelligence investigations pursuant to the Attorney General's guidelines for such investigations.

The Division's sharply increased workload, including demands brought about by recent national security threats and significantly expanded oversight responsibilities, have created challenges for maintaining adequate attorney and support personnel staffing. To be adequately prepared to staff Department initiatives to fight terror, the Department will identify ways to streamline and accelerate the security clearance process so that new hires can be more quickly brought into the Department and to invest resources in clearing additional attorneys already in the Department who can be drawn in on an emergency to assist in investigative or prosecutorial activity related to terrorism.

The Division also serves as the Department's representative on the Committee on Foreign Investment in the United States (CFIUS), which reviews foreign acquisitions of domestic entities affecting national security and makes recommendations to the President on whether such transactions should be allowed to proceed, or if they have already occurred, they should be undone.

Finally, the Office of Justice for Victims of Overseas Terrorism was established as required by Section 126 of the Department of Justice Appropriations Act of 2005. This Office ensures that the investigation and prosecution of terrorist attacks against American citizens overseas are a high priority within the Department of Justice and that the rights of victims and their families are honored and respected.

FY 2012 Program Changes:

Counterterrorism Investigation and Prosecution: \$274,000 and 2 positions (1 attorney)

This request supports the Counterterrorism Section's work to address workload increases in Freedom of Information Act and to establish a position to investigate "cold cases" assisting the Office of Justice for Victims of Overseas Terrorism. The FY 2012 current services for this initiative are 69 positions (50 attorneys) and \$14.9 million.

Export Enforcement & Counterespionage Prosecution: \$298,000 and 2 positions (1 attorney)

To support the Counterespionage Section by enhancing its investigative and prosecutorial capabilities to more effectively identify, track, prevent, and prosecute export enforcement violations and acts of espionage. The FY 2012 current services for this initiative are 32 positions (21 attorneys) and \$6.9 million.

International Terrorism/National Security Law & Policy: \$157,000 and 1 position

To provide additional resources for the Law and Policy Section to support the new international program. The FY 2012 current services for this initiative are 30 positions (23 attorneys) and \$5.5 million.

Program Offset - Administrative Efficiencies: -\$59,000 and 0 positions

The Department is continually evaluating its programs and operations with the goal of achieving across-the-board economies of scale that result in increased efficiencies and cost savings. In FY 2012, the Department is focusing on areas in which savings can be achieved, which include, but are not limited to: printing, publications, travel, conferences, supplies, and general equipment. For NSD, these administrative efficiencies will result in an offset of \$59,000.

Program Offset - Contractor Efficiencies: -\$1.2 million and 13 positions

NSD has reviewed its current contracts and determined that converting 13 contractor positions to government employees will realize savings of \$1.2 million. These reductions will take place in information technology, office administration, security, and program and support contracts. There are no current services for this initiative.

Program Offset - Extend Tech Refresh: -\$41,000 and 0 positions

As desktops and laptops are used primarily for basic office automation applications (e.g., spreadsheets and word processing), replacing this inventory at a slower rate is expected to have minimal impact on Department operations. In FY 2012, the Department is proposing to extend the refresh rate of all desktops and laptops by one year, resulting in an offset of \$41,000 for NSD.

Program Offset - FARA Filing Fee Increase: -\$158,000 and 0 positions

NSD maintains the Foreign Agents Registration Act (FARA) program. NSD proposes to increase the registration filing fees for registrants to help cover the costs of running the program. Fees have not increased in over 15 years and do not currently cover the costs of operation and maintenance for the technology or staffing to maintain the registrant list. The additional fees will result in a savings of \$158,000. There are no current services for this initiative.

National Security Division
(Dollars in Thousands)

| | National Security Division | | |
|------------------------------------------------------------|----------------------------|------------|---------------|
| | Pos | FTE | Amount |
| 2010 Enacted | 346 | 346 | 87,938 |
| 2011 Continuing Resolution | 346 | 346 | 87,938 |
| 2012 Request | 364 | 356 | 87,882 |
| Change 2012 from 2011 Continuing Resolution | 18 | 10 | -56 |
| Technical Adjustments | | | |
| Subtotal Technical Adjustments | 0 | 0 | 0 |
| Total Technical Adjustments | 0 | 0 | 0 |
| Adjustments to Base | | | |
| Increases: | | | |
| ATB Transfers | 0 | 0 | -90 |
| Pay & Benefits | 0 | 0 | 360 |
| Domestic Rent & Facilities | 0 | 0 | 393 |
| Subtotal Increases: | 0 | 0 | 663 |
| Decreases: | | | |
| Subtotal Decreases: | 0 | 0 | 0 |
| Total Adjustments to Base | 0 | 0 | 663 |
| Total Adjustments to Base and Technical Adjustments | 0 | 0 | 663 |
| 2012 Current Services | 346 | 346 | 88,601 |
| Program Changes | | | |
| Increases: | | | |
| Counterterrorism Investigation and Prosecution | 2 | 1 | 274 |
| Export Enforcement & Counterespionage Prosecution | 2 | 1 | 298 |
| International Terrorism/National Security Law & Policy | 1 | 1 | 157 |
| Subtotal, Program Increase | 5 | 3 | 729 |
| Decreases: | | | |
| Program Offset - Administrative Efficiencies | 0 | 0 | -59 |
| Program Offset - Contractor Efficiencies | 13 | 7 | -1,190 |
| Program Offset - Extend Tech Refresh | 0 | 0 | -41 |
| Program Offset - FARA Filing Fee Increase | 0 | 0 | -158 |
| Subtotal, Program Decrease | 13 | 7 | -1,448 |
| Total Program Changes | 18 | 10 | -719 |
| 2012 Request | 364 | 356 | 87,882 |
| Change 2012 from 2011 Continuing Resolution | 18 | 10 | -56 |

National Security Division
(Dollars in Thousands)

| Comparison by activity and program | 2011 Continuing Resolution | | | 2012 Current Services | | |
|------------------------------------|----------------------------|-----|--------|-----------------------|-----|--------|
| | Perm Pos. | FTE | Amount | Perm Pos. | FTE | Amount |
| National Security | 346 | 346 | 87,938 | 346 | 346 | 88,601 |
| Total | 346 | 346 | 87,938 | 346 | 346 | 88,601 |
| Reimbursable FTE | 0 | 0 | 0 | 0 | 0 | 0 |
| Grand Total | 346 | 346 | 87,938 | 346 | 346 | 88,601 |

| Comparison by activity and program | 2012 Total Program Changes | | | 2012 Request | | |
|------------------------------------|----------------------------|-----|--------|--------------|-----|--------|
| | Perm Pos. | FTE | Amount | Perm Pos. | FTE | Amount |
| National Security | 18 | 10 | -719 | 364 | 356 | 87,882 |
| Total | 18 | 10 | -719 | 364 | 356 | 87,882 |
| Reimbursable FTE | 0 | 0 | 0 | 0 | 0 | 0 |
| Grand Total | 18 | 10 | -719 | 364 | 356 | 87,882 |