



## Office of the Federal Detention Trustee (OFDT)

### FY 2010 Budget Request At A Glance

FY 2009 Enacted:	\$1,295 million (23 positions)
Current Services Adjustments:	+\$117 million (.0% above FY 2009 Enacted)
Program Changes:	+\$143.2 million
FY 2010 Budget Request:	\$1,439 million (27 positions)
Change from FY 2009 Enacted:	+\$143.3 million (+11.1%) (+4 positions)

### Mission:

The mission of the OFDT is to provide oversight of detention management, and improvement and coordination of detention activities, including the effective and efficient expenditure of appropriated funds, to ensure that Federal agencies involved in detention provide for the safe, secure, and humane confinement of persons in the custody of the United States. OFDT was established as a DOJ organization in September 2001 by congressional directive.

### Resources:

The budget request for FY 2010 totals \$1.4 billion, which is an 11.1 percent increase from the FY 2009 enacted level.

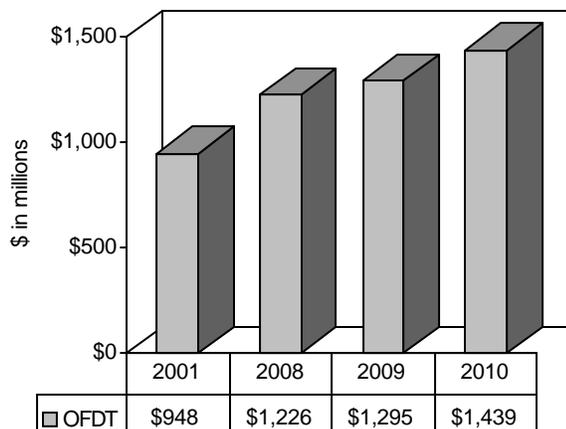
### Organization:

OFDT is overseen and managed by the Federal Detention Trustee. The Trustee is appointed by the Attorney General. In addition, the Assistant Trustee for Transportation coordinates the integration efforts of the Justice Prisoner & Alien Transportation System (JPATS) with the detention programs of OFDT. Managed by the U.S. Marshals Service (USMS), JPATS is one of the largest transporters of prisoners in the world and handles more than 1,000 requests every day to move prisoners between judicial districts, correctional institutions and foreign countries.

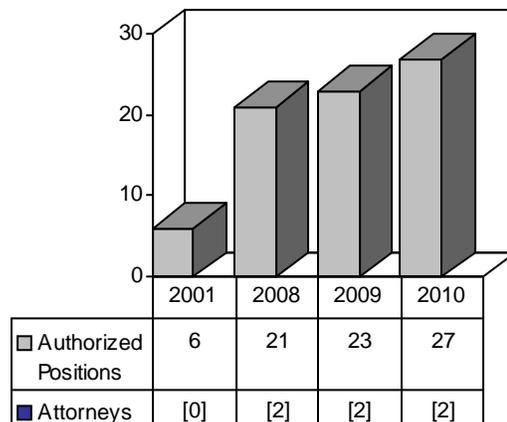
### Personnel:

OFDT's authorized positions for FY 2010 total 27 positions. OFDT's FY 2010 request includes an increase of 4 positions over FY 2009 level of 23 authorized positions.

**Funding (FY 2001 - 2010)**



**Personnel (FY 2001 - 2010)**



**FY 2010 Strategy:**

The OFDT manages the Department's detention resources and coordinates its detention activities with other federal agencies. Through a reimbursable agreement, the OFDT funds the USMS for the costs of housing and transporting federal detainees from the time they are brought into federal custody until they are acquitted or transferred to the Bureau of Prisons.

The average daily population (ADP) of federal detainees is projected to be 60,575 in FY 2010 based on estimated bookings and time-in-detention. Time in detention is projected to be an average of 115 days for all prisoners booked during FY 2010. The implementation of the Department of Homeland Security's (DHS) zero tolerance initiative, Operation Streamline, has substantially increased the number of immigration related bookings at the Southwest Border.

While OFDT routinely anticipates growth in bookings for immigration offenses, the growth observed since December 2005 has been unprecedented, based on trends in historical data. For the FY 2009 budget, OFDT originally projected approximately 70,000 bookings for immigration offenses. This level represented a 13% annual increase over the 2007 level. Current trends suggest, however, that immigration bookings will increase to more than 96,000 during fiscal year 2009, or a 32% annual increase over the 2007 level. As of September 2008, immigration offences make up 44% of all USMS bookings.

