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D) ~~DIVISION C~~ — DEPARTMENT OF HOMELAND SECURITY
APPROPRIATIONS ACT, 2012

The following is an explanation of the effects of Division C, which makes appropriations for the Department of Homeland Security for fiscal year 2012. Unless otherwise noted, reference to the House and Senate reports are to House Report 112-91 and Senate Report 112-74, respectively. The language and allocations contained in House Report 112-91 and Senate Report 112-74 should be complied with and carry the same emphasis as the language included in the explanatory statement, unless specifically addressed to the contrary in the conference report or this explanatory statement. While repeating some report language for emphasis, this explanatory statement does not intend to negate the language referred to above unless expressly provided herein. When this explanatory statement refers to the Committees or the Committees on Appropriations, unless otherwise noted, this reference is to the House Subcommittee on Homeland Security and the Senate Subcommittee on the Department of Homeland Security. In cases where the explanatory statement directs the submission of a report, such report shall be provided to the Committees on Appropriations by February 15, 2012, unless otherwise directed. In cases where the explanatory statement directs a briefing, such briefing shall be provided to the Committees by February 15, 2012, unless otherwise directed.

This explanatory statement refers to the following laws and organizations as follows: Implementing Recommendations of the 9/11 Commission Act of 2007, Public Law 110-53, is referenced as the 9/11 Act; Robert T. Stafford Disaster Relief and Emergency Assistance Act, Public Law 93-288 is referenced as the Stafford Act; Budget Control Act of 2011, Public Law 112-25, is referenced as the Budget Control Act (BCA); the Department of Homeland Security is referenced as DHS or the Department; the Government Accountability Office is referenced as GAO; and the Office of Inspector General of the Department of Homeland Security is referenced as OIG. In addition, any reference to "full-time equivalents" shall be referred to as FTE; any reference to "program, project, and activity" shall be referred to as PPA; and any reference to the Secretary shall be interpreted to mean the Secretary of Homeland Security.

Classified Programs

Recommended adjustments to classified programs are addressed in a classified annex accompanying this explanatory statement.

TITLE I—DEPARTMENTAL MANAGEMENT AND OPERATIONS

OFFICE OF THE SECRETARY AND EXECUTIVE MANAGEMENT

A total of \$133,159,000 is provided for "Office of the Secretary and Executive Management." Not to exceed \$51,000 of this funding shall be for official reception and representation expenses, including \$17,000 for the Office of Policy to support Visa Waiver Program negotiations in Washington, DC, and for other international activities. This Act also includes a provision requiring that funds made available for "Immediate

Office of the Secretary” and “Immediate Office of the Deputy Secretary” shall be used to pay costs associated with use of government aircraft by DHS personnel in support of official travel of the Secretary and Deputy Secretary.

The amount provided for this appropriation by PPA is as follows:

Immediate Office of the Secretary	\$5,000,000
Immediate Office of the Deputy Secretary	1,918,000
Office of the Chief of Staff	2,300,000
Office of Counternarcotics Enforcement	1,800,000
Executive Secretary	8,100,000
Office of Policy	40,000,000
Office of Public Affairs	5,800,000
Office of Legislative Affairs	6,000,000
Office of Intergovernmental Affairs	2,650,000
Office of General Counsel	22,400,000
Office for Civil Rights and Civil Liberties	22,500,000
Citizenship and Immigration Services Ombudsman	6,200,000
Privacy Officer	8,491,000
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Total, Office of the Secretary and Executive Management	\$133,159,000

Biometric Exit

Congress has long sought the Department’s determination on the path forward for implementing biometric exit, and the ~~Committees~~ ^{Conferees} have asked for a detailed plan to include costs. On October 17, 2011, the Secretary sent a letter to the chairmen and ranking members of relevant appropriations and authorization committees outlining general concerns about implementation, particularly the cost of such an undertaking, and proposing legislative changes to existing law. While the Secretary states, “DHS remains committed to introducing a biometric component to the exit process”, the letter does not constitute a detailed plan for implementation. Therefore, statutory language is included

in this Act withholding funds from the Office of the Secretary until the plan is submitted, to include identifying associated costs.

Office of Counternarcotics Enforcement

A total of \$1,800,000 is provided for "Office of Counternarcotics Enforcement" (CNE), which is available until March 30, 2012, to continue CNE operations while the Department conducts an orderly termination of the Office. This funding may be transferred to the Office of Policy, which is expected to assume policy development and coordination responsibilities currently assigned to CNE, and any such funds transferred will be available until September 30, 2012. The Assistant Secretary for Policy shall provide, as part of the requirement for an expenditure plan for the Office of Policy, a detailed description of any such transfers.

The termination of CNE reflects the need to streamline Executive Branch efforts to carry out the counternarcotics enforcement mission. Allowing the funds to be transferred to the Office of Policy will ensure the Department can integrate the existing CNE policy planning and coordination activities within the broader Department enforcement and security missions and make optimum use of the existing planning and operations elements of its key law enforcement agencies. It will also enable the Department, through the Office of Policy, to coordinate DHS policy and programs that are carried out with the Office of National Drug Control ~~Programs~~ and other Federal, State, local, and international government partners. As CNE will be terminated, the GAO is neither required to submit an assessment of progress in implementing OIG recommendations concerning CNE, nor to assess DHS counternarcotics coordination, as required in the House report. (Policy)

Expenditure Plans

The Department shall prepare expenditure plans for fiscal year 2012 for the agencies funded under this appropriation as specified in the Senate report, with the exception of CNE which is being terminated. The plans shall be submitted to the Committees no later than March 30, 2012. The plan for the Office of Policy shall list planned projects for each sub-office within the Office of Policy, with their associated funding and staffing requirements. In addition, should the funds made available for either counternarcotics or risk management and analysis functions be transferred to the Office of Policy, as permitted by this Act, those resources should be delineated in the manner specified for each sub-office in the expenditure plan, including missions, planned expenditures, and activities. In addition to expenditure plans described above, the Act requires additional fiscal year 2012 expenditure plans, including a plan for TSA passenger screening and checked baggage technology programs, the Office of Infrastructure Protection and the National Cyber Security Division, the Office of Health Affairs, and the Federal Emergency Management Agency.

The Department has failed to deliver a number of statutorily required fiscal year 2011 expenditure plans, or has delivered them unacceptably late. The Department is

expected to comply with Congressional direction and demonstrate the priority it places on these programs and submit required expenditure plans as directed and in accordance with the specified deadlines. The Department should already have these expenditure plans as part of its routine management activities; therefore, it is notable, and entirely inexcusable, that the Department did not, for example, submit fiscal year 2011 expenditure plans for the Office of Policy or US-VISIT—and it is well past the end of the fiscal year.

Quarterly Reports

The Department is directed to continue submitting the quarterly Secure Border Initiative (SBI) reports, now to be called the Border Security Status Report. The new reports shall continue to include all performance metrics and resource data from past reports in their current format, with the exception that they no longer should include resource data on SBI total budget obligations and outlays and budget execution reports. That information already is contained in the annual Border Security Fencing, Infrastructure, and Technology expenditure plan. Additionally, the Department shall include the following in the report: (a) estimates of the impact of programs (such as Operation Streamline) that are intended to reduce the rate of recidivism of illegal border crossers; (b) for ports of entry, the maritime domain, and between the ports of entry: (1) estimates of total attempted border crossings; (2) the rate of apprehension of attempted border crossings; and (3) the inflow into the United States of illegal entrants that evade apprehension; and (c) data on the subsequent enforcement actions associated with Customs and Border Protection (CBP) apprehensions, such as voluntary return, expedited removal, transfer to Immigration and Customs Enforcement (ICE) custody, transfer for criminal prosecution, Mexican Interior Repatriation Program, and other categories necessary to provide an accurate accounting of such actions.

The Department is directed to submit quarterly reports on operations in a timely manner, including the overdue SBI Quarterly Status reports, the new Border Security Status Reports, the Secure Communities Quarterly Reports, and the Detention and Removal Operations Quarterly Reports. These reports present critical operational statistics, readily available to the Department, which are necessary for appropriate oversight. However, in many instances, the Department has failed to provide these reports in accordance with specified deadlines, with submissions being so late that these reports limit the Committees' ability to ensure timely oversight.

Working Capital Fund

The Department shall include a separate justification in its fiscal year 2013 budget request for the Working Capital Fund (WCF), as specified in the House report. This justification shall identify and explain cross-cutting initiatives or activities that benefit multiple organizations and are not included in the WCF. The Department shall notify the Committees promptly of any changes made to the WCF during the fiscal year and should not use the WCF to support activities for which funding requests were previously disapproved by the Committees.

Official Reception and Representation Allowances

The Department is directed to submit quarterly reports to the Committees listing obligations for all DHS Reception and Representation Expenses by purpose and dollar amount, at a level of detail provided in fiscal year 2011, or in greater detail if that is required to explain how funds were used. The Department shall review the level of reception and representation allowances for its agencies and components to assure they align with missions and responsibilities and submit any proposed changes as part of the fiscal year 2013 budget request.

Coordination of Federal Chemical Security Efforts

The Department is expected to execute a Memorandum of Agreement between the National Protection and Programs Directorate and the Coast Guard regarding harmonization of chemical security responsibilities established by Chemical Facilities Anti-Terrorism Standards regulations and Maritime Transportation Security Act regulatory programs no later than March 30, 2012. The Deputy Secretary is directed to submit reports on chemical security efforts to the Committees on Appropriations as directed in the Senate report. However, the reports shall be submitted on a semi-annual basis instead of quarterly with the first report due no later than March 30, 2012.

Federally Funded Research and Development Centers

The Department is directed to report semi-annually to the Committees on Appropriations on projects tasked to Federally Funded Research and Development Centers as directed in the Senate report and to immediately submit reports for fiscal years 2010 and 2011, which are unacceptably late.

Cybersecurity

Both the Department of Homeland Security and the National Guard have capabilities, in conjunction with the private sector, to respond to issues related to cybersecurity. In an effort to improve coordination between the Federal government and the private sector and to exploit and enhance the capabilities of both sectors, the ~~Committee~~ ^{Conferees} directs the Deputy Secretary of DHS, jointly with the Deputy Secretary of Defense, to submit a report to the Committees no later than May 1, 2012, regarding the capabilities for a coordinated response to a cyber attack. The report shall evaluate the costs and benefits of deploying the National Guard, or other equivalent civilian teams, to supplement current abilities to prevent and recover from a cyber attack. The report shall also include: a description of current activities of both DHS and the National Guard related to the deployment of teams to help prevent or recover from a cyber attack; the authorities of each Department, including the boundaries of such authorities and statutory changes that may be necessary to use joint authorities in a domestic response; a description of training and education efforts; and a discussion of how critical relationships can be established across the agencies to fulfill cybersecurity responsibilities.

Freedom of Information Act

The Privacy Officer is directed to report to the Committees on Appropriations no later than 30 days after the date of enactment of this Act on measures put in place to implement the OIG's recommendations to fix problems identified with the Department's Freedom of Information (FOIA) activities (OIG-11-67), including whether and how recent adjustments to DHS FOIA policies and procedures have improved the processing of inquiries, such as decreasing wait times for approval of significant requests.

Departmental Integrity Efforts

Since Congress initiated significant increases in funding for border security and immigration enforcement in 2005, CBP has hired more than 19,176 new employees, a 46 percent increase, and ICE has hired over 4,747 new personnel, a 31 percent increase. Since 2007, in an effort to reduce the potential for increased corruption, the Congress has provided over \$11,000,000 more than Presidents have requested for program integrity efforts. It is expected that the President will join Congress in the effort to get ahead of this problem by including increased resources in the fiscal year 2013 budget request.

OFFICE OF THE UNDER SECRETARY FOR MANAGEMENT

A total of \$235,587,000 is provided for "Office of the Under Secretary for Management," of which not to exceed \$2,500 shall be for official reception and representation expenses. Within this amount, \$5,000,000 shall be available until September 30, 2016, solely for costs of facilities alteration and improvement, tenant improvements, and relocations to consolidate DHS headquarters operations at the Nebraska Avenue Complex.

Pursuant to section 560, a total of \$55,979,000 is provided for "Office of the Under Secretary for Management" for costs associated with headquarters consolidation and mission support consolidation. These funds shall be prioritized towards the completion of phase I of the headquarters consolidation project at the St. Elizabeths site in order to avoid further increases to cost and schedule. The Under Secretary shall submit an expenditure plan no later than 90 days after the date of enactment of this Act detailing how these funds will be allocated, including a revised schedule and cost estimates for headquarters consolidation. Quarterly briefings are required on headquarters and mission support consolidation activities, including any deviation from the expenditure plan.

The amount provided for this appropriation by PPA is as follows:

Immediate Office of the Under Secretary for Management	\$2,550,000
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Office of Security.....	70,000,000
Office of the Chief Procurement Officer.....	78,000,000
Office of the Chief Human Capital Officer	
Salaries and Expenses.....	25,165,000
Human Resources Information Technology.....	14,172,000
Subtotal.....	39,337,000
Office of Chief Administrative Officer	
Salaries and Expenses.....	40,700,000
Nebraska Avenue Complex.....	5,000,000
Subtotal.....	45,700,000
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Total, Office of the Under Secretary for Management...	\$235,587,000

Polar Icebreaker Program

None of the requested funding is provided for a new study of the need for Coast Guard icebreakers. Given the findings of previous reports and analyses of this issue, the Department is urged to develop a concept of operations and resource plan to meet national icebreaking needs, including leveraging expertise within the Coast Guard and Science and Technology Directorate. The Under Secretary shall brief the Committees on the status of this plan no later than 90 days after the date of enactment of this Act.

Comprehensive and Quarterly Acquisition Status Reports

Senate Report 111-31 directed the submission of quarterly acquisition reports for major acquisitions. The quarterly reports for fiscal year 2010 were not submitted to Congress at the end of each quarter as directed, but instead all four quarterly reports were combined into one report and submitted on April 12, 2011 – over six months after the end of fiscal year 2010. This lack of responsiveness is unacceptable, especially since the information requested is already required by the Department as part of its own acquisition oversight process.

In order to obtain the information necessary for in-depth congressional oversight, statutory language is included in this Act under “Office of the Under Secretary for Management” that requires a Comprehensive Acquisition Status Report to be included as part of the submission of the President’s fiscal year 2013 budget, with quarterly updates to be submitted 30 days after the completion of each quarter. The requirements for both reports are addressed below.

The Comprehensive Acquisition Status Report shall include programs identified for Major Acquisition Oversight as defined in the Department memorandum titled “Department of Homeland Security Major Acquisition Oversight List” dated ~~May 26, 2010~~ *January 25, 2011*, and programs that have been classified for major acquisition oversight subsequent to the referenced memorandum.

The Comprehensive Acquisition Status Report shall include for each major acquisition:

1. A narrative description to include current gaps and shortfalls, the capabilities to be fielded, and the number of planned increments and/or units;
2. Acquisition Review Board (or other board designated to review the acquisition) status of each acquisition, including the current acquisition phase, the date of the last review and a listing of the required documents that have been reviewed with the dates reviewed and/or approved;
3. The most current approved Acquisition Program Baseline (to include project schedules and events);
4. A comparison of the original Acquisition Program Baseline, the current Acquisition Program Baseline, and the current estimate;
5. Whether or not an Independent Verification and Validation has been implemented, with an explanation for the decision and a summary of any findings;
6. A rating of cost risk, schedule risk, and technical risk associated with the program (including narrative descriptions and mitigation actions);
7. Contract status (to include earned value management data as applicable);
8. A life-cycle cost of the acquisition, and time basis for the estimate;
9. A planned procurement schedule, including the best estimate of the annual cost and increments/units to be procured annually until procurement is complete;
10. A table delineated by appropriation that provides (for prior years; past year; current year; budget year; budget year plus one; budget year plus two; budget year plus three; budget year plus four and beyond; and total cost) the actual or estimated appropriations, obligations, unobligated authority, and planned expenditures;
11. The reason for any significant changes (from the previous comprehensive report) in acquisition quantity, cost, or schedule;
12. Key Events/Milestones from the prior fiscal year; and
13. Key Events/Milestones for the current fiscal year.

Quarterly reports shall include:

1. An updated status report on any major acquisition for which there has been an approved or a new acquisition program baseline, a new acquisition decision memorandum, or where there has been significant deviation from the prior report with respect to acquisition cost, quantity, or schedule (a significant change is any deviation in cost or quantity that exceeds eight percent or any change in schedule that exceed ~~(six months)~~ and ~~_____~~ (S) _____).

2. A table depicting the title of the program, quantity and cost based on the original Acquisition Baseline, quantity and cost based on the most current acquisition baseline, the quantity and cost of the most current estimate, and the explanation for any change in quantity and cost from prior reports. (Program) program)

3. If applicable, a copy of the acquisition decision memorandum, together with a copy of the Letter of Assessment signed by the Director of Testing and Evaluation.

The requirements described under this heading shall replace those included in Senate Reports 111-31 and 112-74.

Office of the Chief Procurement Officer

A total of \$78,000,000 is provided for "Office of the Chief Procurement Officer" (OCPO), including an increase of \$3,403,000 to enhance DHS acquisition capabilities.

OCPO shall brief the Committees no later than February 15, 2012, on its acquisition workforce initiative, as directed in the House and Senate reports, including: a baseline analysis of its workforce and requirements used in defining the gaps in DHS acquisition capacity and determining the skill sets and positions needed to fill those gaps; risks of not filling needed positions; and the long-term strategy to close competency gaps. In cases where component requests for the Federal Acquisition Workforce initiative were not funded at the requested amount, components should use existing appropriations and fee authority to hire and train highly qualified acquisition personnel for which there are clearly defined requirements. (CAP)

Office of the Chief Human Capital Officer

A total of \$39,337,000 is provided for "Office of the Chief Human Capital Officer" (OCHCO), including an increase of \$688,000 for salaries and expenses to enhance the Balanced Workforce Program Office, workforce training, and leadership development. A total of \$14,172,000 is included for the Human Resources Information Technology program.

Secretary's Efficiency Review and the Balanced Workforce Initiative

The Under Secretary for Management and the Chief Human Capital Officer are directed to brief the Committees on Appropriations no later than February 15, 2012, on the results of the Secretary's Efficiency Review and the ongoing Balanced Workforce Initiative. The briefing should cover, by priority, efficiencies identified through the Review and progress in implementing them; components and specific procurements where additional oversight personnel are required and where they are being or are planned to be deployed; and how reforms in headquarters structure and function are improving support and management for Department field operations. The briefing should cover the status of the ongoing Balanced Workforce Initiative; provide the most current list of positions DHS plans to convert from contractor to Federal positions, and progress against that list; and discuss estimated savings from that effort and the methodology used to calculate those savings.

The Department is directed to arrange for an independent evaluation of its efficiency review and provide the results to the Committees on Appropriations no later than 30 days after its completion.

OFFICE OF THE CHIEF FINANCIAL OFFICER

A total of \$50,860,000 is provided for "Office of the Chief Financial Officer." The amount provided includes a decrease from the budget request of \$11,000,000 for the Transformation and Systems Consolidation (TASC) project due to the Department's decision to cancel acquisition plans for TASC.

Annual Budget Justifications

Both Senate and House reports call for improvements in the content, detail, and format of annual Congressional Budget Justifications submitted by the Department and its components. It is essential to the work of Congress that such information be timely, accurate, concise, and organized in such a way that facilitates the comparison of current with proposed appropriations for programs, projects, and activities. Developing comprehensive and clear justifications not only disciplines the planning and resource allocation process but could also reduce the need for ancillary budget explanations and program and project expenditure plans and the associated withholding of funding necessitated by the Department's failure to submit these in a complete or timely manner.

Current budget presentation materials, while lengthy and containing a wide range of program data, do not uniformly provide the information the Committees need to assess the impact of the funding being proposed, how it compares to prior year actual appropriations and funded FTE levels, or to evaluate activities proposed to be continued, terminated, or initiated. Terminology is sometimes ambiguous, or used inconsistently, including terms such as interagency transfers or "transfers" between PPAs; adjustments to base; "authorized" rather than "funded" position and FTE levels; or unspecified references to "technical adjustments" or "administrative savings."

Current services descriptions of agency activity and accomplishments, while providing a context for agency operations and budgets, should be consolidated and presented separately from the core justification for appropriations.

To address the concerns described above, the Chief Financial Officer is directed to ensure that fiscal year 2013 budget justifications for classified and unclassified budgets of all Department components are submitted on February 6, 2012, concurrent with the President's budget submission to Congress. The justifications shall include:

1. Detailed data and explanatory descriptions for each appropriations request, and for each PPA reflected in the table accompanying this statement, including offices that have been identified as PPAs. Information regarding actual and planned accomplishments should be in quantifiable terms and demonstrate a direct relationship to funding;
2. Tables that reflect actual and estimated funding by PPA for fiscal years 2011 and 2012; identify each increase, decrease, transfer, and staffing change proposed in fiscal year 2013; and explain such year-to-year changes in terms that are clear and unambiguous, and exclude nonspecific terms such as "technical adjustment" or "administrative savings" unless accompanied by a detailed explanation. To establish a common baseline reference, the fiscal year 2012 discretionary data shall tie to the fiscal year 2012 discretionary total in the table accompanying this statement or have a table identifying each change. Explanations of adjustments to base funding, whether increases or decreases, should be specific, and programmatic changes and initiatives should be clearly identified and justified;
3. For each PPA that is comprised of acquisition and procurement activity, the justification should address all proposed spending using a zero-based budget description;
4. Information by appropriations account and PPA on all reimbursable agreements and significant uses of the Economy Act for each fiscal year;
5. A detailed table identifying the last year that authorizing legislation was enacted into law for each PPA, including the amount of the authorization and the appropriation in the last year of authorization;
6. The text and citation of all Department appropriations provisions enacted to date that are permanent law;
7. Explanations and justifications for all proposed legislative language changes, whether they are new or amend existing law, whether they are substantive or technical in nature, with an annotated comparison of proposed versus existing language; and

8. A report on the status of overdue Committee reports, plans, and briefings for each of fiscal years 2011 and 2012.

Consistent with section 874 of Public Law 107-296, the Department shall submit a Future Years Homeland Security Program budget as part of the fiscal year 2013 budget justification, reflecting anticipated spending for fiscal years 2013-2017. It shall be in unclassified form so as to be accessible to the general public.

Financial Management Improvement

The Office of the Chief Financial Officer is directed to keep the Committees fully informed on financial management improvement plans for the Department, as required in the House and Senate reports, including any centralized or decentralized solutions that would fulfill the objectives originally set for the TASC project and any plans for integrating the Department's remaining management systems for acquisitions and assets. Balances remain available for TASC from prior-year appropriations, which may be obligated for TASC closeout costs or obligated for additional financial management plans in fiscal year 2012 if a new strategy is approved by the DHS Acquisition Review Board and if the Department completes an independent evaluation to validate that strategy prior to obligation of any of these funds. In order to maintain other Department-wide management initiatives, \$5,000,000 is rescinded from unobligated balances related to this effort. This rescission is from funds appropriated in fiscal years 2005 and 2006.

Nuclear Detection Technology Acquisition

The Office of Program Analysis and Evaluation is directed to undertake an evaluation of the Department's current approach to acquisition of technology and systems for its nuclear detection mission, which is presently conducted through the Domestic Nuclear Detection Office, and an analysis of alternative approaches, including assigning acquisition responsibilities and resources to component agencies that own and operate the technology. The evaluation shall include a cost-benefit analysis of the relevant options. The results of this review shall be submitted to the Committees no later than 120 days after the date of enactment of this Act.

