



**PREVENTING AND COMBATING TERRORISM,
INCLUDING COUNTERTERRORISM AND
INTELLIGENCE**

**+ \$227.3 million in Counterterrorism and Intelligence Enhancements
\$38.5 million in Directed State and Local Resources**

Overview

The Department of Justice's (DOJ) top priority continues to be the prevention, investigation, and prosecution of terrorist activities against U.S. citizens and interests. The FY 2008 President's Budget requests \$265.8 million in enhancements and directed resources to strengthen the nation's counterterrorism investigative capabilities to identify, track, and dismantle terrorist cells operating in the U.S. and overseas, and to fortify the Nation's intelligence analysis capabilities.

The mission and capability transformation that DOJ began following September 11, 2001, was hastened by the enactment of the Intelligence Reform and Terrorism Prevention Act of 2004. In assuming a greater role in protecting the Nation from internal and external terrorist threats, last year, the Department formed the National Security Division (NSD) to synchronize its counterterrorism and counterintelligence programs. For FY 2008, DOJ requests \$6.6 million to fund critical NSD enhancements, including the addition of offices to oversee crisis management preparation and policy development, and legal analysis and coordination.

In addition, the FY 2008 budget includes resources to expand the Federal Bureau of Investigation's (FBI) national security initiatives through personnel increases and infrastructure improvements. The FY 2008 request provides \$217 million to advance the FBI's counterterrorism and intelligence collection and analysis programs, and to upgrade its information sharing mechanisms that improve homeland security cohesion and efficiency.

Finally, DOJ's counterterrorism and intelligence analysis and enforcement activities are augmented by the Civil Division's detainee litigation program (\$3.3 million), and are improved by the oversight of the Office of the Inspector General (\$460,000).

The following information summarizes the \$265.8 million in enhancements and directed State and local resources for preventing and combating terrorism and improving intelligence. More detailed information is available in the President's Budget and agency budget submissions. The number of current services positions reflects estimates that may change once final staffing decisions have been determined.

Enhancements

National Security Division (NSD)

NSD's mission is to coordinate the Department's efforts in carrying out its core mission of combating terrorism and protecting national security. The NSD's FY 2008 budget request is \$78.1 million, 346 positions (236 attorneys) and 322 FTE. The budget includes \$6.6 million in enhancements, including:

- **Counterterrorism Investigation and Prosecution: \$1.3 million and 11 positions (8 attorneys)** to strengthen NSD's counterterrorism investigative and prosecutorial capabilities to more effectively identify, track, and prevent terrorist cells from operating in the United States and overseas, and to improve information sharing and coordination with federal, State, local, and foreign partners. FY 2008 current services resources for this program are \$10.7 million and 59 positions; total FY 2008 resources are \$12.1 million and 70 positions.
- **Foreign Intelligence Surveillance Act (FISA) Operations and Intelligence Oversight: \$3.1 million and 21 positions (15 attorneys)** to address the volume and intensity of FISA processing and related workload that has increased substantially over the past five years. The NSD is at the forefront of a period of dramatic change within the Department and the Intelligence Community, during which the enhanced use of intelligence has become a critical tool in fighting the war on terror. Since 9/11, the volume and pace of FISA processing and related workload has increased substantially, requiring continuous improvements on all fronts. FY 2008 current services resources for this program are \$44.7 million and 182 positions; total FY 2008 resources are \$47.9 million and 203 positions.
- **Crisis Preparedness and Management: \$400,000 and 5 positions (2 attorneys)** to establish this new component within NSD, which will provide focused attention on planning for and managing responses to terrorist and other catastrophic events affecting national security. The Department lacks a single internal mechanism or structure to comprehensively and effectively engage in strategic planning for preparedness and crisis response. The Nation's security is directly related to our ability to address acts of terrorism, as well as other national security threats and emergencies. Additional Department resources, including a supervisory attorney, professional staff, and support personnel, must be allocated to handle these responsibilities in a focused and integrated fashion. There are no FY 2008 current services resources for this activity; therefore, FY 2008 total resources for this initiative are \$400,000 and 5 positions.
- **Policy and Legal Analysis and Coordination: \$1.2 million and 12 positions (8 attorneys)** to establish this new component within NSD, which will coordinate with other agencies and provide policy advice to the Assistant Attorney General for the NSD and all Department components on national security and related matters.

The Office will propose and implement policy initiatives and provide thoughtful, innovative and constructive legal guidance to balance the requirements of the intelligence community and law enforcement. FY 2008 current services resources for this program are \$800,000 and 4 positions; total FY 2008 resources are \$2.0 million and 16 positions.

