



Homeland
Security

JUN 30 2010

The Honorable Frank R. Lautenberg
Interim Chairman
Subcommittee on Homeland Security
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

Pursuant to Sections 503 and 505 of the Fiscal Year (FY) 2009 Department of Homeland Security (DHS) Appropriations Act (P.L. 110-329), the Department requests approval to restore U.S. Immigration and Customs Enforcement lapsed balances, as follows:

- \$810,057 from FY 2009 S&E (709/0540) lapsed balances to Detention and Removal Operations, Custody Operations for FY 2010.
- \$6,613,375 from FY 2009 S&E (709/0540) lapsed balances to Detention and Removal Operations, Criminal Alien Program for FY 2010
- \$1,500,000 from FY 2009 S&E (709/0540) lapsed balances to Headquarters Management and Administration, Personnel Compensation and Benefits for FY 2010.

Pursuant to Section 503 of the FY 2010 DHS Appropriations Act (P.L. 111-83), the Department also requests approval for an increase in budget authority of \$10,000,000 for the Breached Bond/Detention Fund to support Detention and Removal Operations.

Detailed justifications for these proposed actions are enclosed. Identical letters have been sent to the Ranking Member of the Senate Subcommittee on Homeland Security Appropriations and to the Chairman and Ranking Member of the House Subcommittee on Homeland Security Appropriations. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

(b)(6)

fm
Peggy Sherry
Deputy Chief Financial Officer

Enclosure



Homeland
Security

JUN 30 2010

The Honorable David E. Price
Chairman
Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, DC 20515

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Sincerely,

(b)(6)

for Peggy Sherry
Deputy Chief Financial Officer

Enclosure



Homeland
Security

JUN 30 2010

The Honorable Harold Rogers
Ranking Member
Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Rogers:

Pursuant to Sections 503 and 505 of the Fiscal Year (FY) 2009 Department of Homeland Security (DHS) Appropriations Act (P.L. 110-329), the Department requests approval to restore U.S. Immigration and Customs Enforcement lapsed balances, as follows:

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Sincerely,

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[Redacted signature box]

for Peggy Sherry
Deputy Chief Financial Officer

Enclosure



Homeland
Security

JUN 30 2010

The Honorable George Voinovich
Ranking Member
Subcommittee on Homeland Security
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Senator Voinovich:

Pursuant to Sections 503 and 505 of the Fiscal Year (FY) 2009 Department of Homeland Security (DHS) Appropriations Act (P.L. 110-329), the Department requests approval to restore U.S. Immigration and Customs Enforcement lapsed balances, as follows:

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for Peggy Sherry
Deputy Chief Financial Officer

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REPORT OF PROPOSED REPROGRAMMING / TRANSFER ACTION

Item: To fulfill the U.S. Immigration and Customs Enforcement (ICE) mission and provide funding for ICE's highest priorities.

Agency: Immigrations and Customs Enforcement

Appropriation: FY 2009 Salaries and Expenses

	Appropriated Amount (\$'s in Thousands)	Reprogramming Request Amount (Actual Dollars)	Balance After Reprogramming Request (Actual Dollars)	Impact on PPA by %	Statutory Authority
Reprogram To					
Component Name: ICE					
Program, Project or Activity: (1)DRO Custody Operations					
Object Class:					
TAFS: 70 9/0 0540	<u>\$1,771,168</u>	<u>\$410,057</u>	<u>\$1,771,578,057</u>	<u>0.02%</u>	<u>110-329</u>
Reprogram To					
Component Name: ICE					
Program, Project or Activity: (2)DRO Criminal Alien Program (CAP)					
Object Class:					
TAFS: 70 9/0 0540	<u>\$192,539</u>	<u>\$6,613,375</u>	<u>\$199,152,375</u>	<u>3.43%</u>	<u>110-329</u>
Reprogram To					
Component Name: ICE					
Program, Project or Activity: (3)DRO Fugitive Operations					
Object Class:					
TAFS: 70 9/0 0540	<u>\$229,682</u>	<u>\$11,560</u>	<u>\$229,693,560</u>	<u>0.01%</u>	<u>110-329</u>

	Appropriated Amount (\$'s in Thousands)	Reprogramming Request Amount (Actual Dollars)	Balance After Reprogramming Request (Actual Dollars)	Impact on PPA by %	Statutory Authority
Reprogram To					
<u>Component Name</u> ICE					
<u>Program, Project or Activity:</u> (4) Management and Administration – Personnel Compensation and Benefits					
<u>Object Class :</u>					
TAFS: 70 9/0 0540	<u>\$279,073</u>	<u>\$1,500,000</u>	<u>\$280,576,000</u>	<u>0.5%</u>	<u>110-329</u>
Reprogram From					
<u>Component Name</u> <i>Example: ICE</i>					
<u>Program, Project or Activity: S&E</u>					
<u>Object Class:</u>					
TAFS: 70 9 0540	<u>\$4,770,410</u>	<u>\$8,534,992</u>	<u>\$8,534,993</u>	<u>0.18%</u>	<u>110-329</u>

I. Description/Justification

(1) \$410,057

Due to increase efforts along the Southwest Border, ICE has experienced an immediate need for facility space. Current funding does not allow for these projects this fiscal year. The reprogramming would allow the following critical program to go forward.

SOUTHWEST PROJECTS (CUSTODY OPS)

City	State	Amount Requested	Description
San Diego	CA	\$ 410,057	Expansion needed for additional staff.
		\$ 410,057	

(2) \$6,613,375

Due to increase efforts along the Southwest Border, ICE has experience an immediate need for facility space. Current funding does not allow for these projects this fiscal year. The reprogramming would allow the following critical programs to go forward.

SOUTHWEST PROJECTS (CAP)

City	State	Amount Requested	Description
Big Spring	TX	\$ 774,762	(Partially Funded) Lease expires June 2010, ICE is extending lease but current space does not meet requirements and additional space is needed for expansion.
Carlsbad	NM	\$ 577,177	Currently located in interim space. Need to relocate as temporary space is not available for renewal.
Del Rio	TX	\$ 660,641	Current location no longer meets operational requirements with additional staffing. Market survey shows that there was no space within the delineated area. Lease has been extended at current location. Awaiting funding to proceed with a lease/construction.
Eden	TX	\$ 1,945,940	Lease is expiring. It has been extended. Additional space is needed due to additional staff. Current space does not meet operational requirements.
Midland	TX	\$ 473,236	New Staff located in temporary space. Need new space to consolidate operations to a single location.
Pecos	TX	\$ 1,536,269	Field Office Expansion. Lease expires September 2010, project was placed on hold due to lack of funding. Additional staffing requires an expansion of space.
San Diego	CA	\$ 149,106	Expansion needed for additional staffing.
Yuma	AZ	\$ 496,244	Lease expired need to Relocate - Lease has been awarded for the new space. Currently in design phase.
		\$ 6,613,375	

(3) \$11,560

Due to increase efforts along the Southwest Border, ICE has experience an immediate need for facility improvements. Current funding does not allow for all facility needs this fiscal year. The reprogramming would allow the following critical improvement to go forward.

SOUTHWEST PROJECTS (FUG OPS)

City	State	Amount Requested	Description
San Diego	CA	\$ 11,560	Replace locks and hardware to secure facility - basement level doors.
		\$ 11,560	

(4) \$1,500,000

ICE will establish a system for stronger fund control and obligation management capabilities. A system is being created that will track the execution and management of funds by appropriation and program office. The information from ICE's financial system of record will be utilized as the source for this data. While the current system offers some capabilities, it is generally not in a usable format for program managers. The new system will provide information on a timelier basis in a Dashboard format with drill down capabilities.

II. Mission Impact Summary

a. Receiving Account:

(1) ICE's enforcement personnel need additional funds for facilities because, in the past, facilities funding has not kept pace with the growth of the agency. This will help rectify a portion of the issue along a critical area – the Southwest Border.

(2) ICE's enforcement personnel need additional funds for facilities because, in the past, facilities funding has not kept pace with the growth of the agency. This will help rectify a portion of the issue along a critical area – the Southwest Border.

(3) ICE's enforcement personnel need additional funds for facilities because, in the past, facilities funding has not kept pace with the growth of the agency. This will help rectify a portion of the issue along a critical area – the Southwest Border.

(4) A critical aspect of any agency is to maintain internal controls and ensure funds are being executed according to statute. This reprogramming will enhance ICE's ability to do that.

b. Source Account:

The source account is the DHS FY 2009 Appropriations Act (Pub. L. No. 110-329, 122 Stat. 3574 (2008)). Pursuant to section 505 of the Fiscal Year 2009 DHS Appropriations Act (Pub. L. No. 110-329, § 505, 122 Stat. 3574, 3681 (2008)), "not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2009 from appropriations for salaries and expenses for fiscal year 2009 in this Act shall remain available through September 30, 2010, in the account and for the purposes for which the appropriations were provided." The period of availability of these funds has expired for new obligations, and, thus, there is no adverse effect to the Agency's mission.

III. Impact of Department or Congressional Policies

This action fulfills Departmental and congressional policies and, therefore, does not require a shift in Department of Homeland Security, Office of Management and Budget, or congressionally-approved objectives.

IV. Impact on Future Appropriations

This action is a one-time reprogramming of valid lapsed funds. There is no effect on pending or future appropriations.

REPORT OF PROPOSED REPROGRAMMING / TRANSFER ACTION

Item: To fulfill the U.S. Immigration and Customs Enforcement (ICE) mission and provide funding for ICE's highest priorities.