User Fees

The Department is directed to continue submitting user fee collections and balances on a semi-annual basis rather than quarterly, including steps taken to mitigate any shortfalls in collections.

OFFICE OF THE CHIEF INFORMATION OFFICER

A total of \$257,300,000 is provided for "Office of the Chief Information Officer."

The amount provided for this appropriation by PPA is as follows:

Salaries and Expenses	\$105,500,000
Information Technology Services	38,800,000
Infrastructure and Security Activities	69,000,000
Homeland Secure Data Network	44,000,000

Total, ~~Salaries and Expenses~~ \$257,300,000

Office of the Chief Information Officer

Salaries and Expenses

A total of \$105,500,000 is provided for "Salaries and Expenses." Within the funding provided for this appropriation, \$253,000 is provided to strengthen acquisition workforce capabilities.

Infrastructure and Security Activities

A total of \$69,000,000 is provided for "Infrastructure and Security Activities." The multi-year investment and management plan shall include details on how the activities under this heading are to be funded.

Data Center Migration

5) Section 556 provides \$70,000,000 for data center migration. The CIO shall notify the Committees on the initial allocation of this funding within 45 days after the date of enactment of this Act. The CIO shall continue to provide quarterly briefings to the Committee on the progress of data center development and migration. Given that component data center migration schedules may shift during the course of the fiscal year based on changing circumstances and priorities the general provision includes authority for the Secretary to transfer funds made available for data center migration, as necessary, among components based on revised schedules and priorities with 15 days prior notice to the Committees.

ANALYSIS AND OPERATIONS

A total of \$338,068,000 is provided for "Analysis and Operations," of which \$141,521,000 shall remain available until September 30, 2013. No funding is provided for the C2 Gap Filler Technology initiative. The Department's Chief Intelligence Officer is directed to submit an expenditure plan no later than 60 days after the date of enactment of this Act to the Committees, as required in the Senate report. Additional information

on funding levels and reporting requirements are detailed in the classified annex accompanying this statement.

State and Local Fusion Center Program

The Office of Intelligence and Analysis (I&A) is directed to develop robust programmatic justification to better identify and quantify the Federal benefit and return on investment from the State and Local Fusion Center (SLFC) program. I&A shall submit such justification at the time the President's fiscal year 2013 budget is submitted and provide semi-annual briefings on the fusion center program, in lieu of a quarterly reporting requirement in the House report and quarterly briefing requirements in the Senate report. The first briefing shall occur no later than February 15, 2012, conform to the requirements outlined in the Senate report, and include metrics to judge the success of the SLFC program.

OFFICE OF INSPECTOR GENERAL

for) A total of \$141,000,000 is provided for "Office of the Inspector General," including \$117,000,000 in direct appropriations and \$24,000,000 transferred from the Disaster Relief Fund (DRF) to audits and investigations related to that funding. The OIG is directed to submit a plan for expenditure of all funds no later than 30 days after the date of enactment of this Act, in lieu of the 90 day requirement in the Senate report. The Office is further directed to notify the Committees of all transfers from the DRF by including them in the Department of Homeland Security Chief Financial Officer's monthly budget execution reports submitted to the Committees, in lieu of the 15-day advance notification required in the Senate report. These reports shall satisfy the requirements for notification of DRF transfers under section 503 of this Act.

Integrity Investigations

Within the funding provided for this appropriation, an increase of no less than \$4,000,000 is provided for integrity investigations. In lieu of the 45-day requirement in the Senate report OIG is directed to submit, no later than 30 days after the date of enactment of this Act, a plan for expenditure of integrity oversight funds in coordination with CBP and ICE. This plan shall be submitted along with the overall expenditure plan for OIG.

TITLE II—SECURITY, ENFORCEMENT, AND INVESTIGATIONS

U. S. CUSTOMS AND BORDER PROTECTION

SALARIES AND EXPENSES

A total of \$8,680,118,000 is provided for “Salaries and Expenses.” The request for Headquarters, Management, and Administration is reduced by \$3,452,000 for the Acquisition Workforce Initiative, the data center migration funds, and \$10,400,000 in additional administrative savings. Data center migration is funded through a general provision. The funding level also reflects an additional \$5,000,000 for integrity programs.

Border Security Inspections and Trade Facilitation is funded at \$2,484,235,000, including the following for requested initiatives: \$44,407,000 for the adjustment for law enforcement journeyman pay costs; \$86,109,000 for prior year annualization of 963 CBP officers; \$20,692,000 for an additional 300 CBP officers at new and expanded ports of entry; \$2,212,000 for additional canine units at ports of entry; and \$7,499,000 to expand the Immigration Advisory Program to four additional locations. Funds provided for the following critical operations include increases above the request:

- \$74,557,000 for International Cargo Screening, including \$3,287,000 for the Secure Freight Initiative and \$71,270,000 for the Container Security Initiative;
- \$41,400,000 for Automated Targeting Systems which will enable enhancements to one of the Department’s most effective counter-terrorism and security capabilities;
- \$51,950,000 for the National Targeting Center, including the requested increase of \$16,400,000 for 45 new CBP officers and 20 new analysts, as well as an additional \$5,000,000 to ensure operations are appropriately staffed; and
- \$151,298,000 for trade compliance and enforcement efforts in the Office of Trade, including an increase of \$5,000,000 for personnel, enhanced targeting, and strategy development.

The enacted funding level has been adjusted to reflect the passage of Public Law 112-42, which removed the exemption from COBRA fee collections for certain travelers. This will result in additional revenue of \$110,000,000 annually and \$83,000,000 in fiscal year 2012, to support CBP inspection services. Such revenue is to directly support 21,186 CBP officers.

Border Security and Control between Ports of Entry is funded at \$3,619,604,000, which reflects an increase of \$191,459,000 for prior year annualization of 1,000 additional agents along with support personnel funded in the fiscal year 2010 Border Security Supplemental, as well as \$184,717,000 for the adjustment for law enforcement journeyman pay costs, as requested. This overall level will support a Border Patrol agent force of 21,370 (compared to 12,349 in fiscal year 2006), including 2,212 deployed to the Northern Border and 18,415 deployed to the Southwest Border.

The amount provided for this appropriation by PPA is as follows:

Headquarters, Management, and Administration:

Management and Administration, Border Security Inspections and Trade Facilitation.....	\$667,794,000
Management and Administration, Border Security and Control between Ports of Entry	717,309,000
Rent	483,749,000
Subtotal, Headquarters Management and Administration.....	1,868,852,000

Border Security Inspections and Trade Facilitation:

Inspections, Trade, and Travel Facilitation at Ports of Entry	2,484,235,000
Harbor Maintenance Fee Collection (Trust Fund)	3,274,000
International Cargo Screening.....	74,557,000
Other international programs.....	10,684,000
Customs-Trade Partnership Against Terrorism (C-TPAT).....	44,979,000
Trusted Traveler Programs.....	6,311,000
Inspection and Detection Technology Investments.....	148,537,000
Automated Targeting Systems	41,400,000
National Targeting Center	51,950,000
Training	37,834,000
Subtotal, Border Security Inspections and Trade Facilitation.....	2,903,761,000

Border Security and Control between Ports of Entry:

Border Security and Control.....	3,530,994,000
Training	88,610,000
Subtotal, Border Security and Control between POEs.....	3,619,604,000

Air and Marine Operations	287,901,000
Total, CBP Salaries and Expenses.....	\$8,680,118,000

Revised Budget Structure

CBP is directed to propose a subdivision of the Inspections, Trade, and Travel Facilitation at Ports PPA and the Border Security and Control PPA within the "Salaries and Expenses" appropriation in conjunction with the budget submission for fiscal year 2013. At funding levels of \$2,484,235,000 and \$3,530,994,000, respectively, the PPAs and the accompanying budget justifications have not provided adequate detail for appropriate oversight of these funds. CBP shall brief the Committees on its proposed structure prior to submission of its budget request. For instance, each PPA could be subdivided into budget activities, such as: officer or agent pay, civilian pay, equipment, operations and maintenance, and procurement. CBP should provide a crosswalk from the 2012 budget structure to the new 2013 budget structure so that the Committees can easily compare funding levels for the activities within these new PPAs.

Further, CBP is directed to comply with the direction included under the heading “Office of Chief Financial Officer” with respect to improved budget justifications.

Financial Plan by Office Requirements

CBP is directed to provide the financial plan by office as required by the Senate report. In addition, CBP shall include its estimate by office with the budget justification material for fiscal year 2013.

Staffing and Fees Supporting CBP Port of Entry Operations

CBP is directed to submit its staffing model for Field Operations no later than February 15, 2012. In addition, CBP shall address the reporting requirements related to manpower and innovation in the House report and considerations related to the staffing model in the Senate report.

Outbound Inspections

CBP shall brief the Committees no later than February 15, 2012, on its plans for outbound operations, as outlined in the House report, and its 3-year strategy to improve and deploy technology for outbound inspections, as discussed in the Senate report.

Entry Process Improvements for Travelers

CBP shall submit a report no later than February 15, 2012, on actions taken to improve the entry process, as discussed in the Senate report.

Trusted Traveler Programs

The Department shall brief the Committees on all DHS trusted traveler programs, as discussed in the Senate report, no later than February 15, 2012.

Cargo Screening Activities

As discussed in the House and Senate reports, CBP shall brief the Committees no later than February 15, 2012, on its guidelines regarding low risk shipments and how it is improving trade processing and coordination.

Non-Intrusive Inspection and Radiation Detection Equipment

CBP is required to provide an investment and management plan for CBP’s Non-Intrusive Inspection and Radiation Detection Equipment needs. The plan shall address all funds from all sources, not just the Inspection and Detection Technology PPA, including funding within the Domestic Nuclear Detection Office “Systems Acquisition” appropriation.

Automated Targeting Systems and National Targeting Center

CBP shall brief the Committees no later than January 13, 2012, on the use of the additional funds provided for these critical activities.

Maritime Supply Chain Security

No funds are provided for the 100 percent scanning pilots proposed in the President's budget request. DHS has failed to provide any details or plans regarding how the proposed \$7,500,000 would be used. Furthermore, while the Administration has been working on a supply chain security strategy to address this mandate, it has still not been submitted to the Committees. For that reason, these funds have been applied to address shortfalls in the request for the Container Security Initiative, a key supply chain security layer.

Border Patrol and Border Security between Ports of Entry

CBP shall submit a report to the Committees no later than 90 days after the date of enactment of this Act on its five-year staffing and deployment plan for the Border Patrol. In addition, the budget justification for fiscal year 2013 shall include a plan detailing staffing and funding for the Northern Border. CBP and ICE shall provide semi-annual briefings on assaults on personnel, threats to the border, and progress made on addressing the threats as required in the Senate report, with the first briefing no later than February 15, 2012. At the first briefing, CBP also shall brief on funds allocated for the health, welfare, and safety of Border Patrol agents, as directed in the House report.

Access to Federal Lands

As provided in the House report, the Departments of Homeland Security, Agriculture, and Interior are directed to brief the Committees no later than February 15, 2012, on their plan to address the Border Patrol's access to Federal lands, as appropriate and necessary, to ensure the border security of the United States. DHS shall also brief the Committees no later than February 15, 2012, on its implementation of GAO's recommendations for border security coordination on Southwest Federal lands contained in GAO-11-38 and GAO-11-177.

Joint Field Command Structure

While CBP allocated funds within its budget for the Joint Field Command (JFC), it is important to understand the cost-benefit for establishing the JFC and whether CBP intends to establish this concept in other areas along the border. As discussed in the House and Senate reports, CBP is directed to brief the Committees no later than February 15, 2012.

Integrity Programs

An additional \$5,000,000 above the amount requested is provided for CBP's integrity programs, for a total of \$165,681,000. CBP is directed to provide the briefing required in the House report by January 13, 2012.

Detention Statistics

CBP is directed to review how it collects and manages information about individuals arrested and detained in CBP custody for less than 72 hours, including the facilities used for detaining such individuals. The review shall include ways to address data quality, standardize definitions, and utilize current reporting systems to routinely report on short-term detention. In a briefing to occur no later than 120 days after the date of enactment of this Act, CBP shall brief the Committees on its review and on its policies and procedures relating to conditions of facilities and what standards govern the conditions and duration of custody.

Trade Compliance and Enforcement

An additional \$5,000,000 above the amount requested is provided for trade compliance and enforcement efforts. CBP is directed to submit to the Committees the reports specified in the Senate report, including the 3-year trade compliance strategy and the antidumping and countervailing duty reports, within the timeframes detailed in that report. In addition, CBP shall submit the reports under the headings "Textile Transshipment Enforcement" and "Circumvention of Customs Duties – Imports from China," as discussed in the House report, within the timeframes detailed in that report.

Multi-Year Investment and Management Plans

As provided in section 569, CBP is required to submit a multi-year investment and management plan with the congressional budget justification materials for all appropriated funds from all sources executed by the Office of Information Technology (OIT) to provide a full picture of CBP's information technology activities. It is expected that the acquisition program baselines for Level I and II programs under OIT will be provided as part of the comprehensive acquisition status reports provided by the ~~Chief Acquisition Officer~~. (8)

A similar requirement is also included for funds in the "Border Security Fencing, Infrastructure, and Technology" (BSFIT) appropriation. Under Secretary
for Management

Transportation of Aliens

In response to OIG inquiries and OIG 11-27, CBP has taken great strides to streamline its costs associated with transportation and removal of aliens between Field Operations and Border Patrol. ICE has also made progress in analyzing and more efficiently managing its transportation costs. The next step, however, has not been taken in a comprehensive manner – exploring options for coordination of transportation locally, regionally, and nationally, or sharing of transportation resources between CBP and ICE given constrained resources across DHS. CBP and ICE are directed to brief the Committees no later than 180 days after the date of enactment of this Act on the results of their joint efforts to take advantage of such efficiencies.

Office of Technology Innovation and Acquisition

There is no clear plan for the Office of Technology Innovation and Acquisition (OTIA), including staffing and financing. CBP does not have authority to use funds provided to the "Automation Modernization" or the BSFIT appropriations for OTIA expenses. If additional funding from appropriations outside of "Salaries and Expenses" can be justified, a transfer request must be submitted pursuant to section 503 of this Act. All funds for OTIA shall be requested within the "Salaries and Expenses" appropriation for fiscal year 2013.

Invasive Species

CBP is directed to fund activities associated with control of invasive species, such as Carrizo cane, from within the BSFIT appropriation.

AUTOMATION MODERNIZATION

A total of \$334,275,000 is provided for "Automation Modernization." Of that amount, not less than \$140,000,000 is for the Automated Commercial Environment (ACE). As provided in a general provision, CBP is required to submit a multi-year investment and management plan with the congressional budget justification materials for all funds executed by OIT to provide a full picture of CBP's information technology activities.

ACE and International Trade Data System

CBP shall brief the Committees on a quarterly basis on ACE progress, including the same information they have previously provided in quarterly reports. CBP shall use funds as necessary for the International Trade Data System (ITDS). Furthermore, prior year balances for ITDS are available for other priorities, such as ensuring completion of Cargo Release as planned. At the second quarterly briefing of fiscal year 2012, CBP shall provide its plans for use of these prior year balances.

TECS

CBP and ICE are directed to jointly brief the Committees on the status of modernization efforts, including their progress and plans forward, on a semi-annual basis.

BORDER SECURITY FENCING, INFRASTRUCTURE, AND TECHNOLOGY

A total of \$400,000,000 is provided for BSFIT. Within the total provided under this heading, \$20,000,000 is for Northern Border technology, \$40,000,000 is for tactical communications, and \$3,000,000 is for environmental assessment and mitigation, as requested. When the amount made available under this heading is combined with unobligated balances, a total of \$774,874,359 is available for this function in fiscal year 2012.

While it is clear that the Border Patrol requires additional tools and technology to execute its critical mission, concerns remain about the proposed Arizona Border Technology Plan and the

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administration's slow execution of funds provided in this appropriation. The prolonged delay in procurements, particularly for purchase and upgrade of Remote Video Surveillance Systems, is extremely concerning. Further, the fact that the President's request includes a plan to procure three off-the-shelf integrated fixed tower systems after the Secretary's decision to terminate SBInet, despite the benefits now being realized by the Border Patrol from the system, raises questions. Under the best of circumstances, the contract for two of these towers would not be awarded until the summer of 2012, delaying the execution of the associated funds into fiscal year 2013. As a result, \$60,000,000 is withheld for obligation from this appropriation until a detailed expenditure plan is provided to the Committees, no later than 90 days after the date of enactment of this Act. The expenditure plan shall clearly specify how DHS proposes to allocate funds among the BSFIT PPAs.

Multi-Year Investment and Management Plan

A new multi-year investment and management plan for BSFIT funds is required to be submitted by the Commissioner with the fiscal year 2013 budget request. To the extent possible, CBP is encouraged to incorporate requirements from the multi-year investment and management plan into the fiscal year 2012 expenditure plan.

Invasive Species

CBP is directed to fund activities associated with control of invasive species, such as Carrizo cane from within the BSFIT appropriation.

Review of Contracts and Task Orders

The Inspector General is no longer required to review contracts and task orders on SBInet pursuant to conference report 109-699 accompanying P.L. 109-295.

Communications along the Border

DHS is encouraged to explore the establishment of public-private partnerships with cellular carriers, residents, and state and local governments to extend mobile communications capabilities in isolated border areas with limited cellular coverage for the purposes of public safety.

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AIR AND MARINE INTERDICTION, OPERATIONS, MAINTENANCE, AND PROCUREMENT

A total of \$503,966,000 is provided for "Air and Marine Interdiction, Operations, Maintenance, and Procurement." The funding includes \$365,087,000 for operations and maintenance and \$138,879,000 for procurement. The procurement funds include an additional \$6,900,000 for UH-60 Black Hawk conversions (to ensure completion of two conversions) and \$22,500,000 for purchase of an additional multi-enforcement aircraft (a high priority for CBP, particularly important given the increasing aircraft retirements CBP expects). Given the increasing reliance by CBP on unmanned aircraft systems (UAS) for patrolling our borders, \$4,000,000 is provided above the request for UAS operations and maintenance. It is imperative

that sufficient funds be included in the fiscal year 2013 budget to operate and sustain these systems over multiple shifts.

space } **Civil Air Patrol**

As directed in the House report, the Comptroller General shall provide a report regarding the functions and capabilities of the civil air patrol in homeland security. The report shall be submitted no later than November 1, 2012.

Aircraft Upgrades

CBP is required to update its 5-year strategic recapitalization plan, which should also include direction outlined in the Senate report. Strong support for CBP's service life extension program (SLEP) for the P-3 fleet is reiterated. Further, CBP is directed to brief the Committees on its decision regarding the inclusion of the last two P-3's in the SLEP no later than the submission of the President's fiscal year 2013 budget request.

Unmanned Aircraft Operations

CBP is directed to brief the Committees on its efforts with the Department of Defense and the Federal Aviation Administration on ways to increase effective use of CBP air assets, including UAS. Further, the briefing shall include information regarding any restrictions on UAS operations related to availability of air traffic control.

CONSTRUCTION AND FACILITIES MANAGEMENT

A total of \$236,596,000 is provided for "Construction and Facilities Management." The funding includes \$182,500,000 for Facilities Construction and Sustainment and \$54,096,000 for Program Oversight and Management. Statutory language is included directing the Commissioner to submit annually a real property inventory and requiring submission with the budget request of an annually-updated 5-year plan for all port of entry projects.

Future Land Border Port of Entry Requirements

As detailed in the Senate report, the Department shall work with the General Services Administration and the Office of Management and Budget on a multi-year strategy to address land border port of entry construction requirements and financing options, including the use of public-private partnerships.

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

SALARIES AND EXPENSES

A total of \$5,528,874,000 is provided for "Salaries and Expenses" to ensure robust enforcement of our Nation's immigration laws. Within this amount, no less than \$1,600,000,000 is allocated to finance ICE's various efforts to identify aliens with criminal records who are

incarcerated or at-large, and to remove those who are deportable. Of this amount, \$189,064,000 is provided for continued expansion of the Secure Communities program, \$5,000,000 above the President's budget request, to digitize paper fingerprint cards and enroll them into DHS's Automated Biometric Identification System (IDENT). An additional \$4,400,000 is provided for the Visa Security Program above the request to support expansion. The request for Headquarters, Management, and Administration was reduced by \$3,591,000 for the Acquisition Workforce Initiative, the data center migration funds, and \$1,000,000 in additional administrative savings. Data center migration is funded through a general provision.

In addition, ICE is directed to comply with the direction included under the heading "Office of Chief Financial Officer" with respect to improved budget justifications.

The amount provided for this appropriation by PPA is as follows:

Headquarters Management and Administration:	
Personnel, Compensation and Benefits, Services and Other Costs.....	\$233,251,000
Headquarters-Managed IT Investments.....	184,227,000
Subtotal, Headquarters Management and Administration.....	<u>417,478,000</u>
Legal Proceedings.....	215,935,000
Investigations:	
Domestic Investigations.....	1,725,234,000
International Investigations:	
International Operations.....	114,928,000
Visa Security Program.....	33,889,000
Subtotal, International Investigations.....	<u>148,817,000</u>
Subtotal, Investigations.....	1,874,051,000
Intelligence.....	81,503,000
Detention and Removal Operations:	
Custody Operations.....	2,050,545,000
Fugitive Operations.....	154,597,000
Criminal Alien Program.....	196,696,000
Alternatives to Detention.....	72,373,000
Transportation and Removal Program.....	276,632,000
Subtotal, Detention and Removal Operations.....	<u>2,750,843,000</u>
Secure Communities.....	189,064,000
Total, ICE Salaries and Expenses.....	<u>\$5,528,874,000</u>

ICE Domestic Investigations

For ICE Domestic Investigations, \$1,725,234,000 is provided. ICE is directed to continue to provide quarterly data on investigative activities and expenditures on a timely basis. Of the funds above the request, \$4,000,000 is for enhancing investigations of anti-dumping/countervailing duty (AD/CVD) violations, intellectual property rights (IPR) investigations, and severe forms of human trafficking and smuggling activities. ICE is directed to submit to the ~~Committees~~ a plan for expenditure of these additional, targeted resources within 90 days after the date of enactment of this Act. The Committees also direct ICE to submit by February 13, 2012, a 3-year strategy to improve AD/CVD enforcement, per the Senate report, and the information required on the National IPR Coordination Center in the House report.

Improving Immigration Enforcement Activities

A total of \$12,000,000 above the request is provided to improve immigration enforcement activities, of which \$5,000,000 is included in Secure Communities for digitization of paper fingerprint cards from legacy immigration files. Both the House and Senate reports outlined areas for focus, such as: developing a comprehensive strategy to address the visa overstay problem, 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. ICE is directed to brief the Committees, with US-VISIT and other DHS components as appropriate, on its plan for utilization of these funds, no later than 60 days after the date of enactment of this Act. ICE is also directed, in conjunction with US-VISIT and United States Citizenship and Immigration Services (USCIS), to report to the Committees no later than 120 days ~~of~~ ^{(after} the date of enactment of this Act on the methodology of prioritizing files for the digitization effort as well as the overall projected cost of the project to ensure electronic availability of appropriate biometrics in IDENT.

Law Enforcement Support Center

The Law Enforcement Support Center (LESC) is the national entity which provides, among other things, immigration status information about individuals encountered by State and local law enforcement agencies. The significant expansion of Secure Communities has increased the status inquiries submitted by law enforcement. Recently, the LESL has been reorganized and the functions split between the Office of Investigations and Detention and Removal Operations. Prior to the reorganization, the LESL had the flexibility to move personnel between the functions depending on workload, but it now appears that flexibility has been lost. Additionally, as Secure Communities has matured, some of the early resource allocation decisions would benefit from further review, specifically regarding the creation of the Interoperability Response Centers. ICE is directed to review the separation of LESL functions and the requirements of the Interoperability Response Centers and brief the Committees 90 days after the date of enactment of this Act. In addition, concerns have been raised about the progress of modernization of the information technology systems that sustain the Law Enforcement Support Center, such as ACRIME. ICE is directed to brief the Committees no later than 30 days after the date of

enactment of this Act on the current status of ACRIME modernization and any revised development timelines.