- **Justice for Victims of Overseas Terrorism: \$500,000 and 3 positions (1 attorney)** to provide staff to monitor and oversee the investigation and prosecution of terrorists plotting against Americans abroad, and to establish a Joint Task Force with the Department of State to prepare for a terrorist incident against Americans overseas. Section 126 of the Department of Justice Appropriations Act of 2005 required the Department to establish an "Office of Justice for Victims of Overseas Terrorism ... to ensure that the investigation and prosecution of deaths of American citizens overseas are a high priority within the Department of Justice." In response, the OJVOT was established within the Office of the Assistant Attorney General for the Criminal Division on May 3, 2005; however, no resources were provided. This request provides permanent funding and staffing for the office. FY 2008 current services resources for this program are \$200,000 and one position; total FY 2008 resources are \$600,000 and 4 positions.

Federal Bureau of Investigation (FBI)

The FBI is investigative and intelligence agency charged with protecting the United States from external and internal threats. The FBI's FY 2008 budget request is \$6.4 billion, 29,373 positions (11,868 agents) and 30,795 FTE. This nearly doubles the FY 2001 enacted level of \$3.3 billion. The budget includes \$315 million in enhancements, including \$217 million for Counterterrorism and Intelligence programs such as:

- **National Security: \$40.3 million and 245 positions (150 agents)** to support field activities dedicated to national security investigations. The FBI requires these resources to effectively respond to emerging national security-related threats and expand efforts to identify, penetrate, and neutralize terrorist organizations. These resources would also increase efforts within FBI field offices to develop and strengthen working relationships with the FBI's federal, State, and local partners. FY 2008 current services for this program are \$643.2 million and 4,309 positions (3,123 agents); total FY 2008 resources are \$683.6 million and 4,554 positions (3,273 agents).
- **Computer Intrusions: \$5.6 million and 31 positions (25 agents)** to conduct criminal, counterterrorism (CT), and counterintelligence (CI) computer intrusion-related investigations where the Internet, computers, or networks are the primary tools or targets of the activity. The FBI requires additional field personnel resources to address an increase in computer attacks and respond to and investigate computer intrusion incidents, properly manage cases and personnel, and rapidly deploy as needed. The successful identification, investigation, and

prosecution of illegal computer intrusion activity deter future illegal activity by foreign powers, terrorists, and other criminal elements. FY 2008 current services for this program are \$76.3 million and 354 positions (322 agents); total FY 2008 resources are \$81.9 million and 385 positions (347 agents).

- **National Security Branch Analytic Capabilities (NSAC): \$12.0 million and 36 positions (5 agents)** to support the FBI's National Security Branch (NSB) components in the detection, identification, and tracking of individuals or entities that pose threats to the United States and its interests. The NSAC will focus on building analytical and technical capabilities in the areas of bulk data analysis, pattern analysis, and trend analysis. The NSAC is the next essential step in meeting the directive of the President for a National Security Service within the Department of Justice and the FBI. FY 2008 current services for this program are \$51.8 million and 31 positions (10 agents); total FY 2008 resources are \$63.8 million and 67 positions (15 agents).
- **Surveillance: \$12.0 million and 50 positions** to conduct surveillance and collect intelligence for an increasing number of national security investigations. Current services for this program are classified.
- **Weapons of Mass Destruction (WMD) Directorate: \$19.0 million and 146 positions (29 agents)** for the expansion of the newly established WMD Directorate. This request would allow the FBI to continue to develop the essential baseline capabilities to build a dedicated WMD program designed to prevent, prepare for, and respond to the threat of WMD. The FBI will enhance strategic partnerships focused on WMD with foreign intelligence, law enforcement, security, public health, agricultural, chemical, and other public and private sector agencies and organizations. FY 2008 current services for this program are \$43.1 million and 170 positions (57 agents); total FY 2008 resources are \$62.1 million and 316 positions (86 agents).
- **Computer Analysis Response Teams (CART): \$22.8 million** (all non-personnel funding) to support the FBI's effort to efficiently develop new CART technical capabilities and to provide digital forensic capabilities, services, and support to the FBI, intelligence organizations, and other law enforcement agencies. The CART program enables the FBI to address the challenge of collecting, examining, reviewing, and/or analyzing the ever-increasing amount of digital evidence obtained in intelligence and criminal investigations such as terrorism and espionage, violent crimes, the trafficking of illegal drugs, crimes against children and other corporate and financial crimes. FY 2008 current services for this program are \$19.7 million and 54 positions (4 agents); total FY 2008 resources are \$42.6 million and 54 positions (4 agents).
- **Regional Computer Forensic Laboratories (RCFLs): \$6 million** (all non-personnel funding) to launch one new RCFL and to provide training to newly registering state and local forensic examiners. The goal of the RCFL program is

to combine and leverage scarce technical resources and capabilities to combat terrorism, foreign intelligence operations, cyber crime (including online child exploitation investigations), white collar crime and other major criminal activity by a unique partnership that promotes quality computer forensics and strengthens the computer forensic capacity of all levels of government. RCFLs improve the ability of the FBI to support investigative operations by enhancing its technical processes, forensic analysis capabilities, and working relationships. FY 2008 current services for this program are \$8.4 million and 4 positions; total FY 2008 resources are \$14.4 million and 4 positions.