Agency: Immigrations and Customs Enforcement

Appropriation: FY 2010 Breached Bond/Detention Fund

	Appropriated Amount (\$'s in Thousands)	Reprogramming Request Amount (Actual Dollars)	Balance After Reprogramming Request (Actual Dollars)	Impact on PPA by %	Statutory Authority
Reprogram					
Component Name: ICE					
Program, Project or Activity: Breached Bond/Detention Fund					
Object Class: TAFS: 70 X 5126	\$75,000	\$10,000,000	\$85,000,000	11.8%	8 USC 1356(r)(4)

I. Description/Justification

There are no changes in program policy associated with this request. This request increases availability of funding for FY 2010 within the FY 2010 Breached Bond Detention Fund appropriation. The \$10,000,000 increase is required to fund expenses associated with the detention of illegal aliens.

II. Mission Impact Summary

This reprogramming request supports ICE's homeland security mission to prevent illegal immigration activities in the United States.

III. Impact of Department or Congressional Policies

This action for FY 2010 is a one-time request to properly fund for ICE Breached Bond/Detention Fund activities.

IV. Impact on Future Appropriations

This action fulfills Departmental and Congressional policies, and, therefore, does not require a shift in Department of Homeland Security, Office of Management and Budget, or Congressionally- approved objectives.



Homeland
Security

May 11, 2012

The Honorable David E. Price
Ranking Member
Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Price:

Pursuant to Section 503 of the *Fiscal Year (FY) 2012 Department of Homeland Security Appropriations Act* (P.L. 112-74), the Department proposes to transfer \$4.4 million from National Protection and Programs Directorate's US-VISIT appropriation and \$463,000 from U.S. Immigration and Customs Enforcement's (ICE) Salaries and Expenses (S&E) appropriation to U.S. Customs and Border Protection's (CBP) S&E appropriation. CBP will also utilize \$750,000 within its S&E Systems for Targeting Program, Project, or Activity for Document Validation.

The total transfer to CBP of \$4.863 million will help enhance the Department's biographic systems and its vetting of the current overstay population. Use of the funds will comply with congressional direction to support improvements to biographic entry-exit capabilities, except that CBP will use the funds to further optimize air biographic exit and increase vetting of the current population of overstays. The Department believes the transfers comply with Congressional intent, and also considers improvements to its biographic systems to be an important and necessary building block towards a comprehensive biometric air exit system.

A Report of Proposed Reprogramming Action is enclosed with additional details. Identical letters have been sent to the Chairman of the House Subcommittee on Homeland Security Appropriations and to the Chairman and Ranking Member of the Senate Subcommittee on Homeland Security Appropriations. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

A handwritten signature in cursive script that reads "Peggy Sherry".

Peggy Sherry
Chief Financial Officer

Enclosure



Homeland
Security

May 11, 2012

The Honorable Mary L. Landrieu
Chairman
Subcommittee on Homeland Security
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Chairman Landrieu:

Pursuant to Section 503 of the *Fiscal Year (FY) 2012 Department of Homeland Security Appropriations Act* (P.L. 112-74), the Department proposes to transfer \$4.4 million from National Protection and Programs Directorate's US-VISIT appropriation and \$463,000 from U.S. Immigration and Customs Enforcement's (ICE) Salaries and Expenses (S&E) appropriation to U.S. Customs and Border Protection's (CBP) S&E appropriation. CBP will also utilize \$750,000 within its S&E Systems for Targeting Program, Project, or Activity for Document Validation.

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Sincerely,

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Peggy Sherry
Chief Financial Officer

Enclosure



Homeland
Security

May 11, 2012

The Honorable Robert Aderholt
Chairman
Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, DC 20515


Dear Mr. Chairman:

Pursuant to Section 503 of the *Fiscal Year (FY) 2012 Department of Homeland Security Appropriations Act* (P.L. 112-74), the Department proposes to transfer \$4.4 million from National Protection and Programs Directorate's US-VISIT appropriation and \$463,000 from U.S. Immigration and Customs Enforcement's (ICE) Salaries and Expenses (S&E) appropriation to U.S. Customs and Border Protection's (CBP) S&E appropriation. CBP will also utilize \$750,000 within its S&E Systems for Targeting Program, Project, or Activity for Document Validation.

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Peggy Sherry
Chief Financial Officer

Enclosure



Homeland
Security

May 11, 2012

The Honorable Daniel Coats
Ranking Member
Subcommittee on Homeland Security
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Senator Coats:

Pursuant to Section 503 of the *Fiscal Year (FY) 2012 Department of Homeland Security Appropriations Act* (P.L. 112-74), the Department proposes to transfer \$4.4 million from National Protection and Programs Directorate's US-VISIT appropriation and \$463,000 from U.S. Immigration and Customs Enforcement's Salaries and Expenses (S&E) appropriation to U.S. Customs and Border Protection's (CBP) S&E appropriation. CBP will also utilize \$750,000 within its S&E Systems for Targeting Program, Project, or Activity for Document Validation.

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Peggy Sherry
Chief Financial Officer

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REPORT OF PROPOSED REPROGRAMMING/TRANSFER ACTION

Item: Biographic Exit and Vetting Current Overstay Population

Operating Unit: U.S. Customs and Border Protection (CBP)

Appropriation: CBP Salaries and Expenses (S&E)

Fiscal Summary (\$ in Thousands)

	Appropriated/ Available Amount	Transfer Request Amount	Balance After Transfer Request	Impact on Appropriation by %	Statutory Authority
Transfer From:					
National Protection and Programs Directorate (NPPD), United States Visitor and Immigrant Status Indicator Technology (US-VISIT)					
TAFS: 7012140521	306,802	(4,400)	302,402	(1.4%)	P.L. 112-74 Sec 503
Immigration and Customs Enforcement (ICE), S&E					
TAFS: 70120540	5,528,874	(463)	5,528,411	(0.0%)	P.L. 112-74 Sec 503
TOTAL:		(4,863)			
Transfer To:					
CBP, S&E					
TAFS: 70120530	8,680,118	4,863	8,684,981	(0.0%)	P.L. 112-74 Sec 503
TOTAL:		4,863			

I. Description/Justification

The Joint Explanatory Statement (JES) accompanying the Fiscal Year (FY) 2012 Department of Homeland Security (DHS) Appropriations Act (P.L. 112-74) permits use of \$9.4 million for the development of a comprehensive plan for biometric air exit and/or improvement of biographic entry-exit matching capabilities and to prevent future overstay backlogs. The funds were appropriated to US-VISIT.

DHS has completed its plan for development and implementation of biometric air exit and will transmit that document in the near future; this effort did not require funding support from the \$9.4 million. Consequently, DHS plans to use all of the \$9.4 million to fund improvements to biographic entry-exit capabilities, which will also serve as a necessary building block towards a biometric exit system.

\$10.9 Million in Identified Requirements

Multiple DHS components participate in the Department's biographic Entry-Exit system. To help ensure a collaborative and comprehensive approach, the Department maintains a working

group which undertook a review of current and desired biographic capabilities to determine the best use of the \$9.4 million funding. Components involved in this effort include the National Protection and Programs Directorate (NPPD) including US-VISIT, U.S. Customs and Border Protection (CBP), U.S. Immigration and Customs Enforcement (ICE), the Science and Technology Directorate (S&T), the Office of Policy and the Office of the Chief Financial Officer.

The multi-component effort resulted in the identification of \$10.9 million in priorities necessary to strengthen the Department's biographic capabilities. The following table provides funding amounts and descriptions for those priorities:

Table 1: Biographic System Enhancements – as Briefed to Congress on 1/27/2012

Component	Amount	Description
NPPD (US-VISIT)	\$3,700,000	Modernization of ADIS to facilitate more efficient exchanges of data through migrating system interfaces into a single point of contact.
	\$1,100,000	Enhancements to ADIS biographic matching and incorporation of biometric identifiers through the Lawrence Livermore National Labs
	\$200,000	Updates to AIDS system architecture to improve internal processing and indexing of data.
CBP	\$1,000,000	Improvements to Document Validation develop capability to verify the authenticity of visa traveler data prior to permission to board an aircraft
	\$4,863,337	Improvements to existing capabilities to assist ATS-P in providing services both to ADIS and ICE to identify and prioritize overstays
TOTAL	\$10,863,337	

The working group reached a consensus to request transfers of \$4.4 million from US-VISIT and \$750,000 from ICE to CBP; CBP would contribute \$750,000 of its own funds. In fulfillment of a briefing requirement specified in the JES, the Department provided a briefing to the Appropriations Committees on January 27, 2012, at which the proposal above was described in detail. This reprogramming notification follows up on that briefing, but includes limited changes to funding amounts which are highlighted below and on the following page.

\$4.4 Million Transfer from US-VISIT to CBP

As previously planned and described in Table 1, US-VISIT will retain \$5.0 million. Of that amount, \$3.7 million will fund Arrival and Departure Information System (ADIS) modernization; \$1.1 million will enhance ADIS biographic matching with biometric identifiers; and \$200,000 will support updates to the ADIS system architecture.

With this notification, the Department intends to transfer \$4.4 million in funds remaining from the \$9.4 million appropriation from US-VISIT to CBP in support of Automated Targeting Systems – Passenger (ATS-P) improvements. The funds will comply with congressional direction to support improvements to biographic entry-exit capabilities, except that CBP will use the funds to further optimize air biographic exit and increase vetting of the current population of overstays.

