

ADMINISTRATIVE REVIEW AND APPEALS

(Dollars in Thousands)

	EXECUTIVE OFFICE FOR IMMIGRATION REVIEW			OFFICE FOR THE PARDON ATTORNEY			TOTAL		
	Pos.	FTE	Amount	Pos.	FTE	Amount	Pos.	FTE	Amount
2006 Enacted (with Rescissions).....	1,266	1,304	210,721	15	15	2,209	1,281	1,319	212,930
2006 Wartime Supplemental	0	0	9,000	0	0	0	0	0	9,000
2006 Enacted (with Rescissions and Supplemental)	1,266	1,304	219,721	15	15	2,209	1,281	1,319	221,930
2007 President's Budget (Information Only).....	1,386	1,364	226,883	15	15	2,329	1,401	1,379	229,212
2007 Continuing Resolution Level (Information Only).....	1,386	1,364	210,729	15	15	2,209	1,401	1,379	212,938
2007 Estimate (direct)*	1,386	1,364	224,614	15	15	2,276	1,401	1,379	226,890
2008 Request	1,506	1,544	245,162	15	15	2,350	1,521	1,559	247,512
Change 2008 from 2007 Estimate.....	120	180	20,548	0	0	74	120	180	20,622
Adjustments to Base									
Transfers:									
From DHS to EOIR Legal Orientation Program	0	0	2,000	0	0	0	0	0	2,000
From DHS Immigration Examinations Fee Account to EOIR	0	0	[4,000]	0	0	0	0	0	[4,000]
Subtotal Transfers	0	0	2,000	0	0	0	0	0	2,000
Increases:									
2008 pay raise (3.0%).....	0	0	3,057	0	0	33	0	0	3,090
2007 pay raise annualization (2.2%).....	0	0	927	0	0	10	0	0	937
Annualization of 2007 positions (FTE).....	0	60	0	0	0	0	0	60	0
Annualization of 2007 positions (dollars).....	0	0	2,879	0	0	0	0	0	2,879
Change in Compensable Days.....	0	0	1,016	0	0	0	0	0	1,016
Retirement.....	0	0	270	0	0	12	0	0	282
Employee Compensation Fund.....	0	0	0	0	0	3	0	0	3
Health Insurance.....	0	0	374	0	0	5	0	0	379
GSA Rent.....	0	0	865	0	0	11	0	0	876
Lease Expirations.....	0	0	1,012	0	0	0	0	0	1,012
DHS Security Charges.....	0	0	340	0	0	0	0	0	340
Security Investigations.....	0	0	8	0	0	0	0	0	8
Subtotal Increases	0	60	10,748	0	0	74	0	60	10,822
Decreases:									
Employee Compensation Fund	0	0	-200	0	0	0	0	0	-200
Subtotal Decreases.....	0	0	-200	0	0	0	0	0	-200
Total Adjustments to Base	0	60	12,548	0	0	74	0	60	12,622
2008 Current Services	1,386	1,364	237,162	15	15	2,350	1,401	1,439	239,512
Program Changes									
Increases									
Increased Immigration Workload.....	120	120	12,000	0	0	0	120	120	12,000
Subtotal Increases	120	120	12,000	0	0	0	120	120	12,000
Offsets									
Immigration Application Fee Offset	0	0	-4,000	0	0	0	0	0	-4,000
Subtotal Offsets.....	0	0	-4,000	0	0	0	0	0	-4,000
Total Program Changes	120	120	8,000	0	0	0	120	120	8,000
2008 Request **	1,506	1,484	245,162	15	15	2,350	1,521	1,559	247,512
Change 2008 from 2007 Estimate	120	120	20,548	0	0	74	120	180	20,622

* The Department of Justice 2008 budget request was built on a starting point that recognized progress in enacting the FY 2007 appropriation. The starting point used (referred to throughout this document as the "Estimate") is the average of the Senate Committee and House passed marks, less one percent, unless noted otherwise.

** The President's Budget Appendix language displays an incorrect amount, which does not include the \$4,000,000 being transferred to EOIR from DHS.

ADMINISTRATIVE REVIEW AND APPEALS
SALARIES AND EXPENSES
(Dollars in thousands)

Comparison by activity and program	2007 Estimate			2008 Current Services			2008 Request			Total Program Changes		
	Perm Pos.	FTE	Amount	Perm Pos.	FTE	Amount	Perm Pos.	FTE	Amount	Perm Pos.	FTE	Amount
1. Executive Office for Immigration Review.....	1,386	1,364	\$224,614	1,386	1,424	\$237,162	1,506	1,544	\$245,162	120	120	\$8,000
2. Office of the Pardon Attorney.....	15	15	2,276	15	15	2,350	15	15	2,350	0	0	0
Total.....	1,401	1,379	226,890	1,401	1,439	239,512	1,521	1,559	247,512	120	120	8,000
Grand Total	1,401	1,379	226,890	1,401	1,439	239,512	1,521	1,559	247,512	120	120	8,000

Program Increases

	Perm. Pos.	FTE	Amount
1. Adjudication of Increased Immigration Caseload	120	120	\$12,000

Executive Office for Immigration and Review requests 120 positions (20 Immigration judges and 10 Board of Immigration Appeals attorneys), 120 FTE and \$12,000,000 to make permanent the resources received through the 2006 War Supplemental. The additional funding authority provided in the FY 2006 supplemental will expire at the end of FY 2007. Current and planned Department of Homeland Security (DHS) initiatives have and will continue to increase immigration court caseload (75,000 additional cases in 2005 alone and a minimum of 25,000 additional cases by 2008). In addition appellate caseload receipts are expected to increase by approximately 4,000 cases annually. The need for additional resources in EOIR is linked to a variety of DHS enforcement increases, including nearly 6,700 new detention beds, which will be fully on-line by 2008. FY 2008 current service resources for this activity are \$237,162,000; FY 2008 total resources for this program are \$245,162,000.

Total Program Increases.....	120	120	\$12,000
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Program Offsets

1. Immigration Application Fee	0	0	-\$4,000
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Fees collected for the processing of immigration appeal documents are deposited into the Immigration Examinations Fee Account, which is collected by the Department of Homeland Security. In FY 2008, EOIR will receive \$4,000,000 as a transfer from the Immigration Examinations Fee Account. This results in a reduction of \$4,000,000 million to EOIR's discretionary requirement.

Total Program Offsets.....	0	0	-\$4,000
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Total Program Changes, Administrative Review and Appeals.....	120	120	\$8,000
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