Visa Security Program

A total of \$33,889,000 is provided for the ICE Visa Security Program, an increase of \$4,400,000 above the amount requested for expansion of the program to two additional overseas consular posts. ICE is directed to brief the Committees in a classified format no later than 60 days after the date of enactment of this Act on its plan for utilizing these additional funds.

Investigative Resources

ICE is directed to brief the Committees no later than February 15, 2012, on its efforts throughout the Caribbean basin, as outlined in the House report.

Intelligence

ICE is encouraged to ensure the Office of Intelligence supports investigations into AD/CVD violations, IPR violations, and human trafficking and smuggling organizations.

Detention and Removal

Operations

A total of \$2,750,843,000 is provided for ICE Detention and Removal Operations, \$26,718,000 more than the request to raise the minimum number of detention bed spaces that ICE must maintain on a daily basis to 34,000. ICE is directed to intensify its enforcement efforts, fully use these resources, and manage detention and removal costs as efficiently as possible. As outlined in the House report, ICE is directed to provide comprehensive, regular briefings to the Committees on all steps being taken to reduce the costs of detention and removal, including: strategies to minimize transportation costs and house detainees at the lowest cost facilities; working with the Executive Office of Immigration Review (EOIR) to speed processing consistent with due process; continuing to review contracts to ensure maximum flexibility and lowest cost to ICE; and considering the cost-benefits of public and private providers for all services, including food and medical services. As required in the House and Senate reports, ICE is directed to brief the Committees on its detention bed space funding model, providing details on its bed space costs across the country and on the components of those costs, including food, medical, mental health, dental, pharmacy, and electronic health record services by location, and whether these components are provided by public agencies or private contract services. Such services must be aligned to humanitarian needs and should be provided in a cost-effective manner. The first comprehensive briefing shall take place no later than 30 days after the date of enactment of this Act.

Additionally, ICE is encouraged to look at ways to increase the short-term detention capacity in certain regions of the United States while minimizing the loss of existing detention capacity, personnel, and contracts at other facilities. ICE shall brief the Committees semi-annually on its efforts regarding detention space alternatives, as discussed in the Senate report.

Secure Communities

A total of \$189,064,000 is provided to continue implementation of the Secure Communities program. ICE is directed to continue quarterly reports on the Secure Communities program, submit those reports within 45 days of the close of the quarter, and provide briefings within 45 days of the close of the quarter. Further, ICE is directed to develop analyses, for inclusion in these reports, to track the effect Secure Communities is having on ICE detention facilities, the EOIR docket, and the speed with which ICE is able to remove criminal aliens and high-risk detainees from the country once they are judged deportable. The reports shall also provide statistics on results of the program, including the number of individuals administratively arrested by ICE in each jurisdiction by the crime for which they are charged and the crime for which they have been convicted (if applicable); the number of individuals whom ICE identifies each quarter and intends to administratively arrest but must await the adjudication of the individual's criminal charges and/or the completion of a sentence as well as identify the crimes for which they are charged and crimes for which they have been convicted (if applicable); and the number of removals achieved as a result of the program, as outlined in the Senate report. Additionally, the briefings shall include quarterly data on the number of instances in which Secure Communities identifies when someone who is arrested is in this country illegally, the number of times ICE issues a detainer on such individuals (delineated by categories stipulating the reasons why a decision is made to issue or not issue a detainer), and the number actually deported.

Secure Communities is an effective and significant law enforcement tool; its deployment and use should not be hampered by any jurisdiction or official. It is important to remember that Secure Communities is applied to everyone booked into a jail. All individuals are treated the same, and no profiling occurs. Through the use of biometrics, ICE is able to determine not only an individual's immigration status, but also if the individual has committed more serious crimes in the past.

ICE is directed to brief the Committees no later than February 15, 2012, on any considerations associated with realigning the Secure Communities program under the Criminal Alien Program after interoperability has been accomplished.

ICE Support to State and Local Law Enforcement

ICE is directed to update the Committees on its progress toward closing all OIG recommendations on the 287(g) program no later than January 13, 2012. The Department is directed to immediately provide the status of all pending memoranda of agreement for 287(g) participation.

Hiring and Staffing Reports

ICE shall submit quarterly staffing and hiring reports. Further, as directed in the House report, ICE shall brief the Committees on appropriate staffing levels.

Worksite Enforcement

Of the funds provided for Domestic Investigations, \$134,626,000 is for worksite enforcement activities, as requested. ICE is directed to brief the Committees quarterly on how it is meeting this level of effort no later than 30 days after the end of each quarter. Further, ICE shall provide an annual report on worksite enforcement activities as directed in the Senate report.

Detention and Removal Reporting

Statutory language is included, as requested, ensuring that all illegally present or otherwise removable aliens encountered when enforcing our immigration laws are apprehended. However, the Department does not collect or report comprehensive statistics on all of its encounters with inadmissible and deportable aliens by source as well as the disposition of all such encounters. For that reason, ICE, in conjunction with CBP and USCIS, is directed to develop a methodology and a means of collecting and reporting such information on a quarterly basis for fiscal year 2013. In the most transparent, concise manner possible, the reporting should cover all actions in the reporting period for all stages of the immigration enforcement process: encounters by identification source (i.e., Fugitive Operations, Criminal Alien Program, Border Patrol Southwest border between ports); subsequent enforcement action by agency (i.e., expedited removal, arrest, detention, release); detention/non-detention by program (i.e., ICE detention, bond, alternatives to detention); and processing/removal outcome (i.e., deferred action, relief, removal, administrative closing). The reporting shall clearly provide the number of aliens who received deferred action, including a renewal or extension of previously-granted deferred action. ICE, CBP, and USCIS shall brief the Committees no later than 120 days after the date of enactment of this Act on the developed methodology and means of collecting and reporting, including any information technology issues. Additionally, the agencies shall note where this comprehensive reporting could supersede other reports currently provided.

For fiscal year 2012, ICE is directed to continue reporting quarterly on detention and removal, including the number of deportation, exclusion, and removal orders sought and obtained by ICE. The first fiscal year 2012 quarterly report is to be submitted no later than February 15, 2012. ICE shall include "policy closure" reporting subdivided to clearly report where deferred action has been granted.

Personnel Recovery Units

ICE is directed to brief the Committees no later than February 15, 2012, on its interest in establishing a trained unit to handle abduction or evacuation of ICE personnel.

Multi-Year Investment and Management Plan

As provided in Section 569, ICE is required to submit a multi-year investment and management plan with the congressional budget justification materials for all funds executed by the Office of Information Technology (OIT) to provide a full picture of ICE's information technology activities. It is expected that the acquisition program baselines for Level I and II

programs under OIT will be provided as part of the comprehensive acquisition status reports provided by the ~~Chief Acquisition Officer~~.

Transportation of Aliens

Under
secretary for
Management

In response to OIG inquiries and OIG Report 11-27, CBP has taken great strides to streamline its costs associated with transportation and removal of aliens between Field Operations and Border Patrol. ICE has also made progress in analyzing and more efficiently managing its transportation costs. The next step, however, has not been taken in a comprehensive manner – exploring options for coordination of transportation locally, regionally, and nationally, or sharing of transportation resources between CBP and ICE given constrained resources across DHS. CBP and ICE are directed to brief the Committees 180 days after enactment of this Act on the results of their joint efforts to take advantage of such efficiencies.

(no later
than

the
date of)

Unexpended Construction Balances

ICE is directed to brief the Committees no later than February 15, 2012, on the unexpended balances in the ICE Construction appropriation.

AUTOMATION MODERNIZATION

A total of \$21,710,000 is provided for “Automation Modernization.” CBP and ICE are directed to jointly brief the Committees on the status of TECS modernization efforts, including their progress and plans forward, on a semi-annual basis.

TRANSPORTATION SECURITY ADMINISTRATION

AVIATION SECURITY

A total of \$5,253,956,000 is provided for “Aviation Security.” In addition to the amounts appropriated, a mandatory appropriation totaling \$250,000,000 is available through the Aviation Security Capital Fund. Statutory language reflects the collection of \$2,030,000,000 from aviation security fees, as authorized.

The amount provided for this appropriation by PPA is as follows:

Screening Operations:

 Screener Workforce:

Privatized Screening.....	\$144,193,000
Screener Personnel, Compensation, and Benefits	3,025,771,000
Subtotal, Screener Workforce	3,169,964,000

insert line

Screener Training and Other.....	249,796,000
Checkpoint Support.....	204,768,000

 EDS/ETD Systems:

EDS Procurement and Installation.....	222,738,000
Screening Technology Maintenance and Utilities	320,365,000
Subtotal, EDS/ETD Systems	543,103,000

Subtotal, Screening Operations	4,167,631,000
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Aviation Security Direction and Enforcement:

Aviation Regulation and <u>o</u> ther Enforcement.....	369,984,000
Airport Management and Support	570,226,000
Federal Flight Deck Officer and Flight Crew Training	25,461,000
Air Cargo.....	120,654,000
Subtotal, Aviation Security Direction and Enforcement.....	1,086,325,000

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Total, Aviation Security	\$5,253,956,000
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Impact of Checked Baggage Fees

As noted in the Senate report, TSA checkpoint screening costs have risen significantly as a result of the growth in the volume of carry-on baggage transported by passengers in response to the imposition of checked baggage fees by most airlines. This increase in checkpoint screening costs, however, comes at the expense of other TSA security programs, and none of the air carrier revenue collected from the checked baggage fees has been used to offset the additional TSA workload. The Department is encouraged to work with the relevant authorizing Committees to find ways to recoup these costs, and ensure the best alignment between resources needed to achieve and sustain both security and efficient checkpoint operations.

Privatized Screening

A total of \$144,193,000 is provided for "Privatized Screening." TSA is to give full and fair consideration to applicants for participation in the Screening Partnership Program that can demonstrate their capacity to undertake passenger and baggage screening in a manner more cost effective than TSA and to provide a level of security comparable to that of Federal screening. If TSA approves the applications, it is authorized, and expected, to finance the transition to privatized operations using funding within Screening Operations.

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Screeners Personnel and Training

A total of \$3,025,771,000 is provided for “Screeners Personnel, Compensation, and Benefits” PPA, and a total of \$249,796,000 is included for the “Screeners Training and Other” PPA. Language is included that limits TSA’s use of funds to recruit or hire more than 46,000 full-time equivalent screeners. The limitation does not apply to screeners hired as part-time employees. Statutory language is included that requires the Secretary to submit to the Committees no later than 90 days after the date of enactment of this Act a detailed report on how DHS is using its resources to develop more capable and cost-effective screening technology. The report shall also detail how it is deploying its existing workforce to optimize screening operations, their effectiveness, and labor savings from improved technology deployment, including how such savings are employed or reinvested. Funding is included to staff 250 new advanced imaging technology (AIT) systems, with the expectation that hiring for those positions will occur later than assumed in the request due to procurement delays. As directed in the Senate report, TSA is to work in coordination with airlines, airports, and cross-disability/medical organizations to design education and outreach programs that ensure access to the Nation’s aviation system is available to everyone. TSA shall also work with airports to expand mock boarding events, such as those held for families with autistic children, and shall continue to improve the screening process for young passengers, as directed in the Senate report. TSA is to brief the Committees no later than 90 days after the date of enactment of this Act on its efforts in these areas. (the

Behavioral Detection Officers

Funding is included for 145 new behavioral detection officers (BDO). TSA is directed to brief the Committees no later than 90 days after the date of this Act on its plans and actions to implement recommendations rising from the study of Screening of Passengers by Observation Techniques (SPOT) that was sponsored by the Science and Technology Directorate. In addition, the briefing should cover how TSA is addressing issues raised in recent Government Accountability Office reviews of the program. These include validation, management, and communications issues identified in GAO-10-763 and recommendations for approaches to BDO assignment and cost-benefit analysis included in GAO-11-461T and GAO-10-157. Finally, the briefing should describe what TSA is doing to ensure its standardization testing of the SPOT program is carried out at airports with a frequency that will support consistent program execution and optimal BDO training. (enactment of

Checkpoint Support

A total of \$204,768,000 is provided for “Checkpoint Support,” including funding for 250 new AIT systems and other security technology requested and listed in the Senate report. This excludes \$39,200,000 requested for explosives trace detection systems funded in fiscal year 2011, and an additional \$4,000,000 due to other acquisition delays. TSA is directed, as detailed in the Senate report, to brief the Committees no later than 30 days after the date of enactment of this Act on AIT procurement and deployment details and on progress in developing and deploying additional automated target recognition capability. In addition, TSA is directed to

include a five-year budget estimate with each annual Congressional budget justification, beginning with its fiscal year 2013 submission, that projects funding for each passenger screening technology acquisition as specified in the Senate report.

Facilitating Passenger Screening and Reducing Wait Times

TSA is directed to brief the Committees no later than 90 days after the date of enactment of this Act on its efforts to meet a goal of keeping average passenger wait times below 10 minutes at screening checkpoints. Once TSA has begun deploying new automated wait time technology funded by this Act, TSA is directed to provide quarterly briefings to the Committees on wait times at screening checkpoints where such technology is in place.

Exit Lane Security

The TSA Administrator shall submit a report to the Committees no later than 180 days after the date of enactment of this Act making recommendations for improving security at each airport location where passengers exit the sterile area, as specified in the Senate report.

Explosives Detection Systems

A total of \$472,738,000 is provided for "Explosives Detection Systems (EDS) Procurement and Installation," including \$250,000,000 in mandatory funding from the Aviation Security Capital Fund and \$222,738,000 in discretionary funding. Not less than 10 percent of the funds provided shall be available for the purchase and installation of certified EDS at medium- and small-sized airports. Allocation of this funding between new projects, recapitalization, advanced surveillance systems, and payroll shall be detailed in the fiscal year 2012 EDS expenditure plan. In addition, the expenditure plan is to address the issue of eligible EDS costs incurred by airports that were not recipients of funding agreements, as specified in the Senate report.

Screening Technology Maintenance and Utilities

A total of \$320,365,000 is provided for the "Screening Technology Maintenance and Utilities" PPA, which reflects downward adjustments in estimates for the cost of maintenance warranties.

Aviation Regulation and Other Enforcement

A total of \$369,984,000 is provided for the "Aviation Regulation and Other Enforcement" PPA, including an increase of \$3,500,000 above the request for international security enhancements related to air cargo security; \$5,000,000 above the request for 20 new canine teams; and \$11,755,000 for 12 new Visible Intermodal Prevention and Response (VIPR) teams, with the assumption that personnel for the teams will not be hired until late in fiscal year 2012. TSA shall provide an expenditure plan to the Committees no later than 60 days after the date of enactment of this Act detailing where and how new VIPR teams will be deployed.

Air Cargo

A total of \$120,654,000 is provided for the "Air Cargo" PPA, \$6,000,000 above the request for international security enhancements to air cargo security. In combination with an additional \$3,500,000 provided under Aviation Regulation and Other Enforcement, this funding will support enhanced air cargo inspection and other security oversight and improvements, with the expectation that this will help TSA meet its statutory requirement of 100 percent system-wide screening of air cargo on passenger aircraft, including those originating overseas, and to enhance inspection, investigation, and monitoring efforts on all-cargo flights, including through additional international air cargo inspectors and transportation security specialists to assess all-cargo airports and increase inspection visits at high-risk airports. TSA is to continue working with U.S. Customs and Border Protection, in furtherance of TSA's mission, on the application of the Automated Targeting System to screen air cargo bound for the United States on all-cargo and passenger flights. The air cargo expenditure plan shall include progress on these ongoing efforts.

SURFACE TRANSPORTATION SECURITY

A total of \$134,748,000 is provided for "Surface Transportation Security." TSA is directed to submit a report no later than six months after the date of enactment of this Act on passenger and mass transit rail tunnel security, as specified in the Senate report.

TRANSPORTATION THREAT ASSESSMENT AND CREDENTIALING

A total of \$204,274,000 is provided for "Transportation Threat Assessment and Credentialing." This includes \$27,800,000 for TTAC Infrastructure Modernization (TIM) in recognition of scheduling delays in the modernization contract and an increase of \$10,000,000 to support risk-based screening.

TSA is directed to brief the Committees no later than 30 days after the date of enactment of this Act on developments in the TIM program, as specified in the House report.

The amount provided for this appropriation by PPA is as follows:

Secure Flight	\$92,414,000
Crew and Other Vetting Programs	71,540,000
Subtotal, Direct Appropriations	<u>\$163,954,000</u>
TWIC Fees	\$8,300,000
Hazardous Materials Fees	12,000,000
Alien Flight School Fees	4,000,000
Certified Cargo Screening Program	5,200,000
Large Aircraft Security Program	1,200,000
Secure Identification Display Area Checks	8,000,000
Other Security Threat Assessments	100,000
General Aviation at DCA	100,000
Indirect Air Cargo	1,400,000
Sensitive Security Information (SSI) fees	20,000
Subtotal, Fee Collections	<u>\$40,320,000</u>

Risk-Based Screening

A total of \$10,000,000 is provided to support risk-based screening efforts, including: the development of systems architecture; the procurement of hardware and software; testing and implementation of new capabilities to expand known-traveler populations; and increases in the effectiveness, security, and efficiency of passenger screening. TSA is directed to report to the Committees no later than 90 days after the date of enactment of this Act on the status of its efforts, including current and planned pilots to develop such a known traveler program, funding requirements, and any legal or resource obstacles to implementation.

Universal Enrollment Centers

TSA is directed to expand the number of Universal Enrollment Centers to achieve at least a 50 percent increase in the number of TWIC enrollment sites and to brief the Committees no later than 180 days after the date of enactment of this Act as specified in the Senate report, on resource needs, security impacts, and prospects for direct shipment of TWIC cards to participants.

TRANSPORTATION SECURITY SUPPORT

A total of \$1,031,926,000 is provided for "Transportation Security Support."

The amount provided for this appropriation by PPA is as follows:

Headquarters Administration.....	\$292,334,000
Information Technology.....	447,200,000
Human Capital Services.....	249,400,000
Intelligence.....	42,992,000
Total, Transportation Security Support.....	<u>\$1,031,926,000</u>

Expenditure Plans

Statutory language is included withholding \$20,000,000 from obligation for “Headquarters Administration” until the Administrator submits detailed expenditure plans to the Committees on air cargo security; checkpoint support; and EDS procurement, refurbishment, and installation on an airport-by-airport basis for fiscal year 2012. These plans should include details on technologies purchased, timelines for deployment, obligation schedules, and actual and anticipated unobligated balances at the close of the fiscal year. TSA shall brief the Committees on a quarterly basis with updates on performance against the expenditure plan.

In fiscal years 2010 and 2011, the Department and TSA failed to comply with statutory direction to provide expenditure plans for checkpoint and EDS activity. For fiscal year 2010, the required plan was submitted April 20, 2011—almost seven months into the next fiscal year. Similarly, TSA has not submitted its plan for fiscal year 2011, which ended two months ago. Such delays reflect either an inability to compile and transmit information about ongoing and planned activities, or disregard for Congress’ oversight role. For fiscal year 2012, TSA is expected to act expeditiously to deliver the required expenditure plans.

Headquarters Administration

A total of \$292,334,000 is provided for the “Headquarters Administration” PPA, including \$1,998,000 for enhanced acquisition management, as requested, and \$2,000,000 above the request for the TSA Office of Professional Responsibility. In lieu of the Senate briefing requirement related to administrative savings, TSA is directed to clearly delineate assumed savings from reductions to administrative and support functions and assumed efficiencies in its budget justification, as directed in this statement under Departmental Management and Operations “Office of the Chief Financial Officer” heading.

Availability of Appropriations

TSA is directed to brief the Committees no later than February 15, 2012, on a proposed PPA structure that reflects one-year availability of appropriations for salaries and expenses.

Passenger Complaints

TSA is directed to make every effort to ensure members of the traveling public are aware of the procedures and process for making complaints about passenger screening. GAO is

directed to complete a review no later than nine months after the date of enactment of this Act on TSA policies and procedures for resolving passenger complaints, including an assessment of the organizational independence of the office.

FEDERAL AIR MARSHALS

A total of \$966,115,000 is provided for "Federal Air Marshals" (FAMS), including \$842,500,000 for Management and Administration and \$123,615,000 for Travel and Training. TSA shall continue to provide quarterly reports on the FAMS mission coverage, staffing levels, and hiring rates as directed in previous appropriations Acts and in the classified annex to this statement.

In light of the significant increase in sustained, enhanced flight coverage since the Christmas Day bombing attempt, TSA is directed to brief the Committees no later than 120 days after the date of enactment of this Act on its analysis of ~~the cost~~ the optimal staffing, scheduling, and resource requirements for FAMS in light of the full range of security capabilities that TSA and the Department can use to complement FAMS operations. This analysis should include an independent assessment of the definitions of flights that present "high-security risks" and whether that review validates the current risk assessment model being used by the FAMS, or whether changes may be required that could warrant adjustments in current staffing levels.

COAST GUARD

OPERATING EXPENSES

A total of \$7,051,054,000 is provided for "Operating Expenses," including \$24,500,000 from the Oil Spill Liability Trust Fund, and including \$598,000,000 for defense activities, of which \$258,000,000 is designated as being for the global war on terrorism and overseas contingency operations. Funds provided in support of the global war on terrorism and overseas contingency operations under this heading may be allocated notwithstanding section 503 of this Act. The Coast Guard is directed to brief the Committees no later than 30 days after the date of enactment of this Act on any changes expected to funding for the global war on terrorism and overseas contingency operations during fiscal year 2012 or projected transition costs expected in fiscal year 2013.

Within the funding provided for this appropriation, the following amounts are provided for requested initiatives: \$10,666,000 for enhancements to marine safety; \$11,485,000 for enhancements to marine environmental response; \$9,300,000 for enhancements to military family childcare; \$39,000,000 for restoration of polar operations funding; \$8,600,000 for network security upgrades; and \$6,300,000 for the Distress Alerting Satellite System.

The amount provided for this appropriation includes the following reductions from the budget request: a decrease of \$8,000,000 in the costs of data center migration; a decrease of \$18,000,000 in technical adjustments; a decrease of \$12,000,000 in unneeded health care costs; a decrease of \$9,000,000 in unneeded permanent change of station costs; and a decrease in

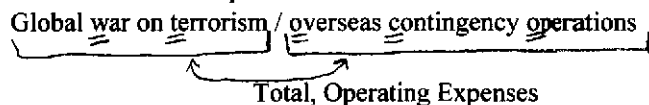
unneded surface and air asset follow-on operational costs resulting from procurement delays totaling \$7,451,000.

The amount provided for this appropriation includes the following increases above the budget request: an additional \$3,700,000 to annualize fiscal year 2011 funding for marine environmental response capabilities; an additional \$20,300,000 to address unfunded depot level maintenance priorities; and an additional \$4,000,000 for small boat tactical training.

A total of \$75,000,000 is withheld from obligation for Headquarters Directorates until a future-years capital investment plan for fiscal years 2013 – 2017, as specified in statutory language under the Coast Guard “Acquisition, Construction, and Improvements” heading is submitted to the Committees.

Issues pertaining to the Coast Guard’s classified and sensitive programs are addressed in the classified annex accompanying this statement.