\$463,000 Transfer from ICE to CBP

Of the priorities previously identified and briefed to the Appropriations Committees, the amount required for the Document Validation was overestimated. CBP funding of \$750,000 is sufficient to address this requirement, which consequently reduces the amount previously planned to be transferred by ICE.

This notification provides ICE's intent to transfer \$463,000 to CBP to support ATS-P improvements. In P.L. 112-74, ICE was appropriated \$12 million above the President's FY 2012 Budget request to improve immigration enforcement activities, of which \$5 million is included for the Secure Communities program. As cited in the JES, direction is provided in both House Report 112-91 and Senate Report 112-74 for ICE to focus on "Developing a comprehensive strategy to address the visa overstay program, modernizing the Alien Criminal Response Information Management System (ACRIME) to support the identification of criminal aliens and individuals attempting to overstay a visa, enhancing ICE capabilities for law enforcement support for immigration-related inquiries from State and local law enforcement, and digitizing old fingerprint records." The Department believes transfer of \$463,000 from the \$7 million balance of this appropriation is in support of a comprehensive strategy as identified by the working group and fulfills the intent of Congress.

Description of ATS-P Improvements to be Funded

The following table provides a cost breakdown and identifies specific capabilities and benefits which will result from the total, additional funding of \$4,863,000 to be transferred to CBP:

Table 2: Cost Breakdown

ID	Cost Element	Cost
O&M	Operations and Maintenance Support	\$265,258
1	Data Source Integration - Per Medium Complexity Data Source	\$406,747
2	Data Source Integration - Per High Complexity Data Source	\$246,844
3	Architecture Oversight and Support	\$34,000
4	Hot List with Biographic Exit Capabilities, Geospatial visualization capabilities	\$236,588
5	Additional User Defined Rules (UDR) to existing ATS-P UDR	\$303,487
6	Workflow Processing & Hot List Rules Engine for ICE - <i>leverage existing Rules Engine</i>	\$307,303
7	Federated Query Service, Vetting Service, Name Matching	\$316,298
8	Message-based integration with US-VISIT ADIS	\$365,047
9	Message-based integration with LEADTrac	\$404,267
10	Hardware & Software	\$750,000
CM	Configuration Management (CM) / Security	\$505,587
O&M	Operations and Maintenance Support	\$251,250
O&M	Enterprise Data Management & Engineering Infrastructure Costs: National Data Center (DC)/DC2	\$300,458
O&M	Enterprise Networks and Technology Support (ENTS) Technology Service Desk	\$165,000
O&M	ENTS Network Architecture and Engineering	\$5,200
Transfer Request		\$4,863,337*

* Amounts in the table include rounding.

1. Overstay Hotlist and Rules

Capability Description:

- Operational dashboard that lists and prioritizes initial overstay candidate list for US-VISIT analysts per US-VISIT standard operating procedures
- Augment the existing ICE Hotlist to incorporate additional capabilities
- Use of existing Automated Targeting System (ATS) name matching and entity resolution algorithms
- Provide update to Rule set specific to US-VISIT vetting criteria
- Use of additional law enforcement records, and other Counter Terrorism National Security rule sets to determine possible matches
- Basic “workflow” processing for case management of analysis results of potential overstay candidates

Benefits Delivered:

- Increase number of positive overstay matches with fewer false positives
- Reduction of number of overstays that ICE agents manually review
- Fewer overstay records requiring manual review
- Reduce workload with increased precision

2. Data Source Integration

Capability Description:

- Infrastructure improvements to automate the information flow between ICE (LeadTrac), US-VISIT Arrival and Departure Information System (ADIS) and CBP. Phase II of this effort is partially automating these information exchanges and the End State will streamline and fully automate the information exchanges.
- Infrastructure improvements to integrate the following data sources for overstay validation and vetting:
 - Central Index System (CIS)
 - Secondary Inspection Tool (SIT)
 - Image Storage Retrieval System (ISRS)
 - Terrorist Screening Database (TSDB)/Watch List (WLS)
- Make the new data sources available for ATS-Passenger (ATS-P) Federated query for Overstay Vetting.
- Message-based “two-way” integration with US-VISIT and LEADTrac

Benefits Delivered:

- Reduce the manual information technology operations support effort of both CBP and US-VISIT
- Reduce the probability and frequency of query errors
- Reduce processing time from the existing semi-automated exchange
- Faster, more secure processing and transfer of data
- Increase efficiency

3. User-Defined Rules Updates

Capability Description:

- Provide the capability to enable select ICE Agents (“expert users”) to design and build limited rule sets (user-defined rules) within ATS-P
- Deliver a standard, straightforward User Interface that will enable ICE Agents to build, activate and deactivate user-defined rules
- Capability for authorized end users to define “rules” for both ICE and US-VISIT Hotlist
- Ability to manage the lifecycle of the rule – creation, activation, and deactivation of user- defined rules
- Update ontology to support rules

Benefits Delivered:

- Reduce time and increase agility to react to transitional change in environment or availability of some intelligence
- Flexibility: Enable ICE Agents to create rules without having to request CBP TASPO programmer resources to develop rules
- Agility: Enable ICE Agents to create their own rules to rapidly react to changing threat environments

4. Federated Query Improvements

Capability Description:

- Provide queries/reports that consolidate and offer links to all available data sources into a single user interface
- Single user interface includes role based access control, and all the security/auditing associated with it
- The end state will increase the number of data sources available to the Federated Queries

Benefits Delivered:

- Reduce the amount of time and the number of systems that ICE agents use to review overstay cases, without having to log in to each individual systems
- Faster and more efficient manual review of overstay cases

5. Infrastructure Support Operations and Maintenance

Capability Description:

- Provide continued operation and upkeep of Phase II (previously completed) and upgrades of Phase III to include periodic technology refresh and necessary software upgrades/patches

6. Other Project Management Support

Capability Description:

- Provide support to ensure contract deliverables are provided on time and within the scope of work

Document Validation

CBP will utilize \$750,000 from within the Automated Targeting System Program, Project, or Activity (PPA) as this initiative clearly supports CBP's ongoing efforts to maintain its Targeting and Intelligence capabilities. Though not technically part of the Section 503 notification, the Department also provides the following description of the capabilities and benefits to be gained from CBP's internal reprogramming for Document Validation:

Capability Description:

- Ability to compare carrier submitted Advanced Passenger Information System (APIS) data to source document information held by CBP.
- Use of interactive response messaging to advise the carrier when the traveler:
 - Is Authorized to Board: (pre-departure APIS information matches a source record)
 - Could not be validated: (no matching source record is found)
 - Should not be boarded: (matching source record is found but adverse information exists that prevents boarding)
 - Is Pending Review: (source record is found but requires documentary review)

Benefits Delivered:

- Increases border security and cost savings to CBP, Transportation Security Administration (TSA) and the carriers by verifying legitimate travelers and identifying those who are inadmissible, and potential threats, prior to boarding an aircraft.
- Improvement of DHS' ability to match departures to arrivals without further changes necessary in the matching algorithms.
- Verification of the traveler information provided prior to an individual being issued a boarding pass.

II. Mission Impact Summary

Amount: \$4,400,000

Source: NPPD, US-VISIT Appropriation

Impacts: The requested action will transfer \$4.4 million from this activity. The amount to be transferred from US-VISIT was appropriated by Congress above the President's FY 2013 Budget request; prior to enactment, the Department did not contemplate use of the Congressionally-added funds during FY 2012. As appropriated by Congress, these funds were directed to be used for enhancing biometric capabilities and the transfer request is consistent with that approach.

CBP ATS-P system enhancements would prioritize overstay candidates identified as a national security or public threat, and would complement US-VISIT's vetting criteria by enabling the identification of true overstay violators and the quick transfer of priority cases to ICE for law enforcement review.

Amount: \$463,000

Source: ICE, Salaries and Expenses Appropriation

Impacts: The requested action will transfer \$463,000 from funding provided to ICE which was appropriated by Congress above the President's FY 2012 Budget request; prior to enactment, the Department did not contemplate use of the Congressionally-added funds during FY 2012. As appropriated by Congress, these funds were directed to be used for improving immigration enforcement activities and the transfer request is consistent with that approach. This project will provide automated services directly related to Homeland Security Investigations (HSI) – Domestic Investigations activities. The funding is to be used to update the ATS-P system improving monitoring and prioritizing overstays. Key improvements beneficial to ICE include the implementation of User-Defined Rules Capability in ATS-P, augmentation of ICE Overstay Hotlist and improved integration of DHS component data sources. This will not stop or delay other HSI efforts. The services provided by CBP to ICE as a result of this reprogramming will assist ICE in addressing the Visa Overstay problem.

III. Impact on Departmental or Congressional Policies

The requested transfer will not impact DHS component mission readiness and fully complies with DHS policies. The Department believes the transfers will comply with Congressional intent to improve biographic systems and vetting of overstay populations. The Department also considers improvements to its biographic systems to be an important and necessary building block towards a comprehensive biometric air exit system.

IV. Impact on Future Appropriations

This transfer request will reduce the need for future appropriations to address these specific requirements for improvements to DHS biographic programs and are one-time expenditures.

