



## GENERAL LEGAL ACTIVITIES Environment & Natural Resources Division (ENRD)

| FY 2017 Budget Request At A Glance |  |
|------------------------------------|--|
| FY 2016 Enacted:                   | \$110.5 million (537 positions; 370 attorneys)         |
| Current Services Adjustments:      | +\$8.5 million   |
| Program Changes:                   | +\$3.5 million   |
| FY 2017 Budget Request:            | \$122.6 million (550 positions; 379 attorneys)         |
| Change From FY 2016 Enacted:       | +\$12.0 million (+10.9%) (+13 positions; +9 attorneys) |

### Mission:

ENRD's mission is to enforce civil and criminal environmental laws and programs protecting the public and environment of the United States and to defend suits challenging environmental programs and activities. ENRD oversees all federal environmental and natural resources litigation arising under more than 150 federal statutes. These statutes include the Clean Air Act; Clean Water Act; Comprehensive Environmental Response, Compensation and Liability Act (Superfund law); Endangered Species Act; National Environmental Policy Act; and many others. The Division's work entails bringing civil and criminal enforcement actions to stop polluters and recover clean-up costs, defending federal agencies in their administration of federal programs including management of federal lands and other natural resources, defending federal regulatory agencies that issue environmental regulations, resolving disputes related to Indian tribes and their lands, and acquiring real property by eminent domain for congressionally authorized purposes.

### Resources:

The FY 2017 budget request for ENRD totals \$122.6 million, which is a 10.9% increase over the FY 2016 Enacted.

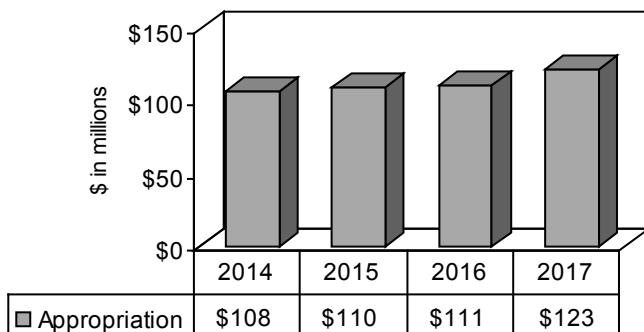
### Organization:

ENRD is headed by an Assistant Attorney General (AAG), who is appointed by the President and confirmed by the Senate. The AAG is assisted by four Deputy Assistant Attorneys General. The AAG oversees a Division that is organized into nine practice areas dedicated to the enforcement of the nation's civil and criminal environmental laws and programs as well as the defense of the United States in matters concerning stewardship of the nation's natural resources and public lands. With several small field locations across the United States, the Division is the nation's environmental lawyer, and the largest environmental law firm in the country.

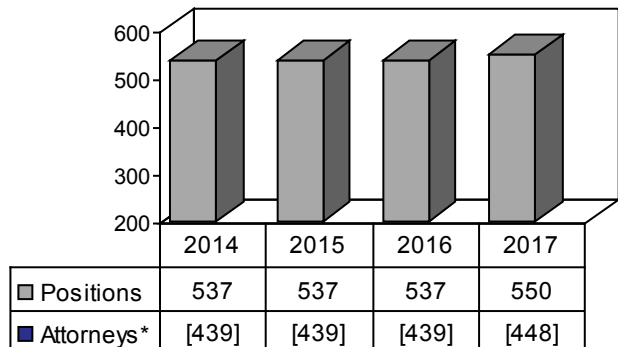
### Personnel:

ENRD's direct positions for FY 2017 total 550 positions. ENRD's FY 2017 request includes an increase of 13 positions over the FY 2016 Enacted of 537 direct positions.

**Funding (FY 2014 - 2017)**



**Personnel (FY 2014 - 2017)**



\* Includes Reimbursable Attorneys.

## **FY 2017 Strategy:**

ENRD handles both civil and criminal litigation concerning the defense and enforcement of environmental laws and regulations. The Division serves as the nation's environmental litigator and represents many federal agencies including the Environmental Protection Agency, Department of the Interior, Department of Defense, Department of Agriculture, and Department of Homeland Security.

As the nation's chief environmental litigator, ENRD strives to obtain full compliance with environmental and conservation statutes. To this end, ENRD seeks to redress past violations that have harmed the environment, establish credible deterrence against future violations, recoup federal funds spent to abate environmental contamination, and obtain funds to restore or replace natural resources damaged through oil spills or the release of other hazardous substances. ENRD ensures illegal emissions are eliminated, hazardous wastes are cleaned up, and drinking water is safe. ENRD's actions, in conjunction with the work of its client agencies, enhance the quality of the environment in the United States and the health and safety of its citizens.

In FY 2017, ENRD will continue to pursue legal action to enforce federal pollution abatement laws and obtain compliance with environmental protection and conservation statutes. In all matters concerning protection, use, and development of the nation's natural resources and public lands, the Division will defend suits challenging all of the foregoing laws, and fulfill the federal government's responsibility to litigate on behalf of Indian tribes and individual Indians. ENRD will continue to protect the federal fisc, reduce harmful discharges into the air, water, and land, enable clean-up of contaminated waste sites, and ensure proper disposal of solid and hazardous waste.