The amount provided for this appropriation by PPA is as follows:

Military Pay and Allowances	\$3,413,061,000
Civilian Pay and Benefits	784,256,000
Training and Recruiting	213,321,000
Operating Funds and Unit Level Maintenance	1,109,623,000
Centrally Managed Accounts	336,653,000
Intermediate and Depot Level Maintenance	936,140,000
<u>Global war on terrorism / overseas contingency operations</u>	<u>258,000,000</u>
 Total, Operating Expenses	\$7,051,054,000

CAP

Depot Level Maintenance

An additional \$20,300,000 above the amount requested is provided to partially address the backlog of critical, but unfunded depot maintenance activities, as proposed by both the House and the Senate. In lieu of the specified subdivision of this funding enhancement contained in the House report, the Coast Guard is directed to provide the Committees within 30 days after the date of enactment of this Act a plan for expenditure of these additional funds. Furthermore, the Coast Guard is directed to apply a portion of these funds to the most urgent, but unfunded maintenance projects pertaining to the improvement of crew habitability aboard legacy cutters. Funds allocated toward crew habitability improvements shall be clearly delineated in the required expenditure plan.

Administrative Savings, Efficiencies, and Reductions to Support Functions

The Coast Guard is directed to clearly delineate assumed savings from reductions to administrative and support functions and assumed efficiencies in its annual budget justification, as directed by both the House and Senate, and as directed in this statement under the Departmental Management and Operations “Office of the Chief Financial Officer” heading.

Performance Metrics

The Coast Guard shall continue to include performance metrics, with particular emphasis on measures of operational proficiency, as well as all Government Performance and Results Act reporting requirements within its annual budget justification in lieu of the direction regarding a distinct submittal contained in the House report.

Financial Management

In lieu of the direction contained in the House and Senate reports, the Coast Guard is directed to semi-annually brief the Committees on its efforts to address material weaknesses in financial management. These briefings shall include, but not be limited to: the progress towards achievement of obtaining an unqualified opinion with respect to unauditables balances; progress towards implementation of the Financial Strategy for Transformation and Audit Readiness plan; and detailed explanations of how the Coast Guard is working with the DHS Office of the Chief Financial Officer on such efforts. The first of these semi-annual briefings shall occur no later than March 15, 2012.

Maritime Surveillance

The Coast Guard is directed to submit the two reports regarding maritime surveillance hours no later than February 15, 2012, as required in the House report.

Marine Safety and Marine Environmental Protection

A total of \$15,185,000 is provided for marine environmental response enhancements, including an additional \$3,700,000 to annualize fiscal year 2011 costs. In addition, \$10,666,000 is provided for marine safety enhancements, as requested. Within 45 days after the date of enactment of this Act, the Coast Guard is directed to submit to the Committees the following: the updated Marine Safety Performance Plan, as directed in the Senate report; the Marine Environmental Response Mission Performance Plan, as directed in the House report, to include the specified reporting requirements delineated in the Senate report; and a 5-year strategic plan, including comprehensive funding estimates, to implement marine environmental protection mission requirements, as specified in the Senate report.

Gulf of Mexico Oil Spill Response

The Coast Guard is directed to submit a plan no later than 90 days after the date of enactment of this Act for addressing the recommendations contained in the Incident Specific Preparedness Review that was issued following the sinking and subsequent oil outflow from the Mobile Offshore Drilling Unit Deepwater Horizon, as required in the Senate report.

Military Family Childcare and Housing

As requested, \$9,300,000 is provided for enhancements to military family childcare activities. Funding and oversight regarding military housing is addressed under the, Coast Guard "Acquisition, Construction, and Improvements" heading.

Stem-to-Stern Review

The Coast Guard is directed to brief the Committees no later than 60 days after the date of enactment of this Act on efforts to implement the findings from the Commandant's stem-to-stern review.

Coast Guard Yard

The Coast Guard Yard located at Curtis Bay, Maryland, is recognized as a critical component of the Coast Guard's core logistics capability which directly supports fleet readiness. The Yard has been a vital part of the Coast Guard's readiness and infrastructure for more than 100 years and the Committees believe sufficient industrial work should be assigned to the Yard to maintain this capability.

Command and Control Aircraft

The Coast Guard shall include in its annual budget justification a detailed explanation, including cost implications, of any plans to alter the capabilities of command and control aircraft.

ENVIRONMENTAL COMPLIANCE AND RESTORATION

A total of \$13,500,000 is provided for Environmental Compliance and Restoration. The Coast Guard is directed to include within its annual budget justification a listing of the activities projected to be funded by the amount requested under this heading and an updated backlog report for Environmental Compliance and Restoration projects, with an explanation of how the amount requested will impact this documented backlog. The Coast Guard is further directed to assess environmental remediation costs for LORAN sites and brief the Committees no later than February 15, 2012, on its plans for such assessments, as specified in the Senate report. ^

RESERVE TRAINING

A total of \$134,278,000 is provided for "Reserve Training".

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

A total of \$1,403,924,000 is provided for "Acquisition, Construction, and Improvements".

The amount provided for this appropriation by PPA is as follows:

Vessels

Survey and Design-Vessels and Boats	\$6,000,000
Response Boat-Medium	110,000,000
In-Service Cutters Sustainment	14,000,000
National Security Cutter	77,000,000
Offshore Patrol Cutter	25,000,000
Fast Response Cutter	358,000,000
Cutter small boats	5,000,000
Medium Endurance Cutter Sustainment	47,000,000
Subtotal, Vessels	642,000,000

Aircraft

Airframe Replacement (CGNR 6017)	18,300,000
Maritime Patrol Aircraft	129,500,000
HH-60 conversion projects	56,100,000
Long Range Surveillance Aircraft	62,000,000
HH-65 conversion/sustainment projects	24,000,000
Subtotal, Aircraft	289,900,000

Other

Program Oversight and Management	26,000,000
Systems Engineering and Integration	17,140,000
C4ISR	38,500,000
Coast Guard - Logistics Information Management System	6,500,000
Nationwide Automatic Identification System	5,000,000
Rescue 21	65,000,000
Interagency Operations Centers	3,000,000
Subtotal, Other Equipment	161,140,000

Acquisition Programs

Shore Facilities and Aids to Navigation

Major construction: Housing; ATON; and Survey & design	92,900,000
Major Acquisition Systems Infrastructure	81,500,000
Minor Shore	6,292,000
Subtotal, Shore Facilities and Aids to Navigation	180,692,000

Acquisition Programs

CAP

Military Housing

20,000,000

Personnel and Related Support

Direct Personnel Costs	109,592,000
Core Acquisition Costs	600,000
Subtotal, Personnel and Related Support	110,192,000

Total, Acquisition, Construction, and Improvements \$1,403,924,000

Comprehensive and Quarterly Acquisition Status Reports

To strengthen oversight for all Departmental acquisition programs, a statutory requirement is included for the Department of Homeland Security Under Secretary for Management to submit to the Committees a comprehensive acquisition status report in tandem with the fiscal year 2013 budget request with quarterly updates on any deviations. Because the Department-wide comprehensive report will encompass Coast Guard acquisition data, a duplicative effort to submit Coast Guard specific quarterly reports is no longer necessary or required. In addition, acquisition specific information is required in the Coast Guard Capital Investment Plan (CIP), which has been expanded for the purpose of in-depth oversight. GAO shall review the CIP and brief the Committees on the results of the review.

In lieu of separate briefings on individual acquisitions, as required in the Senate report, the Coast Guard shall brief the Committees quarterly on all major acquisitions. These briefings shall include: the objective for operational hours the Coast Guard expects to achieve; the gap between that objective, current capabilities, and stated mission requirements; and how the acquisition of the specific asset closes the gap. The information presented at these required briefings shall also include a discussion of how the Coast Guard calculated the operational hours, an explanation on risks to mission performance associated with the current shortfall, and the operational strategy to mitigate such risks.

Fleet Mix Analysis

The Coast Guard is directed to submit to the Committees phases one and two of the Fleet Mix Analysis and the Cutter Fleet Mix Analysis, as specified by the Senate report.

National Security Cutter

A total of \$77,000,000 is repurposed from the budget request and provided for the acquisition of long-lead time materials necessary for production of the sixth National Security Cutter (NSC). In addition, statutory language specifies immediate availability of these funds, notwithstanding the availability of funds for production costs or post-production activities. The funding to support long-lead time materials along with the statutory direction is intended to enable a contract award approximately 90 days after the date of enactment of this Act. As noted in both the House and Senate reports, the Committees disagree with the Administration's current acquisition policy towards the NSC since it will result in substantially higher costs to the Coast Guard and the taxpayer, extension of the NSC acquisition program baseline, significant engineering inefficiencies, and an increased strain on the Coast Guard's legacy assets, including escalation of maintenance costs. By contrast, the funding of long-lead time materials in fiscal year 2012 will accelerate NSC production and result in not only direct savings of \$45,000,000 to \$60,000,000 per cutter, but also expedite completion of the NSC acquisition program baseline of ^{conferees} eight NSCs. The ~~Committees~~ strongly support the acquisition of the planned eight NSCs in the most cost effective manner within the guidelines of proper program oversight and governance.

Offshore Patrol Cutter

Notwithstanding the direction of the Senate report, the Coast Guard is directed to include updated information on the acquisition of the Offshore Patrol Cutter within the required comprehensive and quarterly acquisition status reports, as described in this statement under the Departmental Management and Operations "Under Secretary for Management" heading.

Fast Response Cutter

As requested, a total of \$358,000,000 is provided for the acquisition of six Fast Response Cutters (FRCs) and the re-procurement data and licensing rights package (RDLP). Funding for six cutters is provided to maximize production capabilities and to realize a total savings of \$30,000,000, or \$5,000,000 per FRC. Funds provided for the RDLP should sustain the acquisition program baseline and enable the planned re-competition of the next FRC contract award.

Response Boat-Medium

As requested, \$110,000,000 is provided to acquire 40 Response Boat-Mediums (RB-Ms). The acquisition of 40 RB-Ms will enable the Coast Guard to complete the RB-M acquisition program baseline one year ahead of schedule and achieve programmatic savings of approximately \$6,000,000.

C4ISR

An additional \$4,000,000 above the amount requested is provided to support the costs of installation of modernized communications systems on legacy cutters. The Coast Guard shall notify the Committees no later than February 15, 2012, on the planned expenditure of these additional funds as well as its deployment plan for C4ISR upgrades to the NSC fleet.

In-Service Sustainment

The Coast Guard shall develop a long-term plan of investments to address its in-service cutter sustainment requirements, as described in the Senate report.

Rotary Wing Aircraft Reset

As requested, \$18,300,000 is provided for a replacement HH-60 helicopter ~~under this heading.~~

Long-Range Surveillance Aircraft

by) A new PPA combining HC-130J acquisition and HC-130H refurbishment is established, as directed in the House, in order to allow the Coast Guard to leverage its limited funding for the most cost effective budgeting for Long Range Surveillance Aircraft. The Coast Guard is directed to brief the Committees by February 15, 2012, on its evaluation of options presented in

the recently completed Naval Air Systems Command business case analysis of the optimal mix of refurbished HC-130Hs and new HC-130Js.

Unmanned Aircraft Systems

Funding for unmanned aircraft systems is addressed under the Coast Guard "Research, Development, Testing, and Evaluation" heading and is not provided in this appropriation.

Program Oversight and Management

A total of \$26,000,000 is provided for Program Oversight and Management, a reduction of \$9,000,000 from the request due to budgetary constraints. This PPA is renamed from, "Government Program Management" to more accurately reflect the nature of the activities supported by the funding provided. The Coast Guard shall provide a more detailed budget justification, by activity, for this PPA in the fiscal year 2013 budget justification materials.

Major Shore Construction, Aids to Navigation, and Survey and Design

As requested, \$92,900,000 is provided for Major Shore Construction, Aids to Navigation, and Survey and Design. The Coast Guard is directed to submit a prioritized list of shore construction projects, as directed in the Senate report, which includes all unfunded and backlogged projects, to the Committees no later than 45 days after the date of enactment of this Act.

Infrastructure Improvement Plan for the Coast Guard Training Center

The Coast Guard shall submit to the Committees a plan to upgrade the barracks at the Coast Guard Training Center to include fire suppression systems and gender-equivalent facilities, as specified in the Senate report.

Major Acquisition Systems Infrastructure

A total of \$81,500,000 is provided for Major Acquisition Systems Infrastructure, a reduction of \$13,000,000 from the amount requested due to revised cost estimates. The Coast Guard is directed to submit a current expenditure plan on selected homeports to the Committees no later than 45 days after the date of enactment of this Act. Furthermore, the Coast Guard is directed to include within its annual budget justification materials the associated infrastructure costs of each operational asset proposed to be acquired.

Military Housing

As requested, \$20,000,000 is provided for military housing. The Coast Guard is directed to provide an exhaustive, prioritized listing of all military housing needs to the Committees no later than 45 days after the date of enactment of this Act.

Acquisition Personnel

A total of \$110,192,000 is provided for the direct costs of acquisition personnel. However, these funds do not support the costs of the requested enhancement to acquisition staffing due to: (1) an inadequate budget justification that does not fully explain baseline capabilities and how existing gaps in skills and capabilities will be addressed by the requested enhancement; and (2) the fact that the Coast Guard has not adequately budgeted to support the existing acquisition workforce. Therefore, the funds provided are intended to annualize the full costs of supporting acquisition personnel and related support to include resources that were reprogrammed at the request of the Coast Guard in fiscal year 2011. The Coast Guard is directed to brief the Committees on acquisition personnel management, as required by the Senate report, no later than February 15, 2012. This briefing shall also include a proposal for incorporating funding for acquisition staffing within the Coast Guard "Operating Expenses" appropriation and a method for tracking the budget for this function if it were to be merged with the funds that currently support personnel within the "Operating Expenses" appropriation.

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

A total of \$27,779,000 is provided for Research, Development, Test and Evaluation (RDT&E). The Coast Guard is directed to revise its annual budget justification for this function, as per the standards and direction contained in this statement under the Departmental Management and Operations "Office of the Chief Financial Officer" heading. This revised justification shall also include a prioritized listing of planned RDT&E activities relative to stated mission needs and goals.

Unmanned Aircraft Systems

Within the amount provided under this heading, \$8,000,000 is provided for cutter-based unmanned aircraft systems (UAS). This funding, in addition to amounts previously appropriated, is provided for the purposes of procurement of shipboard integration equipment and to support an advanced concept technology demonstration.

RETIRED PAY

A total of \$1,440,157,000 is provided for Retired Pay. The Coast Guard's "Retired Pay" appropriation is a mandatory budgetary activity.

UNITED STATES SECRET SERVICE

SALARIES AND EXPENSES

1) A total of \$1,660,237,000 is provided for "Salaries and Expenses." Within this total, the following amounts are provided for requested initiatives: \$56,300,000 for Operational Mission Support enhancements (within "Protection of Persons and Facilities"); \$113,462,000 for 2012 Presidential Campaign costs; \$19,307,000 for "National Security Special Events"; \$371,000 for enhanced acquisition management support; and \$43,843,000 for "Information Integration and Technology Transformation" (IITT). Of the funds provided for IITT, \$20,000,000 is withheld from obligation for the purchase or installation of information technology equipment until the DHS Chief Information Officer submits a report to the Committees certifying that all plans for integration and transformation are consistent with the Department's data center migration and enterprise architecture requirements. In addition, the Secret Service is directed to submit an updated, prioritized plan for the execution of Operational Mission Support that reflects the funding provided. (7) (Special Security)

The amount provided for this appropriation by PPA is as follows:

Protection:		
	Protection of Persons and Facilities	\$831,463,000 (2)
	Protective Intelligence Activities	68,125,000
5)	National Special Security Event Fund	19,307,000
	Presidential Candidate Nominee Protection	113,462,000
	White House Mail Screening	18,472,000
	<i>Subtotal, Protection:</i>	\$1,050,829,000 (1)
Investigations:		
	Domestic Field Operations	\$223,991,000
	International Field Office Administration, Operations and Training	32,971,000
	Electronic Crimes Special Agent Program and Electronic Crimes Task Forces	53,051,000
	Support for Missing and Exploited Children	8,366,000
	<i>Subtotal, Investigations:</i>	\$318,379,000
	Headquarters, Management and Administration	\$191,588,000
	Rowley Training Center	55,598,000
	Information Integration and Technology Transformation	43,843,000
	Total, Salaries and Expenses	\$1,660,237,000 (1)

Account Structure

The current PPA structure does not provide visibility into the management of funding provided for information technology and system investments, or identify costs associated with the site-specific, critical protective physical infrastructure, which merits ongoing investment and refreshment. The Secret Service is directed to adjust its PPA structure to align to the tables at the end of this statement and to build this revised structure into its fiscal year 2013 budget request. Costs associated with protective mission operations and support, including those based on unit cost elements for staffing and operational activities, excluding facilities and significant infrastructure investments, should continue to be reflected in the existing PPA for protection of persons and facilities. However, the Secret Service is directed to include a new PPA in its fiscal year 2013 budget submission which better captures the costs associated with investment and sustainment requirements for protective infrastructure, for which a substantial increase in funding was requested for fiscal year 2012 under "Protection of Persons and Facilities."

Overseas Offices

Within the funding provided for this appropriation, \$2,000,000 above the request is provided for the Secret Service to open and staff a new office in Lima, Peru. In lieu of the briefings on field operations required in the House and Senate reports, the Secret Service is directed to provide a briefing on the establishment of the office in Lima, Peru, as well as current and future funding requirements for a permanent office in Beijing, China, no later than February 15, 2012.

ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND RELATED EXPENSES

A total of \$5,380,000 is provided for "Acquisition, Construction, Improvements, and Related Expenses."

TITLE III

[PROTECTION, PREPAREDNESS, RESPONSE, AND RECOVERY]

move

NATIONAL PROTECTION AND PROGRAMS DIRECTORATE

MANAGEMENT AND ADMINISTRATION

A total of \$50,695,000 is provided for Management and Administration of the National Protection and Programs Directorate (NPPD).

This includes \$7,326,000 for management, planning, and administration activities in the Office of the Assistant Secretary for Infrastructure Protection and \$5,494,000 for the Office of the Assistant Secretary for Cybersecurity and Communications that were previously funded in Infrastructure Protection and Information Security.

As discussed under Departmental Management and Operations, "Office of the Chief Financial Officer," NPPD shall provide, with the submission of the fiscal year 2013 budget request, a fully justified budget by PPA and line item. Further, the budget request shall be submitted in the PPA structure provided in this statement. The budget justification shall also include a full explanation of any funds that are requested with availability in excess of one year including a program description, the reason for the additional required availability, and a schedule for execution of the funding.

Risk Management and Analysis

A recent National Academy of Sciences (NAS) report highlighted several shortcomings in the NPPD Office of Risk Management and Analysis (RMA) program. While the NAS study concluded that the basic risk framework used by RMA is a sound approach to assessing risk, it identified other significant deficiencies in the Office's risk analysis approach, limiting the level of confidence with which it can be used to support DHS decision-making. The NAS recommended major reforms to the current approach, but to date the Department has not submitted a plan to reform RMA. Such lack of needed reforms is unacceptable in the current fiscally constrained environment. Therefore, the Secretary has been provided the authority to transfer up to \$4,241,000 to the DHS Office of Policy, subject to notification, in order to reform and improve oversight of the Department's risk management and analysis functions. A transfer is also designed to elevate the importance of a strong risk modeling, analysis, and strategic planning function within the Department. If the Secretary does not submit a notification to transfer the risk management function to the Office of Policy, the funds shall be used to effect the orderly termination of RMA by March 30, 2012.

The Committees must receive the notification for such a transfer no later than 90 days after the date of enactment of this Act. Further, no later than the date upon which the notification is submitted, the Secretary shall provide to the Committees a plan identifying and justifying the specific risk modeling, analysis, and strategic planning functions of value and use to the Department and its individual components. The plan is to include the funding and personnel

being allocated to each function and any reforms being made, including those undertaken in response to the NAS findings.

INFRASTRUCTURE PROTECTION AND INFORMATION SECURITY

3) A total of \$888,243,000 is provided for Infrastructure Protection and Information Security (IPIS), of which \$200,000,000 is available until September 30, 2013. A total of \$94,348,000 is provided for Infrastructure Security Compliance. This amount combined with the carryover balance of \$19,705,120 provides \$114,053,120 for program implementation in fiscal year 2012. ^ ^ (3)

Statutory language is included requiring expenditure plans for the Office of Infrastructure Protection and the National Cyber Security Division. The plans shall include a description by PPA and line item with the associated costs subdivided by quarter. The plan shall provide sufficient detail on the items and services procured and the outcomes of those services or items. As requested in the President’s budget, \$28,927,000 is included for Control Systems Security; \$14,876,000 is included for cyber education; and \$8,012,000 is included for cybersecurity outreach and awareness. Any funding used for acquisition workforce improvements shall be clearly identified. Funding levels for all Information, Sharing and Analysis Centers, the National Infrastructure Simulation and Analysis Center, and for vulnerability assessments shall also be clearly identified.

A provision that requires an investment and management plan is not included for the National Cybersecurity Protection System as directed in the House report. Additionally, a separate report for Next Generation Network Priority Services is not required as directed in the Senate report. NPPD shall instead comply with the requirements for the Comprehensive and Quarterly Acquisition Status Reports in Departmental Management and Operations under the heading “Under Secretary for Management.”

With respect to sector cooperation, the Under Secretary for NPPD is to provide a report regarding the results of a review to streamline the processes for coordination and information sharing with industry partners, and GAO is to conduct an evaluation of the effort, as directed in the Senate reports.

The Under Secretary is directed to provide a report that details the Department’s definition of inherently safer technology as it relates to chemical facilities under the purview of the Chemical Facility Anti-Terrorism Standards program.

The amount provided for this appropriation by PPA is as follows:

Infrastructure Protection:	
Infrastructure Analysis & Planning.....	\$70,518,000
Sector Management & Governance.....	74,219,000
Regional Field Operations.....	57,367,000
Infrastructure Security Compliance.....	93,348,000
Subtotal, Infrastructure Protection.....	<u>295,452,000</u>

Cybersecurity and Communications:

Cybersecurity:

Cybersecurity Coordination.....	4,500,000
US-Computer Emergency Readiness Team (US -CERT) Operations....	79,116,000
Federal Network Security.....	35,000,000
Network Security Deployment.....	229,000,000
Global Cyber Security Management.....	23,992,000
Critical Infrastructure Cyber Protection & Awareness.....	60,000,000
Business Operations.....	11,568,000
Subtotal, Cybersecurity.....	<u>443,176,000</u>

Communications:

Office of Emergency Communications.....	43,495,000
Priority Telecommunications Services.....	56,074,000
Next Generation Networks.....	25,253,000
Programs to Study and Enhance Telecommunications.....	13,441,000
Critical Infrastructure Protection Programs.....	11,352,000
Subtotal, Communications.....	<u>149,615,000</u>

Subtotal, Cybersecurity and Communications..... 592,791,000

Total, Infrastructure Protection and Information Security..... \$888,243,000

FEDERAL PROTECTIVE SERVICE

A total of \$1,261,537,000 is provided for the "Federal Protective Service" (FPS), as requested, for fiscal year 2012. This amount is fully offset by collections of security fees. A provision is included requiring the Secretary and the Director of the Office of Management and Budget to certify, no later than December 31, 2011, that FPS will collect a sufficient amount in fees to cover the total number of FTE requested in the budget, or adjust the fee to ~~include~~ *cover* all costs.