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ALAN NUNNELEE, MISSISSIPPI

Congress of the United States
House of Representatives
Committee on Appropriations
Washington, DC 20515-6015

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CLERK AND STAFF DIRECTOR
WILLIAM B. INGLEE

TELEPHONE:
(202) 225-2771

May 16, 2012

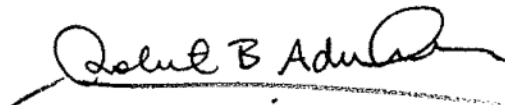
The Honorable Janet Napolitano
Secretary
Department of Homeland Security
Washington, D.C. 20528

Dear Secretary Napolitano:

I am writing in response to the May 11, 2012, letter from Peggy Sherry proposing to transfer \$4,400,000 from US-VISIT and \$463,000 from U.S. Immigration and Customs Enforcement (ICE) to U.S. Customs and Border Protection (CBP). This transfer is intended to support improvements to biographic entry-exit capabilities consistent with Congressional direction in Public Law 112-74 and the accompanying conference report.

I approve the request as submitted and ask that the Department keep the Committee informed of progress on executing its plan to improve biographic entry-exit capabilities. I have consulted Ranking Member Price, who concurs.

Sincerely,



Robert Aderholt
Chairman
Subcommittee on Homeland Security

cc: Ranking Member David Price



Homeland Security

May 17, 2013

The Honorable David E. Price
Ranking Member, Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, DC 20515

Dear Representative Price:

Pursuant to Section 503 of the *Fiscal Year (FY) 2013 Department of Homeland Security Appropriations Act* (P.L. 113-6), the Department provides notification of its intent to complete reprogramming and transfer actions totaling \$61.775 million for the Custody Operations PPA in the FY 2013 ICE Salaries and Expenses Account. Of this amount, ICE proposes to transfer \$33.336 million from ICE Automation Modernization (\$1.644 million), ICE Student and Exchange Visitor Program (SEVP) (\$5.692 million), and balances from TSA's Transportation Security Support (\$26 million) to the Custody Operations PPA in FY 2013 ICE Salaries and Expenses Account, as described below. ICE also intends to reprogram \$28.439 million between the ICE S&E PPAs.

Both the reprogramming and transfer actions fund immigration detention beds and related general expenses, which were reduced due to sequestration.

Identical letters have been sent to the Chairman of the House Appropriations Subcommittee on Homeland Security, and to the Chairman and Ranking Member of the Senate Appropriations Subcommittee on Homeland Security. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

A handwritten signature in black ink that reads "Peggy Sherry".

Peggy Sherry
Chief Financial Officer

Enclosure



Homeland Security

May 17, 2013

The Honorable Daniel Coats
Ranking Member, Subcommittee on Homeland Security
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Senator Coats:

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Peggy Sherry
Chief Financial Officer

Enclosure



Homeland Security

May 17, 2013

The Honorable Mary L. Landrieu
Chairman, Subcommittee on Homeland Security
Committee on Appropriations
United States Senate
Washington, DC 20510


Dear Madam Chairman:

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Sincerely,


Peggy Sherry
Chief Financial Officer

Enclosure



Homeland Security

May 17, 2013

The Honorable John R. Carter
Chairman, Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

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Sincerely,

A handwritten signature in cursive script that reads "Peggy Sherry".

Peggy Sherry
Chief Financial Officer

Enclosure

REPORT OF PROPOSED REPROGRAMMING/TRANSFER ACTION

Item:

- Realignment of FY 2013 U.S. Immigration and Customs Enforcement (ICE) Salaries and Expenses (S&E) Spending Authority
- Transfer of FY 2013-15 ICE Automation Modernization (AM) Authority and ICE Student and Exchange Visitor Program (SEVP) Carryover to FY 2013 ICE S&E Spending Authority
- Transfer of FY 2013/14 TSA Transportation Security Support to FY 2013 ICE S&E Spending Authority

Operating Unit: U.S. Immigration and Customs Enforcement

Appropriation: ICE Salaries and Expenses (70 13 0540), ICE Automation Modernization (70 13/15 0543), and ICE Student and Exchange Visitor Program (70 X 5378), ICE Salaries and Expenses (70 12 0540), TSA Transportation Security Support (70 13/14 0554)

ICE proposes reprogramming and transfer actions totaling \$61.775 million to the Custody Operations PPA in the FY 2013 ICE Salaries and Expenses Account, as described below. Of this amount, ICE proposes to transfer \$33.336 million from ICE Automation Modernization (\$1.644 million), ICE Student and Exchange Visitor Program (SEVP) (\$5.692 million), and balances from TSA's Transportation Security Support (\$26 million) to the Custody Operations PPA in FY 2013 ICE Salaries and Expenses Account, as described below. ICE also intends to reprogram \$28.439 million between the ICE S&E PPAs.

This funding includes amounts to mitigate immigration detention bed reductions resulting from sequestration. Together, these actions will help to support an average daily bed number of 32,834 in 2013, and the associated salaries and general expenses necessary to support these beds, especially in light of increased referrals to ICE from CBP in the Rio Grande Valley.

Transfer from ICE Automation Modernization, ICE Student and Exchange Visitor Program Carryover, and TSA Transportation Security Support to FY 2013 ICE Salaries and Expenses

	Appropriated Amount (Actual Dollars)	Transfer Request Amount (Actual Dollars)	Balance After Transfer Request (Actual Dollars)	% Impact on Approp	% Impact on PPA	Statutory Authority
Reprogram/Transfer From						
<u>Component Name:</u> ICE						
<u>Program, Project or Activity:</u> Automation Modernization (AM)						
<u>TAFS: 70-13/15-0543</u>	\$33,455,791	(\$1,644,000)	\$31,811,791	(4.9%)	(4.9%)	<u>P.L. 113-6</u>

<u>Component Name:</u> ICE						
<u>Program, Project or Activity :</u> Student and Exchange Visitor Program (SEVP) (prior year balances)						
<u>TAFS: 70-X-5378</u>	\$142,327,342	(\$5,692,000)	\$136,635,342	(4%)	(4%)	<u>P.L. 113-6</u>
<u>Component Name:</u> TSA						
<u>Program, Project or Activity:</u> Transportation Security Support						
<u>TAFS: 70-13/14- 0554</u>	\$953,017,660	(\$26,000,000)	\$927,017,660	(2.73%)	(2.73%)	<u>P.L. 113-6</u>
<u>Reprogram/Transfer To</u>						
<u>Component Name:</u> ICE						
<u>Program, Project or Activity :</u> Salaries and Expenses						
<u>TAFS:70-13-0540</u>	\$5,387,283,116 ¹	\$33,336,000	\$5,420,619,116	0. 62%	0. 62%	<u>P.L. 113-6</u>

ICE Automation: The FY 2013 full year appropriation provides \$33.456 million for the FY 2013-15 AM Account. ICE proposes to transfer \$1.644 million (less than 5 percent) from the AM account. This will have very minimal impact to the ICE investment program as ICE is continuously working with its contractors to reduce costs in the life cycles of each investment. This proposed transfer will support detention beds in the Custody Operations PPA.

ICE Student and Exchange Visitor Program: ICE requests a \$5.692 million transfer from unspent prior year funds available for carryover from the Student and Exchange Visitor Program spending authority to the Annual S&E Account. This amount equates to less than 5 percent of the FY 2013 authority (and 4% of the carryover balance). The carryover account balance was \$144.8 million at the start of FY 2013. ICE proposed to increase FY 2013 budget authority for SEVP by \$17 million, the bulk of which would come from current year collections. A portion of the additional budget authority request, \$2.48 million, would come from carryover, leaving an expected carryover balance of \$142.32 million. This transfer would further reduce the expected carryover from FY 2013 into FY 2014 by \$5.692 million to \$136.628 million. This proposed transfer is required to meet current execution requirements and shortfalls in Enforcement and Removal Operations (ERO), in the Custody Operations PPA.

TSA Transportation Security Support: DHS is proposing a transfer of \$26.0 million from the TSA Transportation Security Support Account to support the need in ICE to fund detention beds.

Funds totaling \$33.336 million transferred from ICE AM, SEVP, and TSA will be allotted to the ICE Custody Operations PPA as shown in the chart below.

¹ Includes 0.132% rescission and excludes sequestration.

(In thousands)

Account & PPA	FY 2013 Enacted	Program Change	Revised FY 2013
S&E (70 13 0540)			
Custody Operations	\$2,022,344,627	\$33,336,000	\$2,055,680,627

ICE also requests a zero net change reprogramming in FY 2013 S&E to properly align funds for execution. As a result of Sequestration, ICE must shift funds between PPAs to support priority operations and prevent furloughs.

The following chart provides the final authority by PPA within the Annual S&E Account post sequestration after reprogramming funds between PPAs shown as a delta from the PPA totals after the transfer from Automation Modernization and SEVP carryover, and the TSA transfer. This does not include levels after the Immigration Inspection User Fee reprogramming submitted separately.

(In thousands)

Account & PPA	FY 2013 Enacted (post sequestration)	Program Change – Zero-Sum S&E Realignment	Revised FY 2013
S&E (70 13 0540)			
Personnel Compensation and Benefits	208,393	\$0	\$208,393
HQ Managed IT Investments	\$151,968	(\$8,665)	\$143,303
Legal Proceedings	\$196,078	\$0	\$196,078
Domestic Investigations	\$1,597,541	\$0	\$1,597,541
International Investigations	\$109,026	(\$3,000)	\$106,026
Visa Security Program	\$32,731	(\$1,262)	\$31,469
Intelligence	\$74,298	(\$3,400)	\$70,898
Custody Operations	\$1,935,129	\$28,439	\$1,963,568
Fugitive Operations	\$137,630	\$0	\$137,630
Criminal Alien Program	\$205,046	(\$9,111)	\$195,935
Alternatives to Detention	\$91,444	\$0	\$91,444
Transportation and Removal Program	\$255,895	\$0	\$255,895
Secure Communities	\$130,929	(\$3,000)	\$127,929
Total	\$5,126,109	0	\$5,126,109

HQ Managed IT Investments – (\$8.665 million)

The Office of the Chief Information Officer (OCIO) will accelerate planned cost savings efforts, reduce contract expenses, and not back fill positions. After the reprogramming, the OCIO will have \$143 million dollars for FY 2013, slightly greater than the FY 2014 President's Budget request of \$141 million.