- **Render Safe Mission: \$11 million and 9 positions (3 agents)** to address the White House directive that gives the FBI the mission to respond to devices involving Weapons of Mass Destruction (WMD) within the United States and its territories. The complete development of a robust response for the directed contingencies requires the FBI to develop the command and control capability necessary to support deployments and to provide the FBI and United States government leaders with the information required to make time-critical decisions. FY 2008 current services for this program are \$25.5 million and 71 positions (45 agents); total FY 2008 resources are \$36.6 million and 80 positions (48 agents).
- **Data Intercept and Access Program: \$37.8 million and 41 positions (6 agents)** to provide additional supplies, equipment, and personnel to address the demand for secure interception of data from public and private networks. FY 2008 current services for this program are \$17.9 million and 20 positions (5 agents); total FY 2008 resources are \$55.7 million and 61 positions (11 agents).
- **Communication Exploitation: \$7.8 million and 18 positions** to enhance the FBI's ability to exploit terrorist communications by leveraging technical and analytical capabilities. This request would provide funding for FBI participation in the telecommunications industry, digital media exploitation, and electronic operations and surveillance. These resources would enhance the FBI's ability to collect, analyze, exploit, and disseminate intelligence information collected through the lawful seizure of digital media used by known or suspected terrorists. FY 2008 current services for this program are \$12.2 million and 91 positions (22 agents); total FY 2008 resources are \$20 million and 109 positions (22 agents).
- **Human Source Validation and Delta: \$12.7 million and 75 positions** to support the FBI's Confidential Human Source Validation program. Human Source Validation is a multi-step and on-going process in which qualified experts measure the accuracy, credibility and reliability of information supplied by a continuously changing pool of Confidential Human Sources. By July 2008, the FBI intends to implement the new validation standards for all 15,000 sources, requiring additional personnel resources to manage the evolving process. Funding is also requested for Delta, a tool designed to streamline the

administration and operation of the program and provide an analytical tool to assist Intelligence Analysts conducting validation. FY 2008 current services for this program are \$4 million and 22 positions (8 agents); total FY 2008 resources are \$16.8 million and 97 positions (8 agents).

- **Human Intelligence Management: \$9.5 million and 10 positions (6 agents)** to improve the FBI's Human Intelligence (HUMINT) training capability through the delivery of the HUMINT Source Targeting and Development Course (HSTDC). The proposed HUMINT training course would provide intensive instruction in intelligence collection as well as provide a curriculum in line with that of other Intelligence Community agencies while considering the unique aspects of FBI jurisdictional, operational, and environmental realities. FY 2008 current services for this program are \$3.1 million and 24 positions (9 agents); total FY 2008 resources are \$12.6 million and 34 positions (15 agents).
- **Digital Collection System (DCS-5000): \$10.3 million and 14 positions** to support the development of the DCS 5000 system to collect and disseminate digital data such as telecommunications intercepts. FY 2008 current services for this program are \$19.2 million and 8 positions (1 agent); total FY 2008 resources are \$29.5 million and 22 positions (1 agent).
- **Tactical Operations Support Center (TOSC): \$5.0 million and 13 positions (6 agents)** to address increasing demand for the use of the covert entry/search technique in support of the FBI's intelligence and evidence collection requirements. FY 2008 current services for this program are \$17 million and 45 positions (18 agents); total FY 2008 resources are \$22.0 million and 58 positions (24 agents).
- **Terrorist Screening Center (TSC): \$1.3 million and 14 positions (1 agent)** to support on-going TSC requirements. The FBI requests a personnel enhancement to provide security for the new TSC stand-alone facility, which is anticipated to be occupied in late FY 2007, provide audit and analytical assistance, augment the TSC's airport liaison personnel cadre, and handle key office support requirements. FY 2008 current services for this program are \$102.9 million and 108 positions (17 agents); total FY 2008 resources are \$104.2 million and 122 positions (18 agents).
- **Open Source: \$375,000 and 3 positions** to staff the FBI's Open Source Program. These positions would be used to define the FBI's open source requirements, act as liaison with the Office of the Director of National Intelligence's Open Source Center (OSC) and develop an Open Source Program plan for the FBI. The requested personnel would also exploit Intelligence Community capabilities such as OSC technology and content management tools in support of the FBI's intelligence mission. FY 2008 current services for this program are \$250,000 and 2 positions; total FY 2008 resources are \$625,000 and 5 positions.