The Director of FPS shall provide an expenditure plan by PPA for fiscal year 2012 no later than 60 days after the date of enactment of this Act. The plan shall include a description by line item and distinct activity with the expenditures subdivided quarterly. With the submission of the fiscal year 2013 budget, the Director of FPS shall comply with the requirements as detailed in Departmental Management and Operations, "Office of the Chief Financial Officer" with respect to fiscal year 2013 budget justifications. The justification provided in fiscal year 2013 shall include all funding sources, including reimbursables.

FPS is directed to provided a strategic human capital plan and a plan to assume security and protection responsibilities from ~~agencies that currently hold delegated authority to the Committees and GAO as directed in~~ *the* Senate report. Further, GAO is directed to comply with the directions with respect to reviewing such plans.

UNITED STATES VISITOR AND IMMIGRANT STATUS INDICATOR TECHNOLOGY

A total of \$306,802,000 is provided for US-VISIT. No funds are included for the Acquisition Workforce Initiative. Statutory language is included to require a multi-year

investment and management plan. In addition, US-VISIT is directed to comply with the direction included under the heading "Office of ~~Chief Financial Officer~~" with respect to improved budget justifications. (the

Overstay Backlog Elimination

Given the current budgetary environment, security requirements that must be met immediately, and the lack of an implementation plan for biometric air exit, unobligated balances from US-VISIT are rescinded for distribution to other security priorities across the Department for which funds can be more quickly executed. An increase of \$9,400,000 is provided for US-VISIT to prepare a comprehensive plan for implementation of biometric air exit, as well as for improvement of biographic entry-exit matching capabilities and to prevent future overstay backlogs. DHS is encouraged to identify additional funds to enhance funding for its biographic efforts. The Department is directed to brief the Committees no later than January 13, 2012, on its plan for use of these funds, to include elimination of the backlog of "unvetted" overstay records and the prevention of reoccurrence of backlogs.

Semi-Annual Briefings

US-VISIT shall continue to provide briefings to the Committees on biometric exit planning; interoperability in conjunction with its interagency counterparts; hirings and conversions; and other operations. The briefings will be on a semi-annual rather than a quarterly basis.

Identity Management and Screening Services

As required in the House report, US-VISIT shall brief the Committees quarterly on its workload and service levels, including any backlogs that may result from an influx of transactions or new users.

US-VISIT 1.0

Funds are not provided for "US-VISIT 1.0" due to insufficient justification regarding the use of such funds. US-VISIT is encouraged to continue planning efforts for modernization of IDENT, including ensuring that it can operate efficiently to meet the growing and evolving needs of its users and provide the critical capabilities necessary for our nation's security. IDENT modernization should be outlined in the US-VISIT investment and management plan. (CAP)

OFFICE OF HEALTH AFFAIRS

(C+SC)

A total of \$167,449,000 is provided for the Office of Health Affairs (OHA). The Assistant Secretary for the OHA is directed to provide an expenditure plan that includes a description by line item and distinct activity, with the expenditures subdivided by quarter, within 60 days after the date of enactment of this Act. Further, OHA is directed to comply with the direction included in Departmental Management and Operations, "Office of the Chief Financial Officer" with respect to improved budget justifications.

A total of \$12,013,000 is provided for the National Biosurveillance Integration System (NBIS), \$5,000,000 above the budget request, including funds to diversify DHS's biosurveillance capabilities. OHA is not required to collocate the National Biosurveillance Integration Center as directed in the Senate report.

A total of \$5,439,000 is provided for the Chemical Defense Program, of which \$3,000,000 is provided above the request for at least two additional demonstration projects, to be competitively selected.

FEDERAL EMERGENCY MANAGEMENT AGENCY

SALARIES AND EXPENSES

A total of \$895,350,000 is provided for Salaries and Expenses under what was formerly called "Management and Administration." When combined with amounts available from other accounts, a total of \$1,031,378,000 is available for Salaries and Expenses including grant program execution.

The amount provided for this appropriation by PPA is as follows:

Initial
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Administrative and regional offices.....	\$110,495,000
Office of National Capital Region Coordination.....	(5,493,000)
Preparedness and protection.....	109,873,000
Response.....	226,228,000
Urban search and rescue response system.....	(41,250,000)
Recovery.....	78,373,000
Mitigation.....	43,675,000
Mission support.....	219,433,000
Centrally managed accounts.....	107,273,000
<hr/>	
Total, Salaries and Expenses.....	<hr/> \$895,350,000

~~Note - Reflects a change in PPA structure and a realignment of programs~~

~~Note - Excludes a transfer from State and local programs~~

FEMA shall provide an expenditure plan no later than 90 days after the date of enactment of this Act. The plan shall be detailed by the PPA structure as detailed in this statement and by office. It shall include actual funding from the prior year, the current fiscal year, and deviations between the two years. Each year shall include the number of positions, the number of FTE, the amount for salaries and benefits, and the amount for the program, showing all sources of funding. Specific information regarding the transfer of funding from other appropriations should be included, with the same level of detail currently provided to the Committees.

For fiscal year 2013, the budget request for FEMA shall comply with the direction included in Departmental Management and Operations under the "Office of the Chief Financial Officer" with respect to improved budget justifications. Further, the budget request shall be detailed by office and under the new PPA structure provided and submitted in the same format as the required expenditure plan for fiscal year 2012.

FEMA is directed to study the feasibility to, on a quarterly basis, post on the FEMA website a summary of the financial status of funds appropriated under “State and Local Programs.”

FEMA is provided the authority to reprogram funds within “Salaries and Expenses,” notwithstanding the requirements of section 503 of this Act. This temporary authority shall expire on April 16, 2012.

A provision is included requiring the Administrator to submit the National Preparedness Report and a comprehensive plan to implement a system to measure the effectiveness of grants to State and local communities to the Committees in fiscal year 2012. Further, \$1,400,000, 25 percent of the funds for the Office of the Administrator, is withheld from obligation until the Report and the plan are submitted.

Within 90 days of the date of the enactment of this Act, the Administrator of FEMA, in consultation with the Commander of the US Army Corps of Engineers (USACE), shall provide a report on the cost of debris removal. Specifically, the report shall address the disparity between the cost factors for the USACE as compared to other options communities have for debris removal services.

Program, Project, and Activity Restructuring

In order to provide additional visibility, the FEMA “Salaries and Expenses” account, formerly the “Management and Administration” account, has been subdivided into PPA lines. The Administrative and Regional Offices PPA includes the Office of the Administrator, Office of Policy and Program Analysis, Office of External Affairs, Disability Integration and Coordination, Office of Equal Rights, Office of Chief Counsel, Office of Chief Financial Officer, Office of National Capital Region Coordination, Regional Operations, Federal Coordinating Officers, and Evaluations and Assessments. The Preparedness and Protection PPA includes the Office of Preparedness and National Protection, National Continuity, National Preparedness Directorate, Grants Programs Directorate, and Technical Assistance. The Response PPA includes the Office of Response and Recovery, Response Programs, and Logistics Programs. The Recovery PPA includes Recovery Programs. The Mitigation PPA includes Mitigation Programs. The Mission Support PPA includes the Office of the Associate Administrator, Chief Administrative Officer, Chief Security Officer, Chief Information Officer, Chief Human Capital Officer, Chief Procurement Officer, and Regional Support. The Centrally Managed Accounts PPA includes centrally managed functions in the Office of the Chief Financial Officer as well as the Enterprise Operations in the Office of the Chief Administrative Officer, Chief Information Officer, and Chief Security Officer. The Emergency Management Institute is funded under the “State and Local Programs” account. (the

Technical Assistance and Evaluations and Assessments

Funding for activities under Technical Assistance and Evaluations and Assessments has been provided under this heading instead of under the “State and Local Programs” account as in previous years. A total of \$10,000,000 is provided for Technical Assistance within the new

Preparedness and Protection PPA, and \$10,000,000 is provided for Evaluations and Assessments within the new Administrative and Regional Offices PPA.

Facilities Management

A total of \$12,000,000 is provided for capital improvements at Mount Weather, as requested. Additionally, \$5,000,000 above the requested amount is provided to address unfunded repairs and capital improvement on priority projects across FEMA. None of these funds may be obligated until five days after the Chief Financial Officer (CFO) of FEMA briefs the Committees on an execution plan for these funds.

Automation Modernization

A total of \$13,662,000 is provided for FEMA to address automation modernization requirements. None of these funds may be obligated until five days after the CFO and the Chief Information Officer (CIO) of FEMA brief the Committees on the execution plan for these funds. A provision is included requiring FEMA to provide a strategic plan within 180 days after the date of enactment of this Act to modernize its automation and information systems. As noted in both the Senate and House reports, a recent OIG report (OIG-11-69) highlighted a systemic information management and systems problem within FEMA which leaves the Agency less able to efficiently and effectively accomplish its mission. FEMA relies on a time consuming and manual process to estimate its needs for disaster relief funding. Further, FEMA has been unable to quantify National preparedness capabilities, and gaps in capabilities, despite Congress's call to do so since before 2007. Lastly, FEMA is unable to efficiently work with partners in homeland security and emergency management due to a lack of comparable technology capability.

The lack of a comprehensive approach and needed investments to modernize systems has also left FEMA less able to integrate the preparedness, prevention, response, mitigation, and recovery missions with which it is charged. The funding and planning requirement established in the Act is to provide the means and the direction for FEMA to modernize for better performance and future cost savings. FEMA shall include the DHS CIO in planning efforts to ensure compatibility with DHS systems where practicable. Further, the needs of the Office of National Capital Region Coordination (ONCRC) shall be considered in the automation and information systems strategy. The Deputy Administrator is directed to brief the Committees within 45 days after the date of the enactment of this Act regarding the implementation of the findings of OIG report OIG-11-69, and the initial effort to formulate the modernization plan for each major component within FEMA. These requirements are in lieu of separate requirements addressed in Senate and House reports with respect to the information technology and modernization within the CIO, Preparedness and Protection, Recovery, Mission Support, and the ONCRC.

Funding for data center migration totaling ~~\$7,200,000~~ is not included in this account but is instead addressed under General Provisions in Title V.

Disaster Relief Fund Financial Management Policy

Within 90 days after the date of the enactment of this Act, the Administrator and the CFO of FEMA shall develop a policy and issue guidance on the implementation of the restriction to immediate needs funding, or any other spending restrictions administratively imposed in the Disaster Relief Fund (DRF). This policy shall include thresholds for when a restriction will be implemented and identify which programs are impacted under the restriction. FEMA shall brief the Committees within 90 days after the date of the enactment of this Act on the completed policy. Further, FEMA is directed to notify the Committees no later than 15 days prior to the implementation of immediate needs funding restrictions, to the extent practicable.

To improve the validity and veracity of requests for disaster relief funding in future budgets, the Administrator and the CFO of FEMA shall develop policy and guidance that defines the methodology used to formulate the budget estimate for the DRF. The policy shall be consistent with the Budget and Control Act and shall include a clear description of the data used as a basis for the request, the office responsible for providing the data, and the source(s) of data used. The Office of the Administrator and the CFO of FEMA shall brief the Committees within 90 days of the date of the enactment of this Act on the proposed policy and guidance. Using this policy and guidance, the CFO of FEMA shall work with a qualified third party organization to review the methodology and create estimating tools that will enable rigorous and more consistent forecasting of the requirements for the Disaster Relief Fund. Up to \$500,000 is provided for this effort. The Committees ~~expect to~~ be regularly briefed by the CFO on the status of the project.

shall)

Further, to improve the management of the DRF and assistance programs, FEMA needs to improve the quality and timeliness of project worksheets for public assistance grants, as well as the process for sharing that information with regional offices, FEMA headquarters, and the Office of Management and Budget (OMB). Therefore, FEMA shall work with the Homeland Security Studies and Analysis Institute, or an independent organization with expertise in grants management, to review the project worksheet process and flow of information, and provide a report to the Committees no later than May 1, 2012. The organization shall provide recommendations to FEMA and the Committees on how to improve the collection and sharing of grant information between the regions, FEMA headquarters, and OMB. The review shall include a delineation of the time an application, or an application appeal, currently spends at each office and stage of the process including the joint field office, FEMA regional office, FEMA headquarters, DHS, and OMB; and ways to streamline the information and reduce the time needed to adjudicate applications.

Office of the National Capital Region Coordination

A total of \$5,493,000 is provided for the ONCRC. The ONCRC was created to oversee and coordinate Federal programs for and relationships with State, local, and regional authorities in the National Capital Region. Strides have been made in coordinating efforts, especially among the State and local partners, however, there is much more to do, especially in regard to coordination and communication among federal entities in the area. The Office of the Administrator of FEMA, in conjunction with ONCRC, shall provide a briefing within 60 days after the date of enactment of this Act, on a clear strategy and an action plan to ensure that ONCRC activities are focused in the most efficient and effective manner. The briefing shall provide an understanding of specific outcomes of the ONCRC for fiscal year 2012, and the

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timeframe in which they will be completed. Further, the Administrator of FEMA is directed to comply with section 882 of the Homeland Security Act of 2002 with respect to the submission of the ONCRC annual report. The annual report shall be submitted within 60 days of the date of enactment of this Act.

A provision is continued requiring the inclusion of the Governors of the State of West Virginia and the Commonwealth of Pennsylvania in the National Capital Region decision-making and planning process for mass evacuation.

Urban Search and Rescue

A total of \$41,250,000 is for the Urban Search and Rescue Response System, an increase of \$6,070,000 over fiscal year 2011. The increase provides for updating the chemical, biological, radiological, nuclear, or explosives equipment for existing teams and to add an additional team, if warranted, to ensure adequate response times and coverage across the Nation. None of the additional funds provided may be obligated until five days after FEMA briefs the Committees on the requirements and justification for the expenditure of funds. FEMA is directed to provide the details of the complete review of the System without delay.

Unaccompanied Minors Registry

A total of no less than \$500,000 is provided to automate the unaccompanied minors registry and call center as directed in Senate report.

Presidential Policy Directive - 8

conferences The ~~Committees~~ are pleased to have received the National Preparedness Goal *this past* September, in accordance with the Presidential Policy Directive—8, and expect to receive a report describing the National Preparedness System before January 2012. Within 15 days after receiving the report, FEMA shall brief the Committees on the recommendations of the report, timelines for their implementation, and their budgetary impacts. *(was submitted)*

STATE AND LOCAL PROGRAMS

(Including Transfer of Funds)

A total of \$1,349,681,000 is provided for State and Local programs. The amount provided for this appropriation by PPA is as follows:

State and Local Programs Grants.....	\$1,118,000,000
Education, Training, and Exercises:	
Emergency Management Institute.....	16,181,000
Center for Domestic Preparedness.....	62,500,000
National Domestic Preparedness Consortium.....	93,000,000
National Exercise Program.....	34,000,000
Continuing Training	26,000,000
Subtotal, Education, Training, and Exercises	<u>231,681,000</u>

Total, State and Local Programs

\$1,349,681,000

The funds provided for State and Local Program grants are to be allocated according to threat, vulnerability, and consequence to assist high-risk urban areas, States, local and Tribal governments, and other homeland security partners in preventing, preparing for, protecting against, and responding to acts of terrorism. Congress has appropriated over \$34,000,000,000 to homeland security grants to date to build first responder capabilities and secure infrastructure. Given the current fiscal climate, the Department should work with the appropriate Committees of jurisdiction to clearly define the Federal role and reassess the most effective delivery of support and resources to sustain and improve homeland security capabilities.

The Secretary and the Administrator of FEMA are directed to study the current grant programs in order to make them the most effective and to reduce impediments to the timely expenditure of homeland security grant funds. The results of such study shall be provided to the Committees in conjunction with the required comprehensive plan to implement a system to measure the effectiveness of grants.

Several provisions are included related to grant administration. Grant guidance shall be issued within 60 days, applicants shall apply within 80 days, and award decisions shall be made with 65 days. Grantees may not use more than 5 percent of a grant for grant administration and shall provide reports on the use of funds as determined necessary by the Secretary. The installation of communications towers is not considered construction under State Homeland Security Grants and the Urban Area Security Initiative. (be)

A provision is included allowing the Center for Domestic Preparedness to train certain emergency personnel provided it does not interfere with the primary mission to train state and local emergency response providers.

Funding for the Emergency Management Institute is provided under this heading, instead of under "Salaries and Expenses" (formerly "Management and Administration") as in previous years.

The Department shall brief the Committees on steps taken to ensure community leaders and grantees have the same threat, vulnerability, and consequence information that is available to the Department to ensure applications reflect true risk.

The GAO is no longer required to monitor the development of any system to measure the effectiveness of the grant programs as directed in the House report.

FEMA is required to provide a report on the accomplishments of the Regional Catastrophic Preparedness Grant Program, including how successes can be transitioned to and sustained through future catastrophic planning efforts.

As addressed in both the Senate and House reports, the continued slow expenditure of funds is concerning. FEMA is directed to brief the Committees no later than 90 days after the date of enactment of this Act on plans to expedite the expenditure of funds for interoperable

emergency communications, port security, and transit security grants. Particular attention should be placed on funds that were appropriated prior to fiscal year 2008.

FIREFIGHTER ASSISTANCE GRANTS

A total of \$675,000,000 is provided for Firefighter Assistance Grants including \$337,500,000 for firefighter assistance grants and \$337,500,000 for firefighter staffing grants. FEMA is directed to continue the present practice of funding applications according to local priorities and those established by the United States Fire Administration, to maintain an all-hazards focus, and to grant funds for eligible activities in accordance with the authorizing statute. FEMA is required to continue the current grant application and review process as specified in the House report.

EMERGENCY MANAGEMENT PERFORMANCE GRANTS

A total of \$350,000,000 is provided for Emergency Management Performance Grants.

RADIOLOGICAL EMERGENCY PREPAREDNESS PROGRAM

Statutory language is included providing for the receipt and expenditure of fees collected, as authorized by P.L. 105-276.

UNITED STATES FIRE ADMINISTRATION

A total of \$44,038,000 is provided for the United States Fire Administration.

DISASTER RELIEF FUND

(INCLUDING TRANSFER OF FUNDS)

A total of \$700,000,000 is provided in this conference agreement for the Disaster Relief Fund formerly called "Disaster Relief." The conferees anticipate that an additional \$6,400,000,000 that is designated for major disasters pursuant to 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control of 1985 will be provided in legislation that is being considered in parallel to this conference agreement. Therefore, a total amount of \$7,100,000,000 will be provided for the Disaster Relief Fund for fiscal year 2012 consistent with estimates provided by the Director of the Office of Management and Budget in a letter dated October 19, 2011, and by the Secretary of Homeland Security in the report titled "Disaster Relief Funding Requirements" dated October 21, 2011, pursuant to the legislative requirement in Section 125 of H.R. 2017 (Public Law 112-36). Of the funds provided in this conference agreement, \$24,000,000 shall be transferred to the DHS OIG for audits and investigations related to disasters.

A provision is included amending Public Law 110-161 which exempts FEMA from the permanent requirement to submit a monthly "Disaster Relief" report. A new provision is included updating the timeframes and information which FEMA must report to the Committees on the Disaster Relief Fund. This provision reduces the burden of reporting by FEMA and allows for better oversight of funding requirements by the Committees. There are several

previous reporting requirements which are deleted altogether. FEMA is cautioned that such data could be required in the future after a catastrophic event, and FEMA should therefore not lose the capacity to track and provide such information including: Mission Assignment obligations and expenditures by Federal agency; credit card costs and purchases by DHS agencies; and sole source contracts.

A report on the expenditure of funds for disaster readiness and support, including quarterly updates, is required, as in previous years.

A requirement is included in this statement under FEMA "Salaries and Expenses" to improve DRF budget estimates.

DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

A total of \$295,000 is provided for the cost of direct loans.

FLOOD HAZARD MAPPING AND RISK ANALYSIS PROGRAM

A total of \$97,712,000 is provided for flood hazard mapping and risk analysis.

FEMA is directed to provide no less than 20 percent of the funds provided under this heading for map updates and maintenance conducted by Cooperating Technical Partners (CTPs) that provide at least a 25 percent cash match and have a strong record of working effectively with FEMA on floodplain mapping activities.

NATIONAL FLOOD INSURANCE FUND

A total of \$22,000,000 is provided for salaries and expenses and \$149,000,000 for flood plain management and mapping. Further, \$10,000,000 is provided for the severe repetitive loss program.

NATIONAL PREDISASTER MITIGATION FUND

A total of \$35,500,000 is provided for National Predisaster Mitigation Fund. The unobligated balance from previous years is \$173,259,000. ^{(the}

EMERGENCY FOOD AND SHELTER

A total of \$120,000,000 is provided for the Emergency Food and Shelter program.

TITLE IV—RESEARCH AND DEVELOPMENT, TRAINING, AND SERVICES

UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES

A total of \$102,424,000 is provided in discretionary appropriations for USCIS for E-Verify.

Fee Funded Programs

LC USCIS operations that have been funded through fee revenue should continue to be funded in that manner, including the processing of refugee and asylum claims, Systematic Alien Verification for Entitlements (SAVE), and immigrant integration activities. USCIS is directed to include these costs in its revised fee schedule in recognition of the fact that no additional appropriations will be available to cover the costs of these activities. Further, the table at the end of this Statement is updated to reflect these activities as funded through fee collections and includes new projections from USCIS. The requirement in the House report regarding quarterly briefings on fee revenues and obligations is incorporated into the user fee report requirement addressed in this statement under the heading "Office of the Chief Financial Officer."

Digitization Efforts

USCIS, ICE, and the Executive Office of Immigration Review are directed to brief the Committees on use of digitized records, as required in the House report, no later than March 1, 2012. USCIS is also directed to provide no less than \$29,000,000 to continue conversion of immigration records to digital format.

Systematic Alien Verification for Entitlements

JC Due to current budgetary constraints, the SAVE program must continue to be funded through user fees and other USCIS fee revenues. USCIS shall explore all opportunities to reduce the burden on state and local benefits agencies that serve as a disincentive to participation. Additionally, USCIS shall ensure that improvements to the Verification Information System benefit both E-Verify and SAVE users.

REAL ID

The Department is directed to brief the Committees no later than April 13, 2012, on the steps being taken to encourage the States to draw down these funds, the progress on draw down, and the specific reasons by jurisdiction for the delay in draw down, as directed in the House report.

Immigrant Integration Grants

Section 551 is included providing \$10,000,000 for immigrant integration grants from fee revenue. No more than five percent of the amount of funds utilized for immigrant integration grants can be used to administer the program.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

SALARIES AND EXPENSES

A total of \$238,957,000 is provided for "Salaries and Expenses," as requested. Within the funds provided, \$29,716,000 is for Management and Administration and \$1,304,000 for the Federal Law Enforcement Training Accreditation Board. ^(is)

ACQUISITIONS, CONSTRUCTION, IMPROVEMENTS, AND RELATED EXPENSES

A total of \$32,456,000 is provided for "Acquisitions, Construction, Improvements, and Related Expenses."

SCIENCE AND TECHNOLOGY

MANAGEMENT AND ADMINISTRATION

A total of \$135,000,000 is provided for "Management and Administration," including not to exceed \$8,500 for official reception and representation expenses.

RESEARCH, DEVELOPMENT, ACQUISITION, AND OPERATIONS

A total of \$533,000,000 is provided for "Research, Development, Acquisition, and Operations," including \$265,783,000 for a new consolidated "Research, Development, and Innovation" (RDI) PPA in lieu of the previous, more detailed program areas. Funding is available for three years, except Laboratory Facilities funding, which is available for five years.