International Investigations – (\$3.0 million)

The International Investigations program will reduce planned expenditures by \$3 million by reducing contracts and reducing the size of its overseas staff. Currently, ICE is closing its Copenhagen, Denmark, office. This is in line with the President's FY 2014 Budget Request, which proposes a reduction in ICE's international footprint by reducing staff based on a risk analysis by post.

Visa Security Program – (\$1.3 million)

The Visa Security Program will reduce planned expenditures and gain savings by no longer opening a post in Ankara, Turkey, due to a decision by the Department of State.

Intelligence – (\$3.4 million)

The ICE Intelligence program will save \$3.4 million in FY 2013 by curtailing travel, reducing or eliminating contracts, cutting supplies and not backfilling positions and realizing savings from contractor conversions through the Balanced Workforce Strategy.

Custody Operations –\$28.4 million

Custody Operations will use all \$28.4 million in additional funding in support of an average daily number of 32,834 detention beds in 2013, and salaries and general expenses associated with maintaining those beds.

Criminal Alien Program – (\$9.1 million)

The Criminal Alien Program will save \$9.1 million through a combination of reduced hiring, reducing its contracts, cut in planned vehicle expenditures, and some funding from the Secure Communities program. ICE has proposed a \$3 million reprogramming from the User Fee carryover also, which will offset this cut and have minimal mission impact.

Secure Communities – (\$3.0 million)

Secure Communities will cut expenditures on equipment, contracts, supplies, and not backfill staff. The program is able to manage this small cut without an impact on mission because they have been operating under a reduced spending plan since the beginning of the year.

This reprogramming has been prepared in conjunction with an additional reprogramming request to use carryover funding from the Immigration Inspection User Fee Account to fund needs in almost all ICE PPAs. These reprogramming requests together will help ICE to support its mission needs.

Mission Impact Summary

The primary intent of this reprogramming is to sustain priority operations. Without this reprogramming, important ICE missions, such as custody operations and investigations, would be jeopardized.

Transportation Security Support Appropriation

The recently enacted FY 2013 Consolidated and Further Continuing Appropriations Act (P.L. 113-6) will help DHS to mitigate – to some degree – the impacts of sequestration on our operations and workforce that were originally projected under the first FY 2013 Continuing Resolution (P.L. 112-175). Some DHS Components received additional funds which have provided more leeway in achieving required sequestration reductions, while others were appropriated less funding which has required those Components to identify additional actions to be taken. Similarly, adjustments to some sequester amounts pursuant to the Balanced Budget and Emergency Deficit Control Act (BBEDCA) also help to mitigate sequester impacts for a limited number of individual PPAs. The Transportation Security Administration (TSA) received an additional \$33 million in the Transportation Security Support appropriation in accordance with the BBEDCA. Of that amount, \$26 million is available for reprogramming to ensure that critical Departmental activities receive sufficient resources to mitigate the operational impact of sequestration.

TSA will retain \$7.3 million of the sequester credit, which allows for the restoration of two high priority initiatives in Transportation Security Support. TSA will be able to restore funding to the Office of Inspection for covert tests and airport inspections and continue implementation of the Electronic Government Travel Service (ETS2). TSA will be able to absorb the impacts of the \$26 million transfer from Transportation Security Support by leveraging prior year carryover balances and canceling travel and attendance at non-mission critical conferences/training. TSA will also reduce and/or re-evaluate contacts for engineering, program management and IT Infrastructure.

Impact on Departmental or Congressional Policies

This reprogramming will allow ICE to continue to meet departmental and congressional priorities within the constraints of its budget.

Impact on Future Appropriations

This reprogramming does not impact future appropriations. The carryover amounts are minimal.

AUG 1 2014



**Homeland
Security**

The Honorable John R. Carter
Chairman, Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

In order to address the impact on programs created by the recent surge in unaccompanied alien children (UAC) and adults with children crossing U.S. borders, the Department of Homeland Security (DHS) submits the enclosed emergency reprogramming and transfer requests. The Department is retracting its reprogramming and transfer requests submitted on June 30, 2014, and replacing them with this submission. This submission includes the critical portions of the previous reprogramming/transfer request that could not be deferred.

The Department is submitting this emergency reprogramming/transfer request because it does not appear that the Congress will enact the Emergency Supplemental request in time to prevent Antideficiency Act violations in the U.S. Immigration and Customs Enforcement (ICE) and U.S. Customs and Border Protection (CBP) accounts. The Department requests authority to return funds approved for transfer for UAC and adults with children requirements to the original account if later determined to be excess to need.

In accordance with Section 503 of the Fiscal Year (FY) 2014 DHS Appropriations Act (P.L. 113-76) and Section 505 of the FY 2013 DHS Appropriations Act (P.L. 113-6), the Department is notifying the Committees and requesting approval of intended transfers and reprogrammings to address funding gaps within CBP, the Domestic Nuclear Detection Office, the Transportation Security Administration, the U.S. Coast Guard, the U.S. Secret Service, and ICE. Also included is a request from CBP for an increase in fee spending authority. Additional detail and information can be found in the enclosure.

Identical letters have been sent to the Ranking Member of the House Appropriations Subcommittee on Homeland Security and to the Chairman and Ranking Member of the Senate Appropriations Subcommittee on Homeland Security. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

(b)(6)

[Redacted signature box]

Chip Fulghum

Performing the Functions of the Chief Financial Officer

Enclosure

AUG 1 2014



**Homeland
Security**

The Honorable Daniel Coats
Ranking Member, Subcommittee on Homeland Security
Committee on Appropriations
United States Senate
Washington, D.C. 20510

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AUG 1 2014



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Security**

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Committee on Appropriations
United States Senate
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AUG 1 2014



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U.S. House of Representatives
Washington, D.C. 20515

Dear Representative Price:

In order to address the impact on programs created by the recent surge in unaccompanied alien children (UAC) and adults with children crossing U.S. borders, the Department of Homeland Security (DHS) submits the enclosed emergency reprogramming and transfer requests. The Department is retracting its reprogramming and transfer requests submitted on June 30, 2014, and replacing them with this submission. This submission includes the critical portions of the previous reprogramming/transfer request that could not be deferred.

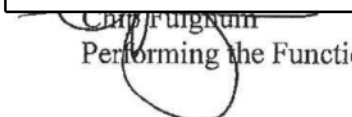
The Department is submitting this emergency reprogramming/transfer request because it does not appear that the Congress will enact the Emergency Supplemental request in time to prevent Antideficiency Act violations in the U.S. Immigration and Customs Enforcement (ICE) and U.S. Customs and Border Protection (CBP) accounts. The Department requests authority to return funds approved for transfer for UAC and adults with children requirements to the original account if later determined to be excess to need.

In accordance with Section 503 of the Fiscal Year (FY) 2014 DHS Appropriations Act (P.L. 113-76) and Section 505 of the FY 2013 DHS Appropriations Act (P.L. 113-6), the Department is notifying the Committees and requesting approval of intended transfers and reprogrammings to address funding gaps within CBP, the Domestic Nuclear Detection Office, the Transportation Security Administration, the U.S. Coast Guard, the U.S. Secret Service, and ICE. Also included is a request from CBP for an increase in fee spending authority. Additional detail and information can be found in the enclosure.

Identical letters have been sent to the Chairman of the House Appropriations Subcommittee on Homeland Security, and to the Chairman and Ranking Member of the Senate Appropriations Subcommittee on Homeland Security. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

(b)(6)


Chad Fungnum
Performing the Functions of the Chief Financial Officer

Enclosure

**SEC. 503 NOTIFICATION
DETAIL OF PROPOSED TRANSFER**

Item: Transfer of FY 2010-2014 Authority to FY 2014 Salaries and Expenses
Spending Authority

Component: U.S. Immigration and Customs Enforcement (ICE)

