



## CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

July 6, 2001

### **H.R. 2215** **21st Century Department of Justice Appropriations Authorization Act**

*As ordered reported by the House Committee on the Judiciary on June 20, 2001*

#### **SUMMARY**

H.R. 2215 would authorize the appropriation of funds in fiscal year 2002 for many programs and agencies in the Department of Justice (DOJ), including the Federal Bureau of Investigation, the Immigration and Naturalization Service, the United States Attorneys, and the Bureau of Prisons. Assuming appropriation of the authorized amounts, CBO estimates that implementing H.R. 2215 would cost \$17.6 billion over the 2002-2006 period. (The four agencies listed above would account for almost \$13 billion of that total.) This legislation would not affect direct spending or receipts, so pay-as-you-go procedures would not apply.

H.R. 2215 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act (UMRA) and would impose no costs on state, local, or tribal governments. Some of the funds authorized in the bill would be provided to state and local governments in the form of grants and reimbursements.

#### **ESTIMATED COST TO THE FEDERAL GOVERNMENT**

The estimated budgetary impact of H.R. 2215 is shown in the following table. The cost of this legislation falls within budget functions 750 (administration of justice), 050 (national defense), and 150 (international affairs).

	By Fiscal Year, in Millions of Dollars					
	2001	2002	2003	2004	2005	2006
<b>SPENDING SUBJECT TO APPROPRIATION</b>						
Spending Under Current Law						
Budget Authority <sup>a</sup>	15,597	0	0	0	0	0
Estimated Outlays	15,089	3,023	1,315	292	131	79
Proposed Changes						
Estimated Authorization Level	0	17,689	0	0	0	0
Estimated Outlays	0	13,463	2,588	1,205	259	58
Spending Under H.R. 2215						
Estimated Authorization Level <sup>a</sup>	15,597	17,689	0	0	0	0
Estimated Outlays	15,089	16,486	3,903	1,497	390	137

a. The 2001 level is the amount appropriated for that year for the programs that would be authorized by the bill. The 2001 appropriation for the entire Department of Justice is \$20.9 billion.

## **BASIS OF ESTIMATE**

For the purposes of this estimate, CBO assumes that the amounts authorized by the bill will be appropriated by the start of fiscal year 2002 and that spending would follow the historical spending rates for the authorized activities. We expect a few programs to spend additional funds more slowly than the historical rates because the bill would provide substantial increases in authorization amounts, relative to the amounts appropriated for 2001.

Under current law, the Antitrust Division of DOJ is authorized to collect pre-merger filing fees and spend such collections without further appropriation action. CBO assumes that amounts authorized to be appropriated in H.R. 2215 for the Antitrust Division are in addition to this current authority. Section 102 of the bill would authorize the transfer of 200 positions within DOJ to create additional assistant U.S. attorneys. Under the bill, the new positions would be filled by current litigation attorneys, and those positions would be eliminated. H.R. 2215 would authorize the appropriation of such sums as necessary in 2002 to fund this action. Based on information from DOJ, we estimate that implementing this provision would cost \$6 million in 2002 to pay for increases in salaries, benefits, and travel costs.

**PAY-AS-YOU-GO CONSIDERATIONS:** None.

## **INTERGOVERNMENTAL AND PRIVATE-SECTOR IMPACT**

H.R. 2215 contains no intergovernmental or private-sector mandates as defined in UMRA and would impose no costs on state, local, or tribal governments. Some of the funds authorized in the bill would be provided to state and local governments in the form of grants and reimbursements.

### **ESTIMATE PREPARED BY:**

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