The amount provided for this appropriation by PPA is as follows:

Research, Development, and Innovation	\$265,783,000
Laboratory Facilities (Operations and Construction)	176,500,000
Acquisition and Operations Support	54,154,000
University Programs	<u>36,563,000</u>
Total, Research, Development, Acquisition and Operations	\$533,000,000

Research, Development, and Innovation

The new PPA for RDI will enable S&T to more quickly shift resources, if necessary, between research activities without formal reprogramming or transfer actions. In some instances, research activity may straddle several different missions and thrust areas. S&T and the Department must prioritize this consolidated research budget, which is substantially reduced from recent fiscal years, to focus on areas with the greatest promise for delivering material improvements or tangible contributions to homeland security missions in the near term. This

flexibility in funding should facilitate that effort and partially offset the impact of an overall funding reduction.

However, it remains important for accountability and visibility into the S&T research program that a more detailed reporting of research activity be available. Therefore, S&T is directed to submit to the Committees a detailed breakout of RDI funding by research thrust areas and by project, based on the categories presented in the budget justification materials, no later than 30 days after the date of enactment of this Act, and to submit quarterly updates thereafter.

Apex Research Projects

The Apex initiative focuses on high-priority, high-value projects expected to produce results to solve a homeland security challenge in the near term. To provide the best oversight over these programs, S&T is directed to brief the Committees before initiating any new Apex projects, as specified in the House report. S&T and the Secret Service shall brief the Committees no later than 60 days after the date of enactment of this Act on the protective technology project, to include a progress report and a schedule for test and evaluation under operational conditions.

Resilience and Cybersecurity

S&T is encouraged to continue to support competitively awarded research into disaster resilience with universities and Federal research centers, as well as cyber security research and development, as discussed in the Senate report.

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Laboratory Facilities (Operations and Construction)

A total of \$176,500,000 is provided for Laboratory Facilities (Operations and Construction), of which \$50,000,000 shall be to support the construction of the National Bio- and Agro-defense Facility (NBAF), and of which \$18,200,000 shall be for infrastructure upgrades at the Transportation Security Laboratory as requested. Section 550 in the Act restricts funds appropriated in this Act for NBAF construction until the Department of Homeland Security completes 50 percent design planning for the NBAF, submits a revised site-specific biosafety and biosecurity mitigation risk assessment, and submits the National Academy of Sciences' review of the revised risk assessment. In addition, the revised site-specific biosafety and biosecurity mitigation risk assessment is to include a plan for expenditure of funds related to NBAF construction and a revised estimate of the total construction costs to complete the facility.

Nuclear and Radiological Response and Recovery

While funding for general transformational research and development of nuclear and radiological threat detection is funded within the Domestic Nuclear Detection Office (DNDO), S&T is directed as part of its fiscal year 2013 budget to give priority to research and development of technology for response and recovery from nuclear or radiological attacks or

disasters, as part of its broader support of homeland security response and recovery requirements.

Acquisition and Operations Support

A total of \$54,154,000 is provided for “Acquisition and Operations Support.” S&T is directed to provide no less than \$6,641,000, as requested, for the establishment of policies and procedures for test and evaluation activities and to monitor and coordinate them across the Department’s acquisition framework.

DOMESTIC NUCLEAR DETECTION OFFICE

MANAGEMENT AND ADMINISTRATION

A total of \$38,000,000 is provided for “Management and Administration.” ~~DNDO~~ is directed to submit to the Committees no later than 180 days after the date of enactment of this Act a strategic plan of investments necessary to implement the Department’s responsibilities under the domestic component of the Global Nuclear Detection Architecture (GNDA), as required by this Act.

(The Secretary)

RESEARCH, DEVELOPMENT, AND OPERATIONS

A total of \$215,000,000 is provided for “Research, Development, and Operations.”

The amount provided for this appropriation by PPA is as follows:

Systems Engineering and Architecture	\$30,000,000
Systems Development	51,000,000
Transformational Research and Development	40,000,000
Assessments	38,000,000
Operations Support	33,000,000
National Technical Nuclear Forensics Center	23,000,000
<hr/>	
Total, Research, Development, and Operations	\$215,000,000

Semi-Annual Briefings

In lieu of quarterly briefings, as directed in the House and Senate reports, DNDO is directed to brief the Committees semi-annually on program updates and to provide periodic updates on any new threats, research, and studies and assessments related to the GNDA. Semi-

annual program briefings shall also cover emergent technology solutions being explored by DNDO, such as the human portable tripwire program; cargo scanning technologies for air, land, and sea ports of entry; long-range detection; small vessel standoff detection; and related programs. Briefings shall include available test and evaluation results.

Systems Engineering and Architecture

Funding for DNDO's proposed Mission Critical Messaging program is provided to enhance situational awareness of the GNDA.

Systems Development

In lieu of the requirement for an evaluation of DNDO's acquisitions funding and the appropriateness of consolidating DNDO's "Systems Development" and "Test and Evaluation Infrastructure Operations" activities within the Department's Science and Technology Directorate, language is included under the "Office of the Chief Financial Officer" heading in this statement regarding an assessment of the Department's acquisition organization and performance in support of its nuclear detection mission.

Transformational Research and Development

The Department's request to transfer radiological and nuclear research and development from DNDO to the Department's Science and Technology Directorate is denied. Instead, a total of \$40,000,000 is provided for Transformational Research and Development (R&D).

conferences) The ~~Committees~~ recognize that transformational R&D is funded at a substantially reduced level when compared to prior fiscal years and urge DNDO to leverage partnerships within the Department and the interagency community to realize the Office's radiological and nuclear research objectives. DNDO is directed to provide a detailed breakout no later than 60 days after the date of enactment of this Act of how it intends to fund transformational R&D activities at the reduced appropriations level, as directed in the House report.

SYSTEMS ACQUISITION

A total of \$37,000,000 is provided for "Systems Acquisition."

The amount provided for this appropriation by PPA is as follows:

Radiation Portal Monitor Program	\$7,000,000
Securing the Cities	22,000,000
Human Portable Radiation Detection System	8,000,000
<hr/>	
Total, Systems Acquisition	\$37,000,000

Radiation Portal Monitor Program

A total of \$7,000,000 is provided for the Radiation Portal Monitor (RPM) program. Reductions from the request are made in light of the Secretary's decision to cancel the Advanced Spectroscopic Portal program as communicated in the Secretary's letter of October 3, 2011, to the Committees. As a result of the Secretary's decision, bill language restricting deployment of ASP is not included. If a successor program is initiated by the Department, the Committees are to be notified. (ASP)

Securing the Cities

A total of \$22,000,000 is provided for the Securing the Cities (STC) program, which includes \$2,000,000 for a new STC location beyond the New York pilot. In lieu of the reports required by the House and Senate on the STC program, DNDO is directed to provide a report, before committing funds to a new STC location, that: (1) provides an evaluation of the New York STC pilot, including lessons learned for future STC sites and corrective actions that are being taken, or will be taken, to reconcile deficiencies identified in exercises and reviews; (2) details efforts to establish a model for STC lifecycle costs; (3) delineates performance measures that will be used to evaluate STC sites; and (4) outlines plans for a Federal transition strategy for the existing and new STC location.

In lieu of quarterly briefings, as directed in the House report, DNDO is directed to provide periodic briefings on the Securing the Cities program, with the first briefing to be scheduled after the Committees receive the report assessing the 2011 STC exercise in New York City.

TITLE V – GENERAL PROVISIONS

~~(Including Rescissions of Funds)~~

Section 501. A provision proposed by the House and Senate is continued that no part of any appropriation shall remain available for obligation beyond the current year unless expressly provided.

Section 502. A provision proposed by the House and Senate is continued that unexpended balances of prior appropriations may be merged with new appropriation accounts and used for the same purpose, subject to reprogramming guidelines.

Section 503. A provision proposed by the ~~House and~~ Senate is continued ~~and modified~~ that provides authority to reprogram appropriations within an account and to transfer up to 5 percent between appropriations accounts with 15-day advance notification to the Committees. A detailed funding table identifying programs, projects, and activities is included at the end of this statement. This table along with funding levels specified in the report shall serve as the control level for all reprogrammings. These reprogramming guidelines shall be complied with by all agencies funded by this Act.

The House proposed a similar provision.

The Department shall submit reprogramming requests on a timely basis and provide complete explanations of the reallocations proposed, including detailed justifications of the increases and offsets, and any specific impact the proposed changes will have on the budget request for the following fiscal year and future-year appropriations requirements. Each request submitted to the Committees should include a detailed table showing the proposed revisions at the account, program, project, and activity level to the funding and staffing (full-time equivalent position) levels for the current fiscal year and to the levels requested in the President's budget for the following fiscal year.

The Department shall manage its programs and activities within the levels appropriated. The Department should only submit reprogramming or transfer requests in the case of an unforeseeable emergency or situation that could not have been predicted when formulating the budget request for the current fiscal year. When the Department submits a reprogramming or transfer request to the Committees and does not receive identical responses from the House and Senate, it is the responsibility of the Department to reconcile the House and Senate differences before proceeding, and if reconciliation is not possible, to consider the reprogramming or transfer request not approved.

The Department is not to submit a reprogramming or transfer of funds after June 30 except in extraordinary circumstances, which imminently threaten the safety of human life or the protection of property. If a reprogramming or transfer is needed after June 30, the notice should contain sufficient documentation as to why it meets this statutory exception.

Subsection (e), added in the fiscal year 2011 year-long continuing resolution, is included to ensure that funds that are deobligated by the Department are also subject to the reprogramming and transfer guidelines and requirements set forth in this section.

Section 504. A provision proposed by the House and Senate is continued that prohibits funds appropriated or otherwise made available to the Department to make payment to the Department's Working Capital Fund, except for activities and amounts allowed in the President's

fiscal year 2012 request. Funds provided to the WCF are available until expended. The Department can only charge components for direct usage of the WCF and these funds may be used only for the purposes consistent with the contributing component. Any funds paid in advance or reimbursed must reflect the full cost of each service. The WCF shall be subject to the requirements of section 503 of this Act.

Section 505. A provision proposed by the House and Senate is continued that not to exceed 50 percent of unobligated balances remaining at the end of fiscal year 2012 from appropriations made for salaries and expenses shall remain available through fiscal year 2013 subject to section 503 reprogramming guidelines.

Section 506. A provision proposed by the House and Senate is continued that funds for intelligence activities are deemed to be specifically authorized during fiscal year 2012 until the enactment of an Act authorizing intelligence activities for fiscal year 2012.

Section 507. A provision proposed by the House and Senate is continued and modified requiring notification of the Committees three days before grant allocations, grant awards, contract awards, other transactional agreements, letters of intent, or ~~task or delivery order~~ ^(a) on a multiple contract award totaling \$1,000,000 or more, or a task or delivery order greater than \$10,000,000 from multi-year funds, is announced by the Department, including contracts covered by the Federal Acquisition Regulation. The Department is required to brief the Committees 5 full business days prior to announcing the intention to make a grant under State and Local Programs. Notification shall include a description of the project or projects to be funded, including city, county, and State.

Section 508. A provision proposed by the House and Senate is continued that no agency shall purchase, construct, or lease additional facilities for Federal law enforcement training without advance approval of the Committees.

Section 509. A provision proposed by the House and Senate is continued that none of the funds may be used for any construction, repair, alteration, and acquisition project for which a prospectus, if required under chapter 33 of title 40, United States Code, has not been approved.

Section 510. A provision proposed by the House and Senate is continued and modified that consolidates by reference prior year statutory bill language into one provision. These provisions relate to contracting officer's technical representative training; sensitive security information; and the use of funds in conformance with section 303 of the Energy Policy Act of 1992.

Section 511. A provision proposed by the House and Senate is continued that none of the funds may be used in contravention of the Buy American Act.

Section 512. A provision proposed by the House and Senate is continued and modified on reporting requirements of the privacy officer.

Section 513. A provision proposed by the House and Senate is continued regarding the oath of allegiance required by section 337 of the Immigration and Nationality Act.

Section 514. A provision proposed by the House and Senate is continued requiring the Chief Financial Officer to submit monthly budget execution and staffing reports within 45 days after the close of each month.

Section 515. A provision proposed by the Senate is continued regarding the competitive sourcing for United States Citizenship and Immigration Services. The House proposed no similar provision.

Section 516. A provision proposed by the Senate is continued and modified directing that any funds appropriated or transferred to TSA "Aviation Security", "Administration", and "Transportation Security Support" in fiscal years 2004 and 2005 that are recovered or deobligated shall be available only for procurement and installation of explosives detection systems, air cargo, baggage, and checkpoint screening systems, subject to notification. Quarterly reports must be submitted identifying any funds that are recovered or deobligated. The House proposed a similar provision.

Section 517. A provision proposed by the House and Senate is continued for fiscal year 2012 requiring that any funds appropriated to the Coast Guard's 110-123 foot patrol boat conversion that are recovered, collected, or otherwise received as a result of negotiation, mediation, or litigation, shall be available until expended for the Fast Response Cutter program.

Section 518. A provision proposed by the House and Senate is continued for fiscal year 2012 relating to undercover investigative operations authority of the U.S. Secret Service.

Section 519. A provision proposed by the House and Senate is continued classifying the functions of the instructor staff at the Federal Law Enforcement Training Center as inherently governmental for purposes of the Federal Activities Inventory Reform Act.

Section 520. A provision proposed by the House and Senate is continued prohibiting the obligation of funds to the Office of the Secretary and Executive Management, the Office of the Under Secretary for Management, and the Office of the Chief Financial Officer for grants or contracts awarded by any means other than full and open competition. Certain exceptions apply, and this provision does not require new competitions of existing contracts during their current terms. It also requires the Inspector General to review Departmental contracts awarded noncompetitively and report on the results to the Committees.

Section 521. A provision proposed by the House is continued and modified that prohibits funding pertaining to the Principal Federal Official during a Stafford Act declared disaster or emergency, with certain exceptions. The Senate proposed no similar provision.

Section 522. A provision proposed by the Senate is continued and made permanent regarding the enforcement of section 4025(1) of the Intelligence Reform and Terrorism

Prevention Act of 2004 (Public Law 108-458; 118 Stat. 3724) regarding butane lighters. The House proposed a similar provision.

Section 523. A provision proposed by the House and Senate is continued that precludes DHS from using funds in this Act to carry out reorganization authority. This prohibition is not intended to prevent the Department from carrying out routine or small reallocations of personnel or functions within components, subject to Section 503 of this Act. ~~This language prevents large scale reorganization of the Department, which the Committees believe should be acted on legislatively by the relevant Congressional committees of jurisdiction.~~

Section 524. A provision proposed by the Senate is continued prohibiting the Secretary from reducing operations within the Coast Guard's Civil Engineering Program except as specifically authorized by a statute enacted after the date of enactment of this Act. The House proposed no similar provision.

Section 525. A provision proposed by the House and Senate is included prohibiting funding to grant an immigration benefit to any individual unless the results of background checks required by statute to be completed prior to the grant of benefit have been received by DHS.

Section 526. A provision proposed by the House and Senate is continued, modified, and made permanent prohibiting use of funds to destroy or put out to pasture any horse or other equine belonging to any component or agency of DHS unless adoption has been offered first.

Section 527. A provision proposed by the Senate is included extending other transactional authority for DHS through fiscal year 2012 and eliminates a GAO reporting requirement that is no longer necessary. The House proposed a similar provision.

Section 528. A provision proposed by the House and Senate is continued requiring the Secretary to link all contracts that provide award fees to successful acquisition outcomes.

Section 529. A provision proposed by the Senate is included ~~regarding waivers of the~~ ^(and modified) Jones Act. The House proposed no similar provision.

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Section 530. A provision proposed by the House and Senate is continued and modified prohibiting the obligation of funds for the Office of ~~Secretary~~ ^{(the} and Executive Management for any new hires at DHS if they are not verified through the E-Verify program.

Section 531. A provision proposed by the Senate is ~~included~~ ^{(continued} prohibiting funds from being used to reduce the Coast Guard's Operations Systems Center mission or its government-employed or contract staff. The House proposed no similar provision.

Section 532. A provision proposed by the House and Senate is continued related to prescription drugs.

Section 533. A provision proposed by the Senate is continued prohibiting funds to be used to conduct or implement the results of a competition under Office of Management and

Budget Circular A-76 with respect to the Coast Guard National Vessel Documentation Center. The House proposed no similar provision.

Section 534. A provision proposed by the House and Senate is continued requiring the Secretary, in conjunction with the Secretary of the Treasury, to notify the Committees of any proposed transfers from the Department of Treasury Forfeiture Fund to any agency within DHS. ^{(the} No funds may be obligated until the Committees approve the proposed transfers. If the President proposes to rescind Treasury Forfeiture Funds in his fiscal year 2013 budget, he shall propose to divide the funds equitably between the Departments based upon their contributions to the Fund.

Section 535. A provision proposed by the House and Senate is continued prohibiting funds for planning, testing, piloting, or developing a national identification card.

Section 536. A provision proposed by the House is continued requiring the TSA Administrator to certify that no security risks will result if an airport does not participate in the E-Verify program. The Senate proposed no similar provision.

Section 537. A provision proposed by the House and Senate is continued and modified that requires a report, to be posted on the FEMA website, summarizing damage assessment information used to determine whether to declare a major disaster.

Section 538. A provision proposed by the House and Senate is continued, modified, and made permanent relating to the liquidation of Plum Island assets and how the proceeds from such sale may be applied to construction costs of the new National Bio- and Agro-defense Facility. [^]

Section 539. A provision proposed by the House and Senate is continued directing that any official required by this Act to report or to certify to the Committees on Appropriations may not delegate any authority unless expressly authorized to do so in this Act.

Section 540. A provision proposed by the Senate is continued extending the risk-based security standards for chemical facilities cited in section 550 of Public Law 109-295, as amended, for one year. The House proposed a similar provision.

Section 541. A provision proposed by the Senate is continued prohibiting the use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba. The House proposed a similar provision.

Section 542. A provision proposed by the House and Senate is continued prohibiting funds in this Act to be used for first-class travel.

Section 543. A provision proposed by the House and Senate is continued prohibiting funds in this Act to be used for adverse personnel actions for employees who use protective equipment or measures, including surgical masks, N95 respirators, gloves, or hand-sanitizers in the conduct of their official duties.

Section 544. A provision proposed by the House and Senate is continued prohibiting funds to be used to employ illegal workers as described in Section 274A(h)(3) of the Immigration and Nationality Act.

Section 545. A provision proposed by the Senate is continued and modified relating to the proper disposal of personal information collected through the Registered Traveler program. The House proposed a similar provision.

Section 546. A provision proposed by the Senate is continued and made permanent regarding the definition of the term "rural" for purposes of section 210C of the Homeland Security Act of 2002. *(The House proposed no similar provision.)*

Section 547. A provision proposed by the House and Senate is continued prohibiting funds appropriated or otherwise made available by this Act to pay for award or incentive fees for contractors with below satisfactory performance or performance that fails to meet the basic requirements of the contract.

Section 548. A provision proposed by the House and Senate is included that requires the TSA Administrator to submit biannual reports on how the agency will meet the requirement to screen 100 percent of air cargo transportation on passenger aircraft arriving in the United States. TSA has indicated they will not be able to meet the 9/11 Act deadline for this subset of air cargo.

Section 549. A provision proposed by the House and Senate is included that requires any new processes developed to screen aviation passengers and crews for transportation or national security to consider privacy and civil liberties, consistent with applicable laws, regulations, and guidance.

Section 550. A provision proposed by the Senate is included and modified pertaining to the construction of the National Bio- and Agro-defense facility in Manhattan, Kansas. The House proposed no similar provision. *(CAP)*

Section 551. A provision proposed by the House is included and modified that makes deposits into the Immigration Examinations Fee Account available to United States Citizenship and Immigration Services for the purposes of providing immigrant integration grants of \$10,000,000 in fiscal year 2012. The Senate provided funding for this activity under the USCIS heading.

Section 552. A provision proposed by the Senate is included and modified providing \$7,500,000 for the Federal Emergency Management Agency ~~"State and Local Programs"~~ to reimburse costs incurred by State and local governments affected by National Special Security Events, including use of services, personnel, equipment, and facilities. The House proposed no similar provision.

Section 553. A provision proposed by the Senate is included providing some flexibility to the Department for financing a response to an immigration emergency, subject to notification. The House proposed no similar provision.

Section 554. A provision proposed by the Senate is included permitting administrative law judges to be available temporarily to serve on an arbitration panel as needed for cases related to Hurricanes Katrina and Rita. The House proposed no similar provision.

Section 555. A provision proposed by the Senate is included prohibiting funds appropriated or otherwise made available by this Act for DHS to enter into a Federal contract unless the contract meets requirements of the Federal Property and Administrative Services Act of 1949 or Chapter 137 of title 10 U.S.C., and the Federal Acquisition Regulation, unless the contract is otherwise authorized by statute without regard to this section. The House proposed no similar provision.

Section 556. A provision proposed by the Senate is included and modified providing \$70,000,000 for data center migration activities to be allocated by the Secretary and allowing the Secretary to transfer data center migration funds made available by this Act between appropriations after notifying the Committees 15 days in advance. The House proposed no similar provision.

Section 557. A provision proposed by the Senate is included and made permanent allowing the Advanced Training Center to charge fees for any service or thing of value it provides to the Federal Government or non-government entities or individuals, so long as the fee does not exceed the full costs associated with the service or thing of value. The House proposed no similar provision.

Section 558. A provision proposed by the Senate is included relating to the sale of LORAN properties. The House proposed no similar provision.

Section 559. A provision proposed by the Senate is included permitting the Department (and modified) to sell ICE-owned detention facilities and use the proceeds from any sale for improvement to other facilities provided that any such sale will not result in the maintenance of less than 34,000 detention beds. The House proposed no similar provision.

Section 560. A provision proposed by the Senate is included providing a total of \$55,979,000 for consolidation of the new DHS headquarters at St. Elizabeths and consolidation of mission support activities. The House proposed no similar provision.

2) Section 561. A provision proposed by the Senate is included for fiscal year 2011 requiring that Staffing for Adequate Fire and Emergency Response (SAFER) grants shall be used to retain firefighters, instead of only for increasing the number of firefighters. The provision also prohibits funds to be used to enforce certain requirements of the Federal Fire Prevention and Control Act of 1974 related to the program. The House proposed no similar provision.

1) Section 562. A provision proposed by the House and Senate is included for fiscal year 2012 requiring that SAFER grants shall be used to retain firefighters, instead of only for increasing the number of firefighters. The provision also prohibits funds to be used to enforce

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certain requirements of the Federal Fire Prevention and Control Act of 1974 related to the program.

Section 563. A provision proposed by the Senate is included pertaining to future spills of national significance and reimbursement for the Coast Guard. The House proposed no similar provision.

Section 564. A provision proposed by the Senate is included and modified to impose increased penalties on individuals who circumvent security screening at airports. The House proposed no similar provision.

Section 565. A provision proposed by the Senate is included related to recoupment of debts in cases where funds were distributed based on an error made by FEMA. The House proposed no similar provision.

and modified

Section 566. A provision proposed by the Senate is included regarding reimbursement by FEMA of Small Business Administration Loans for eligible hazard mitigation activity. Execution of this authority shall not result in an individual being reimbursed more than once for the same mitigation activity. The House proposed no similar provision.

Section 567. A provision proposed by the House is included and modified prohibiting availability of funds in this Act for the Association of Community Organizations for Reform Now (ACORN) and its affiliated organizations. The Senate proposed no similar provision.

Section 568. A new provision is included requiring the Commissioner of CBP and the Assistant Secretary of ICE to submit multi-year investment and management plans for funds executed by their respective Offices of Information Technology. The House proposed similar provisions under the headings Customs and Border Protection "Automation Modernization," and Immigration and Customs Enforcement "Automation Modernization."

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Section 569. A new provision is included stating that the Secretary shall ensure enforcement of immigration laws.