	Enacted Amount (Actual/Whole \$)	Transfer Amount (Actual/Whole \$)	Balance After Transfer (Actual/Whole \$)	% Impact on Approp.	% Impact on PPA	Statutory Authority
Transfer From: Transportation Security Administration						
FY 2014 Appropriation: Aviation Security						
TAFS: 70 14/15 0550	4,982,735,000	(34,700,000)	4,948,035,000	(0.7%)	-	P.L. 113-76
Program, Project or Activity (PPA): Aviation Regulation and Other Enforcement						
	354,437,000	(28,655,000)	325,782,000	-	(8.1%)	P.L. 113-76
PPA: Screening Technology Maintenance						
	298,509,000	(6,045,000)	292,464,000	-	(2.0%)	P.L. 113-76
Transfer From: Federal Emergency Management Agency						
FY 2014 Appropriation: Disaster Relief Fund (Base)						
TAFS: 70-X- 0702	570,522,000	(28,526,100)	541,995,900	(5.0%)	N/A	P.L. 113-76
PPA: N/A						
Transfer From: Federal Emergency Management Agency						
FY 2013 Appropriation: Disaster Relief Fund (Base)						
TAFS: 70-X- 0702	583,926,000	(29,196,300)	554,729,700	(5.0%)	N/A	P.L. 113-6
PPA: N/A						
Transfer From: Federal Emergency Management Agency						
FY 2012 Appropriation: Disaster Relief Fund (Base)						
TAFS: 70-X- 0702	676,000,000	(33,800,000)	642,200,000	(5.0%)	N/A	P.L. 112-74
PPA: N/A						
Transfer From: Federal Emergency Management Agency						
FY 2011 Appropriation: Disaster Relief Fund						
TAFS: 70-X- 0702	2,650,000,000	(132,500,000)	2,517,500,000	(5.0%)	N/A	P.L. 112-10
PPA: N/A						
Transfer From: Federal Emergency Management Agency						
FY 2010 Appropriation: Disaster Relief Fund						
TAFS: 70-X- 0702	1,478,400,000	(43,577,600)	1,434,822,400	(2.9%)	N/A	P.L. 111-83
PPA: N/A						
Transfer From: United States Coast Guard						
FY 2014 Appropriation: Pay and Personnel (AC&I)						
TAFS: 70 14 0613	1,375,635,000	(2,500,000)	1,373,135,000	(0.2%)	-	P.L. 113-76

	Enacted Amount (Actual/Whole \$)	Transfer Amount (Actual/Whole \$)	Balance After Transfer (Actual/Whole \$)	% Impact on Approp.	% Impact on PPA	Statutory Authority
PPA: Direct Personnel Costs						
	112,956,000	(2,500,000)	110,456,000	-	(2.2%)	P.L. 113-76
Transfer From: United States Coast Guard						
FY 2014 Appropriation: Operating Expenses						
TAFS: 70 14 0610	7,011,807,000	(29,000,000)	6,982,807,000	(0.4%)	-	P.L. 113-76
PPA: Military Pay & Allowances (PPA 1)						
	3,416,580,000	(8,000,000)	3,408,580,000	-	(0.2%)	P.L. 113-76
PPA: Civilian Pay & Benefits (PPA 2)						
	782,874,000	(18,000,000)	764,874,000	-	(2.3%)	P.L. 113-76
PPA: Training & Recruiting (PPA 3)						
	205,928,000	(3,000,000)	202,928,000	-	(1.5%)	P.L. 113-76
Transfer to: Immigration and Customs Enforcement						
FY 2014: Salaries and Expenses						
TAFS: 70 14 0540	5,219,161,000	333,800,000	5,552,961,000	6.4%	-	P.L. 113-76
PPA: Transportation and Removal Program						
	276,925,000	72,700,000	349,625,000	-	26.0%	P.L. 113-76
PPA: Custody Operations						
	1,993,770,000	261,100,000	2,254,870,000	-	13.1%	P.L. 113-76

I. Description/Justification

Transportation and Removal Program:

ICE requests additional funds for the Transportation and Removal Program, which cannot meet basic mission needs with its annual appropriation as a result of unplanned activities occurring along the southwest border. In FY 2014, CBP has significantly increased its apprehensions. As a result, the demand for removal flights has increased. Additionally, there is an increasing number of family units and Unaccompanied Alien Children (UAC) that require transportation services to and from courthouses, hospitals, and the Department of Health and Human Services (HHS) shelters.

Custody Operations:

Due to increased apprehensions in FY 2014, ICE requests additional funds for the Custody Operations Program to meet the demand for additional family detention facilities. Family facilities are significantly more expensive than other detention facilities. To address the detention of additional families, ICE plans to do the following:

- Convert the Karnes Civil Detention Center (Karnes) into a family residential center (450 beds)
- Expand the capacity of the Berks Family Residential Center by 100 beds
- Create new facilities including Artesia (700 beds) and other facilities (3,000 beds)

ICE is also requesting \$117 million in additional funds to address the costs associated with increased detention needs including recent arrivals and adults with children.

II. Mission Impact Summary

a. Receiving Accounts:

Transportation and Removal Program:

The primary intent of this reprogramming is to maintain adequate levels of transportation and removal services needed as a result of the 72-percent increase in CBP apprehensions at the Rio Grande Valley in FY 2014. It should be noted that ICE is required to transfer children to HHS/Office of Refugee Resettlement (ORR). In addition to increased removal flights, the funds are needed to provide adequate support levels for UACs. Services include:

- Increased escort travel accompanying the minors to ORR, including flight tickets for the escorts and minors
- Additional details and TDY to San Antonio area of responsibility (AOR) from other AORs to assist with processing the minors
- Detainee housing (hotels) while awaiting transportation to their final detention destination
- Additional air charter flights to Harlingen, TX, which requires purchase of additional flight hours
- Transfer of current male detainees from Karnes to other facilities in order to commence conversion
- Increased use of ground transportation (buses) in the San Antonio AOR, including fuel
- Creation of new transportation contracts for new family detention facilities coming on line
- Modification of current transportation contracts to accommodate additional detained population

The table below summarizes the transferred funds.

Escort Travel	\$2,087,308
Details/TDY	\$3,123,550
Detainee Housing	\$1,067,374
Air Charter Flights	\$60,828,783
Ground Transportation	\$5,592,985
Total	\$72,700,000

Custody Operations:

The primary intent of this transfer is to maintain adequate levels of beds for family units as well as for the increased average daily population.

In order to convert Karnes, Berks, Artesia, and other facilities to family detention facilities, the following activities need to occur:

- Purchase tents and provide guard services, food, electricity, plumbing, perimeter fence
- Bring all facilities up to the Family Residential Standards (FRS)
- Add contract guards suitable to monitor the new occupiers of the facility - establish staffing plan that provides sufficient level of direct care staff for a family resident population that includes very young children
- Add three mental health professionals
- Modify position responsibilities to include childcare services
- Establish an educational component to include identifying a physical location for classrooms
- Modify the first floor of the east side at Karnes to accommodate parent/child rooms
- Purchase required single beds, cribs (approximately 20-30), high chairs (approximately 30), toddler play area equipment (one room and four additional spaces), food service items, resident clothing supply, age-appropriate seating, and play equipment
- Create eight general classrooms (seating for 20) and one classroom (seating for 12) to be used for self-contained special education programming. The ICE FRS on Education mandates that classrooms have a ratio of one teacher to twenty students.
- Explore state licensing issues/processes

b. Source Accounts:

Transportation Security Administration, Aviation Security: The transfer will use \$28.7 million in existing funds from the Aviation Regulation and Other Enforcement PPA that can be redirected as a result of payroll underburn. The transfer will have no operational impact to the Aviation Regulation and Other Enforcement account. It also will use \$6.1 million in existing funds from the FY 2014 Screening Technology Maintenance PPA to meet exigent needs, using funds that are available and uncommitted as a consequence of efficiencies identified in the Screening Technology Maintenance PPA. This request is a one-time transfer action and will not have an impact on future budgets.

FEMA, Disaster Relief Fund (DRF) Base: The transfer of \$267.6 million from the DRF Base has no anticipated operational impact today, but could have a long-term impact on FEMA's ability to respond to a natural disaster. The total funding required for the DRF Base is estimated on the basis of historical obligations. As outlined in the FY 2014 DRF Funding Requirements report, the estimated need for DRF Base-funded activities in FY 2014 was \$833 million. The current available balance in the DRF Base is approximately \$2.4 billion.

U.S. Coast Guard, AC&I Pay & Personnel: The \$2.5 million savings is temporary, and there is no negative impact to the AC&I Pay and Personnel account.

U.S. Coast Guard, Military Pay & Allowances: The \$8 million savings is temporary, and there is no negative impact to the Military Pay & Allowances PPA.

U.S. Coast Guard, Civilian Pay & Benefits: The \$18 million savings is temporary, and there is no negative impact to the Civilian Pay & Benefits PPA.

U.S. Coast Guard, Training & Recruiting: The \$3 million savings is temporary, and there is no negative impact to the Training & Recruiting PPA.

III. Impact of Department or Congressional Policies

This transfer will allow ICE to continue to meet departmental and congressional priorities within the constraints of its budget.

IV. Impact on Future Appropriations

This action fulfills Departmental and Congressional policies, and, therefore, does not require a shift in Department of Homeland Security, Office of Management and Budget, or congressionally approved objectives.