The Division will continue to pursue enforcement of environmental laws as a result of oil and gas extraction activities in Indian country. ENRD will address enforcement of workplace safety statutes in partnership with the Department of Labor; and, pursue enforcement activities under animal welfare protection statutes.

## **FY 2017 Program Changes:**

**Enhancing the Safety of America's Workforce:** \$1.0 million and 6 positions (3 attorneys)

The Department is committed to fairly and thoroughly upholding the Nation's important worker protection laws and ensuring every American's right to a safe workplace. To increase the frequency and effectiveness of criminal prosecutions of worker-safety violations, the Department is requesting additional resources for ENRD to support increased enforcement of worker protection statutes in partnership with the Department of Labor. There are no current services for this initiative.

**Ensuring the Welfare of Animals in the United States:** \$1.0 million and 3 positions (2 attorneys)

In recent years, the Department has taken a greater leadership role in enforcing federal animal welfare laws. To best deter and enforce violations of these important federal statutes, additional resources are requested to support ENRD's efforts to develop its new animal welfare enforcement program, following the Division's new enforcement authorities. There are no current services for this initiative.

**Improving Environmental Enforcement in Indian Country:** \$1.5 million and 4 positions (4 attorneys)

The rapid expansion of oil and gas extraction on Indian lands in the last decade has impacted civil and criminal enforcement capacity necessary for protecting human health and the environment in Indian Country. In response to this, the Department is requesting additional resources for ENRD to work closely with federal and tribal agencies to litigate cases addressing environmental violations in Indian Country. There are no current services for this initiative.

**Environment & Natural Resources Division**

(Dollars in Thousands)

|   | Environment & Natural Resources Division |            |                |
|---|--|------------|----------------|
|   | Pos.                                     | FTE        | Amount         |
| <b>2015 Appropriation</b>                             | <b>537</b>                               | <b>540</b> | <b>110,077</b> |
| <b>2016 Enacted</b>                                   | <b>537</b>                               | <b>526</b> | <b>110,512</b> |
| <b>2017 Request</b>                                   | <b>550</b>                               | <b>533</b> | <b>122,561</b> |
| <b>Change 2017 from 2016 Enacted</b>                  | <b>13</b>                                | <b>7</b>   | <b>12,049</b>  |
| <b>Technical Adjustments</b>                          |  |            |                |
| <b>Total Technical Adjustments</b>                    | <b>0</b>                                 | <b>0</b>   | <b>0</b>       |
| <b>Base Adjustments</b>                               |  |            |                |
| Pay & Benefits  | 0  | 0          | 662            |
| Domestic Rent & Facilities                            | 0  | 0          | 7,887          |
| <b>Total Base Adjustments</b>                         | <b>0</b>                                 | <b>0</b>   | <b>8,549</b>   |
| <b>2017 Current Services</b>                          | <b>537</b>                               | <b>526</b> | <b>119,061</b> |
| <b>Program Changes</b>                                |  |            |                |
| <b>Increases:</b>                                     |  |            |                |
| Enhancing the Safety of America's Workforce           | 6  | 3          | 1,000          |
| Ensuring the Welfare of Animals in the United States  | 3  | 2          | 1,000          |
| Improving Environmental Enforcement in Indian Country | 4  | 2          | 1,500          |
| <b>Subtotal, Program Increases</b>                    | <b>13</b>                                | <b>7</b>   | <b>3,500</b>   |
| <b>Decreases:</b>                                     |  |            |                |
| <b>Subtotal, Program Decreases</b>                    | <b>0</b>                                 | <b>0</b>   | <b>0</b>       |
| <b>Total Program Changes</b>                          | <b>13</b>                                | <b>7</b>   | <b>3,500</b>   |
| <b>2017 Request</b>                                   | <b>550</b>                               | <b>533</b> | <b>122,561</b> |

**Environment & Natural Resources Division**

(Dollars in Thousands)

| Comparison by activity and program | 2016 Enacted |     |         | 2017 Current Services |     |         |
|------------------------------------|--------------|-----|---------|-----------------------|-----|---------|
|                                    | Pos.         | FTE | Amount  | Pos.                  | FTE | Amount  |
| Environment and Natural Resources  | 537          | 526 | 110,512 | 537                   | 526 | 119,061 |
| <b>Total</b>                       | 537          | 526 | 110,512 | 537                   | 526 | 119,061 |
| Reimbursable FTE                   | 0            | 115 | 0       | 0                     | 115 | 0       |
| <b>Grand Total</b>                 | 537          | 641 | 110,512 | 537                   | 641 | 119,061 |

| Comparison by activity and program | 2017 Total Program Changes |     |        | 2017 Request |     |         |
|------------------------------------|----------------------------|-----|--------|--------------|-----|---------|
|                                    | Pos.                       | FTE | Amount | Pos.         | FTE | Amount  |
| Environment and Natural Resources  | 13                         | 7   | 3,500  | 550          | 533 | 122,561 |
| <b>Total</b>                       | 13                         | 7   | 3,500  | 550          | 533 | 122,561 |
| Reimbursable FTE                   | 0                          | 0   | 0      | 0            | 115 | 0       |
| <b>Grand Total</b>                 | 13                         | 7   | 3,500  | 550          | 648 | 122,561 |