Section 570. A provision proposed by the House and Senate is included and modified rescinding unobligated balances made available to the Department when it was created in 2003.

Section 571. A new provision is included rescinding unobligated balances in multiple appropriations across the Department, pursuant to section 505 of Public Law 112-10. ~~The House proposed no similar provision.~~

Section 572. A provision ~~proposed by the Senate~~ is included and modified rescinding unobligated balances of prior year appropriations in multiple appropriations across the Department. ~~The House proposed no similar provision.~~

PROVISIONS NOT ADOPTED

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Section 573. A provision proposed by the House is continued and modified to extend the authorization of the National Flood Insurance Program until the earlier of the date of the enactment into law of an Act that specifically reauthorizes or extends the authorization of the program, or May 31, 2012.

~~The conference agreement does not include section 544 of the House bill extending the National Flood Insurance program until September 30, 2012.~~

The conference agreement does not include section 547 of the House bill rescinding \$11,300,000 in unobligated balances from ICE, Construction.

The conference agreement does not include section 558 of the Senate bill authorizing an increase to aviation security passenger fees for fiscal year 2012.

The conference agreement does not include section 565 of the Senate bill making available an additional \$18,300,000 until September 30, 2014, designated as emergency and offset by rescinding unobligated emergency balances, for Coast Guard to replace a rotary wing airframe. ~~The House proposed no similar provision.~~

The conference agreement does not include section 570 of the Senate bill rescinding \$20,000,000 in unobligated prior year balances from S&T "Research, Development, Acquisitions, and Operations."

The conference agreement does not include section 601 of the House bill rescinding \$500,000,000 from Department of Energy unobligated balances pursuant to section 129 of P.L. 110-329 and transfers \$1,000,000,000 to FEMA Disaster Relief.

The conference agreement does not include section 701 of the House bill prohibiting new budget authority from exceeding budget allocation.

The conference agreement does not include section 702 of the House bill prohibiting use of funds in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996.

The conference agreement does not include section 703 of the House bill prohibiting use of funds to parole an alien or grant deferred action except on a case-by-case basis for urgent humanitarian reasons or significant public benefit.

The conference agreement does not include section 704 of the House bill prohibiting use of funds to require TWIC applicants to appear at a designated enrollment center for issuance, renewal, or activation.

The conference agreement does not include section 705 of the House bill prohibiting use of funds unless in accordance with Presidential Memorandum – Federal Fleet Performance (May 24, 2011).

The conference agreement does not include section 706 of the House bill prohibiting use of funds in contravention of section 44917 of 49 USC (pertaining to Federal Air Marshals).

The conference agreement does not include section 707 of the House bill prohibiting use of funds for the DHS Climate Change Adaptation Task Force.

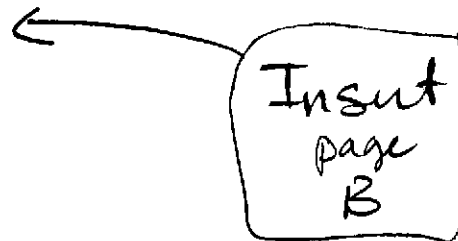
The conference agreement does not include section 710 of the House bill prohibiting use of funds in contravention of section 236(c) of the Immigration and Nationality Act.

The conference agreement does not include section 711 of the House bill prohibiting use of funds for any political appointee to delay, vacate, or reverse a FOIA decision by a Privacy Office employee.

The conference agreement does not include section 712 of the House bill prohibiting use of funds to implement a determination regarding transportation security officers and collective bargaining.

The conference agreement does not include section 713 of the House bill prohibiting use of funds to implement any rule, regulation, or executive order regarding disclosure of political contributions.

The conference agreement does not include section 714 of the House bill limiting TSA Aviation Security funding for screener personnel, compensation, and benefits to ~~\$2,760,503,458~~.



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CONFERENCE RECOMMENDATIONS

The conference agreement's detailed funding recommendations, specified by program, project, and activity level, are contained in the table listed below.

DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

FY 2011
Enacted

FY 2012
Request

Conference

Conference
vs. Enacted

DEPARTMENT OF HOMELAND SECURITY

TITLE I - DEPARTMENTAL MANAGEMENT AND OPERATIONS

Departmental Operations

Office of the Secretary and Executive Management:

Immediate Office of the Secretary.....	4,641	5,164	5,000	+359
Immediate Office of the Deputy Secretary.....	2,674	1,918	1,918	-756
Office of the Chief of Staff.....	2,572	2,802	2,300	-272
Office of Counternarcotics Enforcement.....	2,997	3,814	1,800	-1,197
Executive Secretary.....	8,104	8,402	8,100	-4
Office of Policy.....	41,133	42,423	40,000	-1,133
Office of Public Affairs.....	6,368	6,419	5,800	-568
Office of Legislative Affairs.....	6,698	6,341	6,000	-698
Office of Intergovernmental Affairs.....	2,632	2,908	2,650	+18
Office of General Counsel.....	23,762	22,422	22,400	-1,362
Office for Civil Rights and Civil Liberties.....	20,367	24,613	22,500	+2,133
Citizenship and Immigration Services Ombudsman....	6,188	6,336	6,200	+12
Privacy Officer.....	8,408	8,971	8,491	+83

Subtotal..... 136,544 142,533 133,159 -3,385

Office of the Under Secretary for Management:

Immediate Office of the Under Secretary for Management.....	2,733	7,558	2,550	-183
Headquarters consolidation.....	77,245	---	---	-77,245

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Office of Security.....	71,760	71,236	70,000	-1,760
Office of the Chief Procurement Officer.....	74,597	78,771	78,000	+3,403
Subtotal.....	226,335	157,565	150,550	-75,785
Office of the Chief Human Capital Officer:				
Salaries and expenses.....	24,477	28,161	25,165	+688
Human resources information technology.....	17,097	16,686	14,172	-2,925
Subtotal.....	41,574	44,847	39,337	-2,237
Office of the Chief Administrative Officer:				
Salaries and expenses.....	43,300	41,248	40,700	-2,600
Nebraska Avenue Complex (NAC).....	5,489	5,398	5,000	-489
Subtotal.....	48,789	46,646	45,700	-3,089
Subtotal, Office of the Under Secretary for Management.....	316,698	249,058	235,587	-81,111
DHS HQ Consolidation:				
Mission support.....	---	55,630	---	---
St. Elizabeths.....	---	159,643	---	---
Subtotal.....	---	215,273	---	---
Office of the Chief Financial Officer.....	53,323	62,395	50,860	-2,463

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Office of the Chief Information Officer:				
Salaries and expenses.....	86,738	105,578	105,500	+18,762
Information technology services.....	51,314	38,800	38,800	-12,514
Infrastructure and security activities.....	147,108	89,525	69,000	-78,108
Homeland Secure Data Network.....	47,566	44,069	44,000	-3,566
Subtotal.....	332,726	277,972	257,300	-75,426
Analysis and Operations.....	334,360	355,368	338,068	+3,708
Total, Departmental Operations.....	1,173,851	1,302,599	1,014,974	-158,677
=====				
Office of Inspector General:				
Operating expenses.....	113,846	144,318	117,000	+3,354
(by transfer from Disaster Relief).....	(15,968)	---	(24,000)	(+8,032)
Total, Office of Inspector General.....	129,614	144,318	141,000	+11,386
=====				
Total, title I, Departmental Management and Operations.....	1,287,297	1,446,917	1,131,974	-155,323
(by transfer).....	(15,968)	---	(24,000)	(+8,032)
=====				

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
TITLE II - SECURITY, ENFORCEMENT, AND INVESTIGATIONS				
U.S. Customs and Border Protection				
Salaries and Expenses:				
Headquarters, Management, and Administration:				
Management and administration, border security inspections and trade facilitation.....	516,102	688,878	667,794	+151,692
Management and administration, border security and control between ports of entry.....	495,862	738,462	717,309	+221,447
Rent.....	450,812	483,749	483,749	+32,937
Subtotal.....	1,462,776	1,911,089	1,868,852	+406,076
Border Security Inspections and Trade Facilitation:				
Inspections, trade, and travel facilitation at ports of entry.....	2,474,344	2,507,235	2,484,235	+9,891
Harbor maintenance fee collection (trust fund)..	3,274	3,274	3,274	---
International cargo screening.....	103,945	68,757	74,557	-29,388
Other international programs.....	11,119	10,684	10,684	-435
Customs-Trade Partnership Against Terrorism (C-TPAT).....	45,454	44,979	44,979	-475
Trusted Traveler programs.....	10,751	6,311	6,311	-4,440
Inspection and detection technology investments.	144,162	149,537	148,537	+4,375
Automated targeting systems.....	32,389	31,400	41,400	+9,011
National Targeting Center.....	47,347	46,950	51,950	+4,603
Training.....	20,778	37,834	37,834	+17,056
Subtotal.....	2,893,563	2,906,961	2,903,761	+10,198

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Border Security and Control Between Ports of Entry:				
Border security and control.....	3,508,244	3,530,994	3,530,994	+22,750
Training.....	36,094	88,610	88,610	+52,516
Subtotal.....	3,544,338	3,619,604	3,619,604	+75,266
Air and Marine Operations.....	295,521	287,901	287,901	-7,620
Subtotal, Salaries and expenses.....	8,196,198	8,725,555	8,680,118	+483,920
Appropriations.....	(8,192,924)	(8,722,281)	(8,676,844)	(+483,920)
Harbor maintenance trust fund.....	(3,274)	(3,274)	(3,274)	---
Automation Modernization:				
Automated Commercial Environment/International Trade Data System.....	147,794	169,755	140,000	-7,794
Current operations protection and processing support (COPPS).....	188,108	194,275	194,275	+6,167
Subtotal.....	335,902	364,030	334,275	-1,627
Border Security Fencing, Infrastructure, and Technology (BSFIT).....				
Development and deployment.....	324,620	337,000	212,377	-112,243
Operations and maintenance.....	172,019	133,248	133,248	-38,771
Program management.....	76,385	57,375	54,375	-22,010
Subtotal.....	573,024	527,623	400,000	-173,024

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Air and Marine Interdiction, Operations, Maintenance, and Procurement:				
Operations and maintenance.....	370,899	361,087	365,087	-5,812
Procurement.....	144,395	109,479	138,879	-5,516
Subtotal.....	515,294	470,566	503,966	-11,328

Construction and Facilities Management:				
Facility construction and sustainment.....	223,170	226,726	182,500	-40,670
Program oversight and management.....	36,310	57,096	54,096	+17,766
Subtotal.....	259,480	283,822	236,596	-22,864

Total, U.S. Customs and Border Protection direct appropriations.....	9,879,898	10,371,596	10,154,955	+275,057

Fee Accounts:				
Immigration inspection user fee.....	(525,443)	(527,629)	(527,629)	(+2,186)
Immigration enforcement fines.....	(1,037)	(1,041)	(1,041)	(+4)
ESTA.....	(43,651)	(44,524)	(44,524)	(+873)
Land border inspection fee.....	(28,598)	(28,909)	(28,909)	(+311)
COBRA passenger inspection fee.....	(390,974)	(440,521)	(468,521)	(+77,547)
APHIS inspection fee.....	(318,472)	(323,000)	(323,000)	(+4,528)

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Global Entry user fee.....	(2,500)	(2,615)	(2,615)	(+115)
Puerto Rico collections.....	(89,980)	(91,779)	(91,779)	(+1,799)
Small airport user fee.....	(8,164)	(8,167)	(8,167)	(+3)
Subtotal, fee accounts.....	(1,408,819)	(1,468,185)	(1,496,185)	(+87,366)
Total, U.S. Customs and Border Protection.....	11,288,717	11,839,781	11,651,140	+362,423
Appropriations.....	(9,879,898)	(10,371,596)	(10,154,955)	(+275,057)
Fee accounts.....	(1,408,819)	(1,468,185)	(1,496,185)	(+87,366)

U.S. Immigration and Customs Enforcement

Salaries and Expenses:

Headquarters Management and Administration:

Personnel compensation and benefits, services and other costs.....	295,121	237,842	233,251	-61,870
Headquarters managed IT investment.....	219,363	194,727	184,227	-35,136
Subtotal.....	514,484	432,569	417,478	-97,006
Legal Proceedings.....	221,666	215,935	215,935	-5,731

DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Investigations:				
Domestic investigations.....	1,702,038	1,714,234	1,725,234	+23,196
International Investigations:				
International operations.....	112,872	114,928	114,928	+2,056
Visa Security Program.....	35,686	29,489	33,889	-1,797
Subtotal.....	148,558	144,417	148,817	+259
Subtotal, Investigations.....	1,850,596	1,858,651	1,874,051	+23,455
Intelligence.....	69,842	81,503	81,503	+11,661
Detention and Removal Operations:				
Custody operations.....	1,794,406	2,023,827	2,050,545	+256,139
Fugitive operations.....	229,682	154,597	154,597	-75,085
Criminal alien program.....	192,539	196,696	196,696	+4,157
Alternatives to detention.....	72,075	72,373	72,373	+298
Transportation and removal program.....	281,878	276,632	276,632	-5,246
Subtotal.....	2,570,580	2,724,125	2,750,843	+180,263
Secure Communities.....	199,600	184,064	189,064	-10,536
Subtotal, Salaries and expenses.....	5,426,768	5,496,847	5,528,874	+102,106

DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Automation Modernization.....	73,852	13,860	21,710	-52,142
Cancellation of unobligated balances (rescission).....	---	-16,300	---	---
Total, U.S. Immigration and Customs Enforcement direct appropriations.....	5,500,620	5,494,407	5,550,584	+49,964
Fee Accounts:				
Immigration inspection user fee.....	(116,387)	(116,869)	(116,869)	(+482)
Breached bond/detention fund.....	(75,000)	(75,000)	(75,000)	---
Student exchange and visitor fee.....	(120,000)	(120,000)	(120,000)	---
Subtotal.....	(311,387)	(311,869)	(311,869)	(+482)
Total, U.S. Immigration and Customs Enforcement. Appropriations.....	(5,812,007)	(5,806,276)	(5,862,453)	(+50,446)
Fee accounts.....	(311,387)	(311,869)	(311,869)	(+482)
	=====	=====	=====	=====
Transportation Security Administration				
Aviation Security:				
Screening Operations:				
Screener workforce:				
Privatized screening.....	144,470	144,193	144,193	-277
Screener personnel, compensation, and benefits.....	2,920,813	3,060,493	3,025,771	+104,958
Subtotal.....	3,065,283	3,204,686	3,169,964	+104,681

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Screener training and other.....	243,402	252,526	249,796	+6,394
Checkpoint support.....	328,843	254,093	204,768	-124,075
EDS/ETD Systems:				
EDS procurement and installation.....	290,843	272,738	222,738	-68,105
Screening technology maintenance, utilities.	316,247	332,265	320,365	+4,118
Operation integration.....	21,455	---	---	-21,455
Subtotal.....	628,545	605,003	543,103	-85,442
Subtotal, Screening operations.....	4,266,073	4,316,308	4,167,631	-98,442
Aviation Security Direction and Enforcement:				
Aviation regulation and other enforcement.....	318,285	373,239	369,984	+51,699
Airport management and support.....	489,142	571,503	570,226	+81,084
FFDO and flight crew training.....	25,118	25,461	25,461	+343
Air cargo.....	114,689	114,654	120,654	+5,965
Subtotal.....	947,234	1,084,857	1,086,325	+139,091
Aviation Security Capital Fund (mandatory).....	(250,000)	(250,000)	(250,000)	---
Total, Aviation security (gross).....	5,213,307	5,401,165	5,253,956	+40,649
Aviation security fees (offsetting collections).....	-2,100,000	-2,030,000	-2,030,000	+70,000
Additional offsetting collections (leg. proposal).....	---	-280,000	---	---
Total, Aviation security (net, discretionary)...	3,113,307	3,091,165	3,223,956	+110,649

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Surface Transportation Security:				
Staffing and operations.....	39,712	38,514	38,514	-1,198
Surface transportation security inspectors and canines.....	66,037	96,234	96,234	+30,197
Subtotal.....	105,749	134,748	134,748	+28,999

Transportation Threat Assessment and Credentialing:				
Secure Flight.....	84,194	92,414	92,414	+8,220
Crew and other vetting programs.....	78,478	91,540	71,540	-6,938
TWIC fees.....	(9,200)	(8,300)	(8,300)	(-900)
Hazardous materials fees.....	(12,000)	(12,000)	(12,000)	---
Alien Flight School fees (by transfer from DOJ)...	(4,000)	(4,000)	(4,000)	---
Certified cargo screening program.....	(5,200)	(5,200)	(5,200)	---
Large aircraft security program.....	(1,200)	(1,200)	(1,200)	---
Secure identification display area checks.....	(8,000)	(8,000)	(8,000)	---
Other security threat assessments.....	(100)	(100)	(100)	---
General aviation at DCA.....	(100)	(100)	(100)	---
Indirect air cargo.....	(1,400)	(1,400)	(1,400)	---
Sensitive security information (SSI) fees.....	(20)	(20)	(20)	---
Subtotal.....	203,892	224,274	204,274	+382
Direct appropriations.....	(162,672)	(183,954)	(163,954)	(+1,282)
Fee funded programs.....	(41,220)	(40,320)	(40,320)	(-900)

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Transportation Security Support:				
Headquarters administration.....	254,000	320,794	292,334	+38,334
Information technology.....	466,092	485,612	447,200	-18,892
Human capital services.....	233,658	264,299	249,400	+15,742
Intelligence.....	32,911	42,992	42,992	+10,081
Subtotal.....	986,661	1,113,697	1,031,928	+45,265
Federal Air Marshals:				
Management and administration.....	805,275	860,260	842,500	+37,225
Travel and training.....	122,667	131,115	123,615	+948
Subtotal.....	927,942	991,375	966,115	+38,173
Total, Transportation Security Administration...	7,687,551	8,115,259	7,841,019	+153,468
Offsetting collections.....	(-2,100,000)	(-2,310,000)	(-2,030,000)	(+70,000)
Aviation Security Capital Fund (mandatory).....	(250,000)	(250,000)	(250,000)	---
Fee funded programs.....	(41,220)	(40,320)	(40,320)	(-900)
Total, Transportation Security Administration (net).....	5,296,331	5,514,939	5,520,699	+224,368
=====				
Coast Guard				
Operating Expenses:				
Military pay and allowances.....	3,345,303	3,447,753	3,413,061	+67,758
Civilian pay and benefits.....	737,702	780,556	784,256	+46,554
Training and recruiting.....	204,087	213,282	213,321	+9,234

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Operating funds and unit level maintenance.....	1,138,474	1,109,323	1,109,623	-28,851
Centrally managed accounts.....	345,174	351,478	336,653	-8,521
Intermediate and depot level maintenance.....	869,291	917,113	936,140	+66,849
Overseas contingency operations/Global war on terrorism	---	---	258,000	+258,000
Emergency appropriations (Overseas contingency operations).....	254,000	---	---	-254,000
Subtotal.....	6,894,031	6,819,505	7,051,054	+157,023
(Defense).....	(593,320)	(340,000)	(598,000)	(+4,680)
(Nondefense).....	(6,300,711)	(6,479,505)	(6,453,054)	(+152,343)
Environmental Compliance and Restoration.....	13,172	16,699	13,500	+328
Reserve Training.....	133,365	136,778	134,278	+913
Acquisition, Construction, and Improvements:				
Vessels and critical infrastructure:				
Response boat medium	41,916	---	---	-41,916
Other Equipment:				
National distress and response system modernization (Rescue 21).....	35,928	---	---	-35,928
Subtotal.....	35,928	---	---	-35,928

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Personnel and Related Support:				
Core acquisition costs.....	509	---	---	-509
Direct personnel cost.....	105,362	---	---	-105,362
Subtotal.....	105,871	---	---	-105,871
Integrated Deepwater Systems:				
Aircraft:				
Maritime Patrol Aircraft.....	39,920	---	---	-39,920
HH-60 conversions.....	31,936	---	---	-31,936
HC-130H conversion sustainment projects.....	24,950	---	---	-24,950
HC-130J fleet introduction.....	3,992	---	---	-3,992
Subtotal.....	100,798	---	---	-100,798
Surface ships:				
National Security Cutter.....	690,616	---	---	-690,616
Offshore Patrol Cutter.....	44,910	---	---	-44,910
Replacement patrol boat.....	239,520	---	---	-239,520
IDS small boats.....	2,994	---	---	-2,994
Medium endurance cutter sustainment.....	29,940	---	---	-29,940
Subtotal.....	1,007,980	---	---	-1,007,980
Technology obsolescence prevention.....	998	---	---	-998
C4ISR.....	30,439	---	---	-30,439
Logistics.....	49,900	---	---	-49,900

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Systems engineering and integration.....	28,942	---	---	-28,942
Government program management.....	44,910	---	---	-44,910
Subtotal, Integrated deepwater systems.....	1,263,967	---	---	-1,263,967
Shore Facilities and Aids to Navigation.....	69,062	---	---	-69,062
Vessels:				
Survey and design-vessels and boats.....	---	6,000	6,000	+6,000
Response boat-medium.....	---	110,000	110,000	+110,000
In-service cutters sustainment.....	---	14,000	14,000	+14,000
National security cutter.....	---	77,000	77,000	+77,000
Offshore patrol cutter.....	---	25,000	25,000	+25,000
Fast response cutter.....	---	358,000	358,000	+358,000
Cutter small boats.....	---	5,000	5,000	+5,000
Medium endurance cutter sustainment.....	---	47,000	47,000	+47,000
Subtotal.....	---	642,000	642,000	+642,000
Aircraft:				
Airframe replacement (CGNR 6017).....	---	18,300	18,300	+18,300
Maritime patrol aircraft.....	---	129,500	129,500	+129,500
HH-60 conversion projects.....	---	56,100	56,100	+56,100
Long range surveillance aircraft.....	---	62,000	62,000	+62,000
HH-65 conversion/sustainment projects.....	---	24,000	24,000	+24,000
Subtotal.....	---	289,900	289,900	+289,900

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Other Acquisition Programs:				
Program oversight and management.....	---	35,000	26,000	+26,000
Systems engineering and integration.....	---	17,140	17,140	+17,140
C4ISR.....	---	34,500	38,500	+38,500
CG-Logistics Information Management				
System.....	---	6,500	6,500	+6,500
Nationwide automatic identification system.....	---	5,000	5,000	+5,000
Rescue 21.....	---	65,000	65,000	+65,000
Interagency operations centers.....	---	3,000	3,000	+3,000

Subtotal.....	---	166,140	161,140	+161,140
Shore Facilities and Aids to Navigation:				
Major construction; Housing; ATON; and				
Survey and design.....	---	92,900	92,900	+92,900
Major acquisition systems infrastructure.....	---	94,500	81,500	+81,500
Minor shore.....	---	6,292	6,292	+6,292

Subtotal.....	---	193,692	180,692	+180,692

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Military Housing.....	---	20,000	20,000	+20,000
Personnel and Related Support:				
Direct personnel costs.....	---	109,592	109,592	+109,592
Core acquisition costs.....	---	600	600	+600
Subtotal.....	---	110,192	110,192	+110,192
Subtotal, Acquisition, construction, and improvements.....	1,516,744	1,421,924	1,403,924	-112,820
Research, Development, Test, and Evaluation.....	24,695	19,779	27,779	+3,084
Health care fund contribution (permanent indefinite discretionary).....	265,321	261,871	261,871	-3,450
Retired Pay (mandatory).....	1,400,700	1,440,157	1,440,157	+39,457
Total, Coast Guard.....	10,248,028	10,116,713	10,332,563	+84,535
Appropriations.....	(9,994,028)	(10,116,713)	(10,074,563)	(+80,535)
Emergency appropriations (Overseas contingency operations).....	(254,000)	---	---	(-254,000)
Overseas contingency operations/Global war on terrorism.....	---	---	(258,000)	(+258,000)
(mandatory).....	(1,400,700)	(1,440,157)	(1,440,157)	(+39,457)
(discretionary).....	(8,847,328)	(8,676,556)	(8,892,406)	(+45,078)