SECTION 503 NOTIFICATION

Component: Immigration and Customs Enforcement
Purpose: Custody Operations
Amount: \$104.5 Million
Type: Reprogramming/Transfer

FROM	Enacted Amount	Transfer/Reprog. Amount	Balance after Transfer/Reprog.	% Impact
Approp: Operations and Support (70 16/17 0540)	\$5,779,041,000	\$3,267,302	\$5,775,773,698	0.06%
PPA: Domestic Investigations	\$1,761,829,000	\$1,437,076	\$1,760,391,924	0.08%
PPA: Transportation and Removal Program	\$313,174,000	\$1,830,226	\$311,343,775	0.58%
Approp: Operations and Support (70 17 0540)	\$6,405,440,000	\$20,500,000	\$6,405,440,000	-
PPA: Mission Support	\$364,533,000	\$12,000,000	\$352,533,000	3.29%
PPA: Domestic Investigations	\$1,834,017,000	\$6,400,000	\$1,827,617,000	0.35%
PPA: International Investigations	\$159,035,000	\$600,000	\$158,435,000	0.38%
PPA: Office of the Principal Legal Advisor	\$259,000,000	\$1,500,000	\$257,500,000	0.58%
FY 2017 Disaster Relief Base P.L. 115-31 (70 X 0702)	\$615,515,000	\$30,775,750	\$584,739,250	5.00%
FY 2016 Disaster Relief Base P.L. 114-113 (70 X 0702)	\$661,740,000	\$33,087,000	\$628,653,000	5.00%
FY 2015 Disaster Relief Base P.L. 114-4 (70 X 0702) ¹	\$571,671,872	\$16,837,250	\$545,834,622	2.95%
	Total	\$104,467,302		
TO	Enacted Amount	Transfer/Reprog. Amount	Balance after Transfer/Reprog.	% Impact
Approp: Operations and Support (70 17 0540)	\$6,405,440,000	\$83,967,302	\$6,489,407,302	1.26%
PPA: Custody Operations	\$2,705,412,000	\$104,467,302	\$2,809,879,302	3.86%
	Total	\$104,467,302		

1. Balance after Transfer/ Reprogramming Amount reflects additional \$9,000,000 transferred to USSS FY 2017 Procurement, Construction, and Improvements Appropriation (70 17/19 0401). The total percent transferred out of the FY 2015 DRF Appropriation is 4.52%.

I. Description/Justification

The U.S. Department of Homeland Security (DHS) intends to transfer and reprogram a total of \$104.5 million to address shortfalls in the U.S. Immigration and Customs Enforcement (ICE) Custody Operations Program, Project, and Activity (PPA). Transferred funds include \$3.3 million in lapsed balances made available pursuant to a Section 505 notification provided separately by the Department. ICE will also utilize \$30.5 million from increased fee authority and realignments of other fee funds to help address the shortfalls. This notification is provided pursuant to Section 503 of the Fiscal Year (FY) 2017 DHS Appropriations Act, which is also Division J of the FY 2017 Consolidated Appropriations Act (P.L. 115-31).

Following enactment of P.L. 115-31, ICE determined that end-of-year (EOY) shortfalls will arise within its Custody Operations PPA, specifically impacting detention bed, payroll and non-bed general expense requirements. Further detail is provided in the table below and the narrative that follows:

Custody Operations PPA FY 2017 Requirement (Funding Amounts in \$Thousands)	FY 2017 Enacted	FY 2017 Projected Requirement	Delta
Custody Operations – Base Funding	2,705,412	\$2,705,412	-
Payroll	780,026	802,600	(22,574)
Non-Bed General Expenses (GE)	74,000	95,500	(21,500)
Subtotal, Payroll and Non-Bed GE	854,026	898,100	(44,074)
Detention Beds			
Adult Bed Funding	1,687,622	1,778,529	(90,907)
<i>Adult Beds – Average Daily Population (ADP)</i>	<i>36,824</i>	<i>36,750</i>	<i>74</i>
<i>Adult Beds – Bed Rate</i>	<i>125.56</i>	<i>132.59</i>	<i>(7.03)</i>
Family Bed Funding	291,425	291,425	-
<i>Family Beds – ADP</i>	<i>2,500</i>	<i>2,500</i>	-
<i>Family Beds – Bed Rate</i>	<i>319.37</i>	<i>319.37</i>	-
Subtotal, All Detention Beds	1,979,047	2,069,954	(90,907)
<i>Total ADP</i>	<i>39,324</i>	<i>39,250</i>	<i>74</i>
Total Requirement, Custody Operations	2,833,073	2,968,054	(134,981)

Detention Beds:

ICE must have sufficient detention bed capacity to detain illegal aliens when necessary as it enforces the Nation's immigration laws as fairly and effectively as possible. Ensuring adequate funding for the detention beds requires projecting an Average Daily Population (ADP) for adult detainees as well as the daily costs incurred in keeping a detainee in custody.

Using best available data, historical trends and modeling through its Law Enforcement Systems Analysis, ICE forecasts an EOY ADP of 36,750 adult detainees. The forecast is based upon (1) historical data from October 2013 to May 2017, (2) takes into account detainees from both U.S. Customs and Border Protection (CBP) and ICE interior enforcement actions, and (3) reflects the volatility in detainee Average Length of Stay (ALOS). Relative historical patterns are expected to continue for the remaining months of the fiscal year, and more weight has been given to observations from recent months to ensure the forecast reflects current trends.

Congress provided resources to support an ADP of 36,824 adult detention beds at a daily bed rate of \$125.56, with a total appropriation of \$2.0 billion. However, \$2.1 billion will be required to sustain current operations at the projected bed rate of \$132.59, a shortfall of \$90.9 million.

Payroll:

ICE's anticipated a payroll requirement of \$780.0 million for Custody Operations as part of the FY 2017 President's Budget, which was submitted to Congress on February 9, 2016.

Following submission of that funding request, the President on January 25, 2017, signed Executive Order 13768, "Enhancing Public Safety in the Interior of the United States." Section 5 of the Executive Order significantly expands the category of illegal aliens who are considered as priorities for removal. As a consequence, ICE has increased its immigration enforcement activities, which in turn has burdened the Custody Operations payroll account with unanticipated overtime costs.

Congress funded the Custody Operations payroll as requested at \$780.0 million. Because of the increase in requirements however, ICE now projects the FY 2017 Custody Operations payroll requirement at \$802.6 million.

Non-Bed General Expenses:

As part of the FY 2017 President's Budget, ICE included \$74.0 million for Custody Operations non-bed general expenses. These include costs for travel and training, transportation expenses, rent, utilities, communications, service contracts, supplies, equipment, leasehold improvements, legal fees and indemnities, and other expenses. ICE utilizes prior year cost data to help best develop its budget requirements, and in this case costs were based on FY 2015 actual Object Class financial data.

Congress approved the request through enactment of P.L. 115-31. Following conclusion of FY 2016, however, ICE has determined that FY 2016 non-bed general expenses were significantly higher than originally projected, and that similarly FY 2017 costs have increased. The new projected requirement for Custody Operations non-bed general expenses is \$95.5 million, an increase of \$21.5 million over available funds.

Mission Impact Summary

a. Receiving Account:

Funds will be transferred to and reprogrammed within ICE's O&S appropriation, Treasury Account Fund Symbol (TAFS) #70 17 0540, and specifically its Custody Operations PPA. The funds will resolve projected shortfalls for FY 2017, enabling ICE to fulfill its mission requirements.

Without the transfers and reprogrammings identified in this notification, ICE will not be able to fulfill its adult detention requirements in FY 2017. Insufficient funding could require ICE to release any new book-ins aliens and illegal border violators. ICE could also be forced to reduce its current interior enforcement operations, curtailing criminal alien and fugitive arrests – which would pose a significant risk to public safety and national security by permitting known offenders to remain at large.

b. Source Accounts:

Transferred Funds: A total of \$80.7 million will be transferred from the DRF Base to ICE's Custody Operations PPA. The amount is resourced from recoveries of prior year funds. As of May 2017, the Federal Emergency Management Agency (FEMA) had recovered \$301 million in this account in FY 2017; FEMA projects to recover an additional \$74 million by fiscal year end. As reported in the May FY 2017 DRF Monthly Report, the projected need for DRF Base-funded activities in FY 2017 is \$604 million. The current projected carryover balance into FY 2018 for the DRF Base is approximately \$1.4 billion. The transfer will reduce the projected carryover balance to \$1.3 billion, an amount sufficient to continue all current activities funded through the DRF Base.

The Department is providing a separate notification of its intent to utilize \$3.3 million in previously lapsed salaries and expenses funding, pursuant to its Section 505 authority. These funds are available on a one-time basis and will also be transferred to TAFS #70 17 0540 to support Custody Operations payroll expenses.

Reprogrammings: Funds identified in this notification to be reprogrammed total \$20.5 million and will provide funding in support of higher priority items, based on unforeseen detention requirements than those for which originally appropriated and which could not have been predicted during the formulation of the budget; and are determined to be necessary in the national interest. All administrative and legal requirements are met and none of the items have been previously denied by Congress. Each of the reprogramming actions entail one-time action; none will have any significant impact on the relevant facilities, contracts, or activities involved. They are as follows:

- Mission Support PPA: \$12.0 million
 - \$5.0 million from a reduction of management support contracts.
 - \$3.5 million from OCIO contract deferments
 - \$2.0 million from payroll reductions
 - \$1.5 million from reductions to facility maintenance and support
- HSI Domestic Investigations PPA: \$6.4 million
 - \$3.0 million from reductions to facility maintenance and support
 - \$3.4 million from contract reductions
- HSI International Investigations PPA: \$0.6 million
 - \$0.6 million from reductions to travel and training
- Office of Principal Legal Advisor (OPLA): \$1.5 million
 - \$1.5 million from reductions to facility maintenance and support

User Fee Accounts: ICE fee accounts will be adjusted by \$30.5 million, all to support detention bed requirements as provided under their authorizing statutes, with the following impacts:

- Spending authority for the Immigration User Fee Account will be increased by \$25.0 million, a one-time upward adjustment that will not impact activities currently funded through the account.
- \$4.0 million from the Breached Bond Detention Fund is available as fee revenue that will not otherwise be spent by the Bond Management Unit.
- \$1.5 million realignment of ERO Removal Fee funds is available for use with no impact on ERO operations.

II. Impact of Department or Congressional Policies

Execution of the transfers and reprogrammings identified in this notification will not impact Departmental or Congressional Policies.