OFDT utilizes the Cooperative Agreement Program to provide resources to select state and local governments to renovate, construct, and equip detention facilities in return for guaranteed bed space for a fixed period of time and fixed per diem for federal detainees in or near federal court cities. This program provides an avenue for securing bed space in areas where detention space is scarce and private facilities are unable to fill the gap.

**FY 2010 Program Changes:**

**Southwest Border and Immigration Enforcement:** 4 positions and \$44.6 million for costs associated with prisoner detention and care for the Southwest Border prosecutorial initiative. This includes \$371,000 to support increased human capital needs for office operations. The program increase is to accommodate the increased housing requirements for criminal aliens apprehended along the Southwest border and prosecuted in U.S. district court during FY 2010. This program increase will support detention housing for an additional 7,000 immigration offenders apprehended by the DHS and processed by the USMS. FY 2010 current service resources for the Southwest Border and immigration enforcement is \$366.7 million.

**Operating Costs:** \$95.8 million in operating costs to sustain detention operations. Over the past two years, the detention account experienced funding shortfalls. The insufficient funding resulted primarily from increased immigration enforcement activity by the DHS at the Southwest Border, which began in FY 2008 and continues through FY 2009. Additional resources are needed to address the increased costs associated with these law enforcement activities along with anticipated increases in per diem rates, medical hospital service costs and fuel prices. FY 2010 current services resources for Operating Costs are 23 positions and \$928.7 million.

**Justice Prisoner Alien Transportation System:** \$2.8 million for air transportation increases along the Southwest Border. Due to increases in fuel prices and the number of prisoner transport flights along the Southwest Border, this increase is necessary to sufficiently fund the program and eliminate the need for mission reductions. FY 2010 current services resources for JPATS is \$35.8 million.

**Financial Snapshot 2008**

Clean Opinion on Financial Statements	Yes
Timely Financial Reporting	Yes
Material Weaknesses	None

**Office of the Federal Detention Trustee**  
(Dollars in Thousands)

	SALARIES AND EXPENSES		
	Pos.	FTE	Amount
<b>2008 Enacted</b>	<b>22</b>	<b>22</b>	<b>\$1,254,197</b>
<b>2009 Enacted</b>	<b>23</b>	<b>23</b>	<b>1,295,319</b>
<b>2010 Request</b>	<b>27</b>	<b>25</b>	<b>1,438,663</b>
<b>Change 2010 from 2009 Enacted</b>	<b>4</b>	<b>2</b>	<b>143,344</b>
<b>Adjustments to Base</b>			
Increases:			
Pay and Benefits	0	0	101
Domestic Rent and Facilities	0	0	3
Other Adjustments	0	0	13
<b>Total Adjustments to Base</b>	<b>0</b>	<b>0</b>	<b>117</b>
<b>2010 Current Services</b>	<b>23</b>	<b>23</b>	<b>1,295,436</b>
<b>Program Changes</b>			
Increases:			
Jail Days	0	0	45,598
JPATS Prisoner Transportation	0	0	2,837
Medical Hospital Services	0	0	5,276
Southwest Border Detention	0	0	39,159
Southwest Border Detention - Support	4	2	357
Restoration of Base Resources to meet FY 2009	0	0	50,000
Subtotal Increases	4	2	143,227
<b>Total Program Changes</b>	<b>4</b>	<b>2</b>	<b>143,227</b>
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<b>Change 2010 from 2009 Enacted</b>	<b>4</b>	<b>2</b>	<b>143,344</b>

**Office of the Federal Detention Trustee**  
**Salaries and Expenses**  
(Dollars in thousands)

Comparison by activity and program	2009 Enacted			2010 Current Services		
	Perm Pos.	FTE	Amount	Perm Pos.	FTE	Amount
1. Detention Services	23	23	\$1,262,399	23	23	\$1,262,516
2. JPATS Transportation	0	0	32,920	0	0	32,920
<b>Total</b>	<b>23</b>	<b>23</b>	<b>\$1,295,319</b>	<b>23</b>	<b>23</b>	<b>\$1,295,436</b>

Comparison by activity and program	Total Program Changes			2010 Request		
	Perm Pos.	FTE	Amount	Perm Pos.	FTE	Amount
1. Detention Services	4	2	\$140,390	27	25	\$1,402,906
2. JPATS Transportation	0	0	2,837	0	0	35,757
<b>Total</b>	<b>4</b>	<b>2</b>	<b>\$143,227</b>	<b>27</b>	<b>25</b>	<b>\$1,438,663</b>