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

United States Secret Service				
Salaries and Expenses:				
Protection:				
Protection of persons and facilities.....	769,978	847,963	832,463	+62,485
Protective intelligence activities.....	67,688	68,125	68,125	+437
National special security events.....	998	19,307	19,307	+18,309
Presidential candidate nominee protection.....	17,831	113,462	113,462	+95,631
White House mail screening.....	22,370	24,315	18,472	-3,898
Subtotal.....	878,865	1,073,172	1,051,829	+172,964
Investigations:				
Domestic field operations.....	256,897	223,991	223,991	-32,906
International field office administration, operations and training.....	30,644	30,971	32,971	+2,327
Electronic crimes special agent program and electronic crimes task forces.....	56,042	53,051	53,051	-2,991
Support for missing and exploited children.....	8,349	8,366	8,366	+17
Subtotal.....	351,932	316,379	318,379	-33,553
Headquarters, Management and Administration.....	226,284	246,602	191,588	-34,696
Rowley Training Center.....	54,251	55,598	55,598	+1,347
Information Integration & Technology Transformation.....	---	---	43,843	+43,843
Subtotal, Salaries and expenses.....	1,511,332	1,691,751	1,661,237	+149,905

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Acquisition, Construction, Improvements, and Related Expenses.....	3,967	6,780	5,380	+1,413
Total, United States Secret Service.....	1,515,299	1,698,531	1,666,617	+151,318
	=====	=====	=====	=====
Total, title II, Security, Enforcement, and Investigations.....	32,440,176	33,196,186	33,225,418	+785,242
Appropriations.....	(32,186,176)	(33,212,486)	(32,967,418)	(+781,242)
Emergency appropriations (Overseas contingency operations).....	(254,000)	---	---	(-254,000)
Overseas contingency operations/Global war on terrorism.....	---	---	(258,000)	(+258,000)
Rescissions.....	---	(-16,300)	---	---
(Fee Accounts).....	(1,761,426)	(1,820,374)	(1,848,374)	(+86,948)
	=====	=====	=====	=====

TITLE III - PROTECTION, PREPAREDNESS, RESPONSE,
AND RECOVERY

National Protection and Programs Directorate

Management and Administration:				
Administrative activities.....	34,613	45,634	46,454	+11,841
Risk management and analysis.....	8,877	9,522	4,241	-4,636
Subtotal.....	43,490	55,156	50,695	+7,205

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Infrastructure Protection and Information Security:				
Infrastructure Protection:				
Identification and analysis.....	82,721	83,948	---	-82,721
Coordination and information sharing.....	52,677	48,354	---	-52,677
Mitigation programs.....	187,638	189,977	---	-187,638
Infrastructure analysis and planning.....	---	---	70,518	+70,518
Sector management and governance.....	---	---	74,219	+74,219
Regional field operations.....	---	---	57,367	+57,367
Infrastructure security compliance.....	---	---	93,348	+93,348
Subtotal, Infrastructure protection.....	323,036	322,279	295,452	-27,584
Cybersecurity and Communications:				
Cybersecurity:				
US Computer Emergency Response Team (US-CERT)...	299,426	391,406	---	-299,426
Strategic initiatives.....	56,766	65,339	---	-56,766
Outreach and programs.....	6,861	7,096	---	-6,861
Cybersecurity coordination.....	---	---	4,500	+4,500
US Computer Response Team (US-CERT) Operations..	---	---	79,116	+79,116
Federal Network Security.....	---	---	35,000	+35,000
Network Security Deployment.....	---	---	229,000	+229,000
Global Cybersecurity Management.....	---	---	23,992	+23,992
Critical Infrastructure Cyber Protection and Awareness.....	---	---	60,000	+60,000
Business Operations.....	---	---	11,568	+11,568
Subtotal, Cybersecurity.....	363,053	463,841	443,176	+80,123

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Communications:				
Office of Emergency Communications.....	43,972	43,495	43,495	-477
Priority telecommunications services.....	56,170	56,824	56,074	-96
Next generation networks.....	21,053	25,253	25,253	+4,200
Programs to study and enhance telecommunications	16,624	13,441	13,441	-3,183
Critical infrastructure protection programs.....	14,854	11,352	11,352	-3,502

Subtotal, Communications.....	152,673	150,365	149,615	-3,058

Subtotal, Cybersecurity and communications..	515,726	614,206	592,791	+77,065

Subtotal, Infrastructure Protection and Information Security.....	838,762	936,485	888,243	+49,481
Federal Protective Service:				
Basic security.....	220,000	247,478	247,478	+27,478
Building-specific security.....	420,000	501,039	501,039	+81,039
Reimbursable Security Fees (contract guard services).....	475,000	513,020	513,020	+38,020

Subtotal, Federal Protective Service.....	1,115,000	1,261,537	1,261,537	+146,537
Offsetting collections.....	-1,115,000	-1,261,537	-1,261,537	-146,537

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

U.S. Visitor and Immigrant Status Indicator Technology	333,944	302,271	306,802	-27,142
Rescission.....	---	-25,642	---	---
Subtotal.....	333,944	276,629	306,802	-27,142

Total, National Protection and Programs				
Directorate.....	1,216,196	1,268,270	1,245,740	+29,544
Appropriations.....	(2,331,196)	(2,555,449)	(2,507,277)	(+176,081)
Rescissions.....	---	(-25,642)	---	---
Offsetting collections.....	(-1,115,000)	(-1,261,537)	(-1,261,537)	(-146,537)
	=====	=====	=====	=====
Office of Health Affairs				
BioWatch.....	100,780	115,164	114,164	+13,384
National Biosurveillance Integration System.....	7,000	7,013	12,013	+5,013
Rapidly Deployable Chemical Detection System.....	2,400	---	---	-2,400
Chemical Defense Program.....	---	2,439	5,439	+5,439
Planning and Coordination.....	2,276	6,162	6,162	+3,886
Salaries and Expenses.....	26,999	30,171	29,671	+2,672
Total, Office of Health Affairs.....	139,455	160,949	167,449	+27,994
	=====	=====	=====	=====
Federal Emergency Management Agency				
Management and Administration:				
Operating activities.....	744,663	780,667	---	-744,663

DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Urban search and rescue response system.....	35,180	29,113	---	-35,180
Office of National Capital Region Coordination....	6,981	5,319	---	-6,981
Subtotal.....	786,824	815,099	---	-786,824
(Defense).....	(103,792)	(99,099)	---	(-103,792)
(Nondefense).....	(683,032)	(716,000)	---	(-683,032)
(by transfer from Disaster Relief).....	(105,389)	---	---	(-105,389)
(by transfer from State and Local Programs).....	(129,052)	(184,544)	---	(-129,052)
(by transfer from Firefighter Assistance Grants).....	(46,886)	---	---	(-46,886)
(Available from Emergency Management Performance Grants).....	(10,180)	---	---	(-10,180)
Subtotal, Management and Administration.....	1,078,331	999,643	---	-1,078,331
Salaries and Expenses:				
Administrative and regional offices.....	---	---	110,495	+110,495
Office of National Capital Region Coordination	---	---	(5,493)	(+5,493)
Preparedness and protection.....	---	---	109,873	+109,873
Response.....	---	---	226,228	+226,228
Urban search and rescue response system.....	---	---	(41,250)	(+41,250)
Recovery.....	---	---	78,373	+78,373
Mitigation.....	---	---	43,675	+43,675
Mission support.....	---	---	219,433	+219,433
Centrally managed accounts.....	---	---	107,273	+107,273
Subtotal.....	---	---	895,350	+895,350
(Defense).....	---	---	(99,099)	(+99,099)
(Nondefense).....	---	---	(796,251)	(+796,251)

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

(by transfer from State and Local Programs).....	---	---	(91,778)	(+91,778)
(available from Firefighter Assistance Grants).....	---	---	(33,750)	(+33,750)
(available from Emergency Management Performance Grants).....	---	---	(10,500)	(+10,500)
Subtotal, Management and Administration/				

Salaries and Expenses.....	1,078,331	999,643	1,031,378	-46,953

Grants and Training:				
State and Local Programs:				
State and local programs (grants).....	---	---	1,118,000	+1,118,000
State Homeland Security Grant Program.....	723,550	---	---	-723,550
Operation Stonegarden.....	(54,890)	---	(50,000)	(-4,890)
Driver's license security grants.....	(44,910)	---	---	(-44,910)
Citizen Corps.....	(9,980)	---	---	(-9,980)
Metropolitan medical response.....	(34,930)	---	---	(-34,930)
Urban area security initiative.....	723,550	---	---	-723,550
Nonprofit security grants.....	(19,000)	---	---	(-19,000)
Regional catastrophic preparedness grants.....	14,970	---	---	-14,970
Public transportation security assistance and railroad security assistance.....	249,500	---	---	-249,500
Amtrak security.....	(19,960)	---	---	(-19,960)
Over-the-road bus security assistance.....	(4,990)	---	---	(-4,990)
Port Security Grants.....	249,500	---	---	-249,500
Emergency Operations Centers.....	14,970	---	---	-14,970

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
National Programs:				
National Domestic Preparedness Consortium...	92,814	---	---	-92,814
Center for Domestic Preparedness.....	62,375	---	---	-62,375
National exercise program.....	39,920	---	---	-39,920
Technical assistance.....	10,978	---	---	-10,978
Continuing training grants.....	28,942	---	---	-28,942
Evaluations and assessments.....	13,972	---	---	-13,972
Subtotal.....	249,001	---	---	-249,001
Education, Training, and Exercises:				
Emergency Management Institute.....	---	---	16,181	+16,181
Center for Domestic Preparedness.....	---	---	62,500	+62,500
National Domestic Preparedness Consortium...	---	---	93,000	+93,000
National Exercise Program.....	---	---	34,000	+34,000
Continuing training.....	---	---	26,000	+26,000
Subtotal.....	---	---	231,681	+231,681
State and Regional Preparedness Programs:				
State Homeland Security Grant Program.....	---	1,050,000	---	---
Operation Stonegarden.....	---	(50,000)	---	---
Citizen Corps grants.....	---	13,000	---	---
Firefighter assistance grants.....	---	670,000	---	---
Emergency management performance grants.....	---	350,000	---	---
Subtotal.....	---	2,083,000	---	---

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Metropolitan Statistical Area Preparedness Program:				
Urban area security initiative.....	---	920,000	---	---
Port security grants.....	---	300,000	---	---
Rail/public transportation security grants.....	---	300,000	---	---
Amtrak security.....	---	(20,000)	---	---
Buffer Zone Protection Program grants.....	---	50,000	---	---
Subtotal.....	---	1,570,000	---	---
Training, Measurement and Exercise Program:				
National Exercise Program.....	---	40,000	---	---
Continuing training grants.....	---	20,663	---	---
Center for Domestic Preparedness.....	---	62,500	---	---
National Domestic Preparedness Consortium.....	---	44,500	---	---
Technical assistance and evaluation.....	---	24,000	---	---
Subtotal.....	---	191,663	---	---
Subtotal, State and Local Programs.....	2,225,041	3,844,663	1,349,681	-875,360
(Defense).....	---	(50,000)	(50,000)	(+50,000)
(Nondefense).....	(2,225,041)	(3,794,663)	(1,299,681)	(-925,360)
(transfer out to Management and Administration).....	(-129,052)	(-184,544)	---	(+129,052)
(transfer out to Salaries and Expenses).....	---	---	(-91,778)	(-91,778)
Subtotal, State and Local Programs (net).....	2,095,989	3,660,119	1,257,903	-838,086

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Firefighter Assistance Grants:				
Fire grants.....	404,190	---	337,500	-66,690
Staffing for Adequate Fire and Emergency Response (SAFER) Act grants.....	404,190	---	337,500	-66,690
Subtotal.....	808,380	---	675,000	-133,380
(transfer out to Management and Administration)....	(-46,886)	---	---	(+46,886)
(available to Salaries and Expenses).....	---	---	(-33,750)	(-33,750)
Subtotal, Firefighter Assistance Grants (net)...	761,494	---	641,250	-120,244
Emergency Management Performance Grants.....	339,320	---	350,000	+10,680
(available to Management and Administration).....	(-10,180)	---	---	(+10,180)
(available to Salaries and Expenses).....	---	---	(-10,500)	(-10,500)
Subtotal, Emergency Management Performance Grants (net).....	329,140	---	339,500	+10,360
Subtotal, Grants and Training (pre-transfer)....	3,372,741	3,844,663	2,374,681	-998,060
Radiological Emergency Preparedness Program.....	-265	-896	-896	-631
United States Fire Administration.....	45,497	42,538	44,038	-1,459

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Disaster Relief Fund.....	2,644,700	1,800,000	700,000	-1,944,700
(Disaster relief category).....	---	4,600,000	---	---
Subtotal.....	2,644,700	6,400,000	700,000	-1,944,700
(transfer out to Management and Administration)...	(-105,389)	---	---	(+105,389)
(transfer out to Inspector General).....	(-15,968)	---	(-24,000)	(-8,032)
Subtotal.....	2,523,343	6,400,000	676,000	-1,847,343
Disaster Assistance Direct Loan Program Account:				
(Limitation on direct loans).....	(25,000)	(25,000)	(25,000)	---
Direct loan subsidy.....	294	295	295	+1
Flood Map Modernization Fund.....	181,636	---	---	-181,636
Flood Hazard Mapping and Risk Analysis Program.....	---	102,712	97,712	+97,712
National Flood Insurance Fund:				
Salaries and expenses.....	22,145	22,000	22,000	-145
Flood plain management and mapping.....	146,855	149,000	149,000	+2,145
Subtotal.....	169,000	171,000	171,000	+2,000
Offsetting fee collections.....	-169,000	-171,000	-171,000	-2,000

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
National Predisaster Mitigation Fund.....	49,900	84,937	35,500	-14,400
Emergency Food and Shelter.....	119,760	100,000	120,000	+240
Total, Federal Emergency Management Agency.....	7,201,087	11,389,348	4,266,680	-2,934,407
(Appropriations).....	(7,201,087)	(6,789,348)	(4,266,680)	(-2,934,407)
(Disaster relief category).....	---	(4,600,000)	---	---
Total, title III, Protection, Preparedness,				
Response and Recovery Directorate.....	8,556,738	12,818,567	5,679,869	-2,876,869
Appropriations.....	(8,556,738)	(8,244,209)	(5,679,869)	(-2,876,869)
Rescissions.....	---	(-25,642)	---	---
Disaster relief category.....	---	(4,600,000)	---	---
(By transfer).....	(291,507)	(184,544)	(91,778)	(-199,729)
(Transfer out).....	(-307,475)	(-184,544)	(-115,778)	(+191,697)
(Limitation on direct loans).....	(25,000)	(25,000)	(25,000)	---

TITLE IV - RESEARCH AND DEVELOPMENT, TRAINING,
AND SERVICES

United States Citizenship and Immigration Services

Appropriations:

Pay and benefits.....	---	1,467	---	---
Data center consolidation.....	2,157	12,500	---	-2,157
Systematic Alien Verification for Entitlements....	---	29,937	---	---
E-Verify program.....	103,193	102,424	102,424	-769

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Immigrant integration programs.....	11,000	19,749	---	-11,000
Asylum and refugee services.....	29,950	203,400	---	-29,950
Total, Appropriations.....	146,300	369,477	102,424	-43,876
Fee Accounts:				
Adjudication Services:				
District operations.....	(1,145,900)	(1,157,137)	(1,315,570)	(+169,670)
(Immigrant Integration Grants).....	---	---	(10,000)	(+10,000)
Service center operations.....	(482,086)	(519,518)	(532,414)	(+50,328)
Asylum, refugee and international operations....	(60,982)	(88,364)	(196,877)	(+135,895)
Records operations.....	(102,471)	(103,902)	(86,631)	(-15,840)
Business transformation.....	(164,025)	(234,400)	(344,055)	(+180,030)
(Digitization program).....	(29,000)	---	(29,000)	---
Subtotal.....	1,955,464	2,103,321	2,475,547	+520,083
Information and Customer Services:				
Operating expenses.....	(83,501)	(85,773)	(88,891)	(+5,390)
Administration:				
Operating expenses.....	(336,514)	(348,295)	(381,666)	(+45,152)
Systematic Alien Verification for Entitlements (SAVE):				
Entitlements (SAVE).....	---	---	(29,937)	(+29,937)
Subtotal.....	2,375,479	2,537,389	2,976,041	+600,562

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

H1-B Visa Fee Account:				
Adjudication Services:				
Service center operations.....	(13,000)	---	---	(-13,000)
H1-B and L Fraud Prevention Fee Account:				
Adjudication Services:				
District operations.....	(23,235)	---	---	(-23,235)
Asylum and refugee operating expenses.....	(13,195)	---	---	(-13,195)
Service center operations.....	(1,648)	---	---	(-1,648)

Subtotal.....	38,078	---	---	-38,078

Total, Fee accounts.....	2,426,557	2,537,389	2,976,041	+549,484

Total, United States Citizenship and Immigration Services.....	(2,572,857)	(2,906,866)	(3,078,465)	(+505,608)

Appropriations.....	(146,300)	(369,477)	(102,424)	(-43,876)
Fee accounts.....	(2,426,557)	(2,537,389)	(2,976,041)	(+549,484)

(Immigration Examination Fee Account).....	(2,375,479)	(2,486,311)	(2,923,845)	(+548,366)
(H1-B Visa Fee Account).....	(13,000)	(13,000)	(13,000)	---
(H1-B and L Fraud Prevention Fee Account).....	(38,078)	(38,078)	(39,196)	(+1,118)
=====				

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Federal Law Enforcement Training Center				
Salaries and Expenses:				
Law enforcement training.....	234,141	207,937	207,937	-26,204
Management and administration.....	---	29,716	29,716	+29,716
Accreditation.....	1,308	1,304	1,304	-2
Subtotal.....	235,447	238,957	238,957	+3,510
Acquisitions, Construction, Improvements, and Related Expenses: direct appropriation.....				
	35,385	37,456	32,456	-2,929
Total, Federal Law Enforcement Training Center..	270,832	276,413	271,413	+581

Science and Technology

Management and Administration.....	140,918	149,365	135,000	-5,918
Research, Development, Acquisition, and Operations:				
Border and maritime security.....	32,167	---	---	-32,167
Chemical and biological.....	168,577	---	---	-168,577
Command, control, and interoperability.....	68,593	---	---	-68,593
Explosives.....	111,813	---	---	-111,813
Human factors.....	11,458	---	---	-11,458
Infrastructure and geophysical.....	25,056	---	---	-25,056
Innovation.....	31,330	---	---	-31,330

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Test and evaluations/standards.....	18,130	---	---	-18,130
Transition.....	41,645	---	---	-41,645
Research, development, and innovation.....	---	659,850	265,783	+265,783
Laboratory facilities.....	140,000	276,500	176,500	+36,500
Acquisition and operations support.....	---	54,154	54,154	+54,154
University programs.....	39,890	36,563	36,563	-3,327

Subtotal.....	686,659	1,027,067	533,000	-153,659

Total, Science and Technology.....	827,577	1,176,432	668,000	-159,577
=====				
 Domestic Nuclear Detection Office				
Management and Administration.....	36,918	41,120	38,000	+1,082
Research, Development, and Operations:				
Systems engineering and architecture.....	33,195	31,857	30,000	-3,195
Systems development.....	52,851	69,689	51,000	-1,851
Transformational research and development.....	96,326	---	40,000	-56,326
Assessments.....	38,139	43,104	38,000	-139
Operations support.....	32,756	36,837	33,000	+244
National Technical Nuclear Forensics Center.....	21,619	24,770	23,000	+1,381

Subtotal.....	274,886	206,257	215,000	-59,886

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted

Systems Acquisition:				
Radiation portal monitor program.....	---	37,361	7,000	+7,000
Securing the Cities.....	19,940	27,000	22,000	+2,060
Human portable radiation detection system.....	10,000	20,000	8,000	-2,000
Subtotal.....	29,940	84,361	37,000	+7,060
Total, Domestic Nuclear Detection Office.....	341,744	331,738	290,000	-51,744
=====				
Total, title IV, Research and Development, Training, and Services.....	1,586,453	2,154,060	1,331,837	-254,616
(Fee Accounts).....	(2,426,557)	(2,537,389)	(2,976,041)	(+549,484)
=====				

TITLE V - GENERAL PROVISIONS

FY11 continuing resolution rescissions.....	-23,000	---	---	+23,000
FY11 continuing resolution rescissions (security).....	-533,906	---	---	+533,906
NSSE reimbursement fund (Sec. 552).....	7,500	---	7,500	---
Rescission of unobligated balances (Sec. 571).....	---	---	-45,411	-45,411
Sale of Loran-C sites (leg. proposal).....	---	-5,000	---	---
Spending of proceeds (leg. proposal).....	---	5,000	---	---
CBP change in fee collection (leg proposal).....	---	-110,000	---	---
Spending of fees (leg. proposal).....	---	110,000	---	---
Data center migration (Sec. 556).....	---	---	70,000	+70,000
St. Elizabeths/mission support (Sec. 560).....	---	---	55,979	+55,979
Rescission of legacy funds (Sec. 570).....	---	---	-20,654	-20,654

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
ICE Salaries and expenses (rescission)(Sec. 572).....	---	---	-10,000	-10,000
ICE Automation Modernization (rescission)(Sec. 572)...	---	---	-10,000	-10,000
TSA (rescission)(Sec. 572).....	---	---	-71,300	-71,300
CBP Automation Modernization (rescission)(Sec.572)....	---	---	-5,000	-5,000
CBP BSFIT Program Management (rescission)(Sec. 572)...	---	---	-7,000	-7,000
USCG AC&I Great Lakes Icebreaker (rescission)(Sec.572)	---	---	-2,427	-2,427
TASC (rescission)(Sec. 572).....	---	---	-5,000	-5,000
US-VISIT (rescission)(Sec. 572).....	---	---	-27,400	-27,400
	=====	=====	=====	=====
Total, title V, General Provisions.....	-549,406	---	-70,713	+478,693
Appropriations.....	(7,500)	---	(133,479)	(+125,979)
Rescissions.....	(-556,906)	---	(-204,192)	(+352,714)
	=====	=====	=====	=====

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DIVISION D - DEPARTMENT OF HOMELAND SECURITY
(Amounts in thousands)

	FY 2011 Enacted	FY 2012 Request	Conference	Conference vs. Enacted
Grand total.....	43,321,258	49,615,730	41,298,385	-2,022,873
Appropriations.....	(43,624,164)	(45,057,672)	(41,244,577)	(-2,379,587)
Rescissions.....	(-556,908)	(-41,942)	(-204,192)	(+352,714)
Emergency appropriations (Overseas contingency operations).....	(254,000)	---	---	(-254,000)
Overseas contingency operations/Global war on terrorism.....	---	---	(258,000)	(+258,000)
Disaster relief category.....	---	(4,600,000)	---	---
(Fee funded programs).....	(4,187,983)	(4,357,763)	(4,824,415)	(+636,432)
(Limitation on direct loans).....	(25,000)	(25,000)	(25,000)	---
(by transfer).....	(307,475)	(184,544)	(115,778)	(-191,697)
(transfer out).....	(-307,475)	(-184,544)	(-115,778)	(+191,697)

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