III. Impact on Future Appropriations

Execution of the transfers and reprogrammings identified in this notification create no additional resource requirements for FY 2018.

SECTION 503 NOTIFICATION

Component: Immigration and Customs Enforcement (ICE)
Purpose: Detention Beds
Amount: \$57.3 million repurposing

I. Description/Justification

In June 2016, ICE Enforcement and Removal Operations (ERO) forecasted an increase in adult detention costs (\$36.5 million) and healthcare costs (\$33 million) impacting year-end affordability in the Custody Operations PPA. The House and Senate Appropriations Committees approved a \$69.5 million reprogramming to address these shortfalls. At that time, there were also indications that continued increases in the adult detention population throughout the spring and summer months would result in an average daily population (ADP) above the funded level of 31,280. As a result, both the House and Senate Appropriations Committees acknowledged in their responses to the reprogramming request that \$69.5 million would probably not fully cover the potential funding shortfalls for detention beds and indicated that ICE should explore opportunities for internal efficiencies and savings before submitting a second reprogramming request.

With the incorporation of bed utilization data through July 31, ICE has updated its ADP projection and effective bed rate calculation and has determined that the increased requirement exceeds available funding. DHS and ICE have conducted a review of ICE's remaining budget and spend plan for salaries and general expenses to identify efficiencies and savings which have helped to mitigate the overall deficit. After applying these savings, the requirement has been reduced to \$57.3 million and submitted under language in the FY 2016 DHS Appropriations Act relying on ICE's authority to reprogram without regard to the limitation as to the time and condition of section 503(d) necessary to ensure the detention of aliens prioritized for removal. This amount is made up of two parts: \$53.4 million to provide funding for the additional 1,149 in adult ADP projected to be required and \$3.9 million for a slight upward adjustment to the effective adult bed rate from \$127 per day to \$127.37. To meet these critical requirements, ICE proposes to repurpose \$57.3 million in multi-year Custody Operations funding from the detention beds pilot program from remaining balances in Accounts 70 15/19 0540 and 70 16/20 0540.

The enacted FY 2016 Custody Operations budget provided funding for 31,280 adult beds. To date, ICE has seen an increase in the adult population beyond 31,280 and current projections indicate that ICE will end FY 2016 with an adult ADP of 32,429. While a lower than expected family population should maintain an overall ADP below 34,040, the firm fixed price contracts of ICE's family residential centers preclude the use of family bed funding to support additional adult beds. ICE projects an increased adult requirement of 1,149 beds, resulting in \$53.4 million in increased costs at the current effective bed rate.

	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug*	Sept*	Year-End
Total ADP (Adult & Family)	32,125	32,355	33,639	32,941	32,520	31,172	32,256	34,744	36,855	37,197	35,751	34,975	33,922
Adult ADP	30,159	31,195	31,899	31,939	31,799	30,079	30,690	32,987	34,797	35,559	34,177	33,436	32,429
Family ADP	1,966	1,160	1,740	1,002	721	1,093	1,566	1,757	2,058	1,638	1,574	1,539	1,493

*Projected

Adult populations continue to increase:	
Budgeted ADP	31,280
Projected EOY ADP	32,429
Variance	1,149
Cost of additional beds:	\$ 53,417,067

Additionally, ICE's review of the detention bed contracts and operational costs since the first reprogramming has indicated a minor change in the effective bed rate. ICE is now projecting a bed rate of \$127.37 per day (an increase of \$0.37 from the rate of \$127 used in the July reprogramming). The cost of this slight bed rate increase on base-funded beds over the course of a year results in a shortfall of \$3.9 million.

Rate Adjustment in Reprogramming Letter was lower than actuals:	
Reprogramming Adult Bed Rate	\$127.00
Actuals as of Q3	\$127.37
Variance	\$0.37
Cost of Variance for Budgeted 28,910 beds in Custody base	\$ 3,904,296

II. Mission Impact Summary

Without additional funding, ICE will not fulfill its detention requirements in FY 2016. Nearly all of the funding shortfall is due to the size of the adult population, of which the primary driver is Border Patrol apprehensions that are outside of ICE's control. Through the third quarter of FY 2016, ICE book-ins from border apprehensions are 25 percent higher than the same period in FY 2015. Insufficient funding would force ICE to reject any new book-ins, including these recent border crossers that fall within Priority 1 of the Secretary's enforcement priorities. ICE would also need to cease arrests of criminals and fugitives through its ongoing interior enforcement operations. In addition, release of ICE's current detainee population due to a lack of funding would pose a risk to public safety and violate statutory detention requirements. As of July 3, 2016, 99 percent of detainees are within the enforcement priorities, 45 percent are criminals, and 81 percent are subject to mandatory detention. Released detainees would be unmonitored as ICE's Alternatives to Detention program has over 55,000 participants as of July 31 and is not resourced to absorb a significant and immediate surge of participants. Further, two-thirds of the detained population is pending removal proceedings which would be significantly delayed if moved to the non-detained docket; the remaining one-third is post-order of removal and would pose a flight risk if released. Even if limited to only non-criminal, non-mandatory individuals to avoid the highest risk, the impact of these actions during the remaining days of August and September would fail to counteract the costs of an average 1,149 detainees each day throughout the entire fiscal year.

Source Accounts

In FY 2015 and 2016, Congress appropriated a total of \$90 million for a multi-year pilot program to test whether significant savings could be achieved if ERO could implement multi-year detention contracts. ERO Custody Operations along with ICE Office of Acquisitions worked closely with various facilities to determine if the multi-year funding would produce costs savings in future adult bed contracting efforts. Ultimately, ICE was not able to negotiate any multi-year contracts under these terms in FY 2015 or FY 2016 that would have provided ICE with significant cost savings or other operational advantage. As a result, the \$57.3 million is available to support existing contracts for adult detention without any operational impacts.

III. Impact on Department or Congressional Policies

No impacts on Department or Congressional Policies.

IV. Impact on Future Appropriations

This reprogramming will enable funding of detention contracts to September 30, 2016 until FY 2017 appropriated funding is received on October 1, 2016.



Homeland
Security

AUG 26 2016

The Honorable Lucille Roybal-Allard
Ranking Member, Subcommittee on Homeland Security
Committee on Appropriations
U.S. House of Representatives
Washington, D.C. 20515

Dear Representative Roybal-Allard:

In accordance with Section 503, and Immigration and Customs Enforcement's (ICE) authority to reprogram without regard to the time and condition limitation of section 503(d), of the Fiscal Year 2016 Department of Homeland Security Appropriations Act (P.L. 114-113), the Department provides notification of its intent to repurpose \$57.3 million within ICE's Salaries & Expenses appropriation. The proposal is to repurpose \$57.3 million from the multi-year detention bed pilot program to detention bed funding. These realignments are necessary to cover unanticipated detention bed costs and average daily population increases. Enclosed Section 503 notification provides additional details.

Identical letters have been sent to the Chairman of the House Appropriations Subcommittee on Homeland Security and to the Chairman and Ranking Member of the Senate Appropriations Subcommittee on Homeland Security. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

(b)(6)

Chip Fulghum
Deputy Under Secretary for Management and
Chief Financial Officer

Enclosure: Section 503 Notification



Homeland
Security

AUG 26 2016

The Honorable John Hoeven
Chairman, Subcommittee on Homeland Security
Committee on Appropriations
U.S. Senate
Washington, D.C. 20510

Dear Mr. Chairman:

In accordance with Section 503, and Immigration and Customs Enforcement's (ICE) authority to reprogram without regard to the time and condition limitation of section 503(d), of the Fiscal Year 2016 Department of Homeland Security Appropriations Act (P.L. 114-113), the Department provides notification of its intent to repurpose \$57.3 million within ICE's Salaries & Expenses appropriation. The proposal is to repurpose \$57.3 million from the multi-year detention bed pilot program to detention bed funding. These realignments are necessary to cover unanticipated detention bed costs and average daily population increases. Enclosed Section 503 notification provides additional details.

Identical letters have been sent to the Ranking Member of the Senate Appropriations Subcommittee on Homeland Security and to the Chairman and Ranking Member of the House Appropriations Subcommittee on Homeland Security. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

(b)(6)

Chip Fulghum

Deputy Under Secretary for Management and
Chief Financial Officer

Enclosure: Section 503 Notification



Homeland
Security

AUG 26 2016

The Honorable Jeanne Shaheen
Ranking Member, Subcommittee on Homeland Security
Committee on Appropriations
U.S. Senate
Washington, D.C. 20510

Dear Senator Shaheen:

In accordance with Section 503, and Immigration and Customs Enforcement's (ICE) authority to reprogram without regard to the time and condition limitation of section 503(d), of the Fiscal Year 2016 Department of Homeland Security Appropriations Act (P.L. 114-113), the Department provides notification of its intent to repurpose \$57.3 million within ICE's Salaries & Expenses appropriation. The proposal is to repurpose \$57.3 million from the multi-year detention bed pilot program to detention bed funding. These realignments are necessary to cover unanticipated detention bed costs and average daily population increases. Enclosed Section 503 notification provides additional details.

Identical letters have been sent to the Chairman of the Senate Appropriations Subcommittee on Homeland Security and to the Chairman and Ranking Member of the House Appropriations Subcommittee on Homeland Security. Should you have any questions, please contact me at (202) 447-5751.

Sincerely,

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Chip Fulghum
Deputy Under Secretary for Management and
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