- **National Virtual Translation Center (NVTC): \$3.5 million and 3 positions**, including \$3.0 million in non-personnel funding) to sustain current translation service capability at the Intelligence Community Linguistic Exploitation Program and to support other ongoing priority NVTC and program office management requirements. The funds will provide for equipment, software development, and contract support. FY 2008 current services for this program are \$8.0 million and 10 positions; total FY 2008 resources are \$11.5 million and 13 positions.

Office of the Inspector General (OIG)

The OIG provides procedural and programmatic oversight and guidance to the Department on various key activities. The OIG's FY 2008 budget request is \$73.2 million, 439 positions (135 agents), and 448 FTE. This represents a 76 percent increase over the FY 2001 enacted level of \$41,484,000. The following is the OIG's FY 2008 enhancement.

- **Counterterrorism Oversight: \$500,000 and 5 positions (1 attorney)** to enable the OIG to assist the Department in ensuring that its counterterrorism funds are used effectively. With these positions, the OIG will continue to examine key issues such as the FBI's Sentinel Case Management System, the FBI's efforts to protect the nation's seaports, and its process for reporting possible violations involving its intelligence activities to the President's Intelligence Oversight Board. Additional resources would enable the OIG to undertake new reviews in these and other critical areas. FY 2008 current services resources for this initiative are the total program level of \$72.7 million and 434 positions (135 agents).

Civil Division

- **Guantanamo Bay Detainee Litigation: \$3.3 million and 29 positions (23 attorneys)** to defend the government in Guantanamo Bay Detainee litigation. Since 9/11, the government has implemented numerous counterterrorism strategies that have proven highly effective in disrupting attacks and weakening global terrorist networks. Many of these policies, however, have drawn legal challenges in courts, including hundreds of lawsuits filed on behalf of alien enemy combatants held at Guantanamo Bay Naval Base in Cuba. The successful litigation of these cases is necessary to ensure that legal challenges do not hinder counterterrorism efforts. FY 2008 current services resources for this initiative are \$2.3 million and 7 positions (7 attorneys). FY 2008 total resources for this initiative are \$5.5 million and 36 positions (30 attorneys).

Directed State & Local Resources
(This program also referenced in the State and Local Fact Sheet)

Office of Justice Programs

- **Regional Information Sharing System (RISS): \$38.5 million** in total funding is requested for RISS. This funding will be used to provide increased intelligence and forensic services for State and local law enforcement. RISS is comprised of six regional intelligence centers operating in mutually exclusive geographic regions that include all 50 States, the District of Columbia, and U.S. Territories. These regional centers facilitate and encourage information sharing and communications to support member agencies' investigative and prosecution efforts by providing state-of-the-art investigative support and training, analytical services, specialized equipment, secure information sharing technology, and secure encrypted e-mail and communication capabilities to over 6,000 municipal, county, State, and federal law enforcement agencies nationwide. RISS' ATIX (Anti-terrorism Information Exchange) is designed to provide limited access to RISS.net to non-traditional groups of users in order to secure interagency communication, information sharing, and dissemination of threat information. The FY 2007 estimated level for this program is \$41.9 million.

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Enhancements and Resource Summary**

Bureau/Initiative	Positions	(\$000's)
Enhancements		
NATIONAL SECURITY DIVISION		
Counterterrorism Investigation and Prosecution	11	\$1,331
FISA Operations and Intelligence Oversight	21	3,114
Crisis Preparedness and Management	5	433
Policy and Legal Analysis and Coordination	12	1,216
Justice for Victims of Overseas Terrorism	3	463
Subtotal, NSD	52	6,557
FEDERAL BUREAU OF INVESTIGATION		
National Security	245	40,327
Computer Intrusions	31	5,561
National Security Branch Analytical Capabilities	36	11,969
Surveillance	50	11,997
WMD Directorate	146	18,984
Computer Analysis Response Teams	0	22,840
Regional Computer Forensic Laboratories	0	6,000
Render Safe Mission	9	11,047
Data Intercept and Access Program	41	37,795
Communication Exploitation	18	7,809
Human Source Validation and Delta	75	12,729
Human Intelligence Management	10	9,525
Digital Collection System	14	10,297
Tactical Operations Support Center	13	4,956
Terrorist Screening Center	14	1,342
Open Source	3	375
National Virtual Translation Center	3	3,450
Subtotal, FBI	708	217,003
OFFICE OF THE INSPECTOR GENERAL	5	460
Subtotal, OIG	5	460
CIVIL DIVISION	29	3,263
Subtotal, Civil Division	29	3,263
Total Enhancements	794	\$227,283
Directed State and Local Resources		
OFFICE OF JUSTICE PROGRAMS		
Regional Information Sharing System		38,469
Subtotal, OJP		38,469
Total Directed State and Local Resources		\$38,469
Grand Total Enhancements/Directed State and Local Resources	794	\$265,752