



Asset Forfeiture Program (AFP)

FY 2022 Budget Request At A Glance	
FY 2021 Enacted:	\$20.5 million (Discretionary Authority) \$2,400.0 million (428 positions) (Indefinite Authority)
Current Services Adjustments:	\$0 (Discretionary Authority) +\$79.1 million (Indefinite Authority)
Program Changes:	\$0 (Discretionary Authority) -\$1,239 million (Indefinite Authority)
FY 2022 Budget Request:	\$20.5 million (Discretionary Authority) \$1,241.0 million (428 positions) (Indefinite Authority)
Change From FY 2021 Enacted:	\$0 (Discretionary Authority) -\$1,159 million (-48.3%) (Indefinite Authority)

Mission:

The Asset Forfeiture Program (AFP) touches every Federal, State, tribal, and local law enforcement agency in the country, and the related cases are handled by all 94 U.S. Attorneys' Offices and the Department of Justice's Criminal Division. Through joint partnerships among law enforcement at all levels, domestically and internationally, the AFP mission is to use asset forfeiture consistently and strategically as a tool to deter, disrupt and dismantle criminal enterprises by depriving criminals of the fruits and instrumentalities of their illicit activity. Whenever possible, the program seeks to restore property to innocent victims of criminal fraud schemes.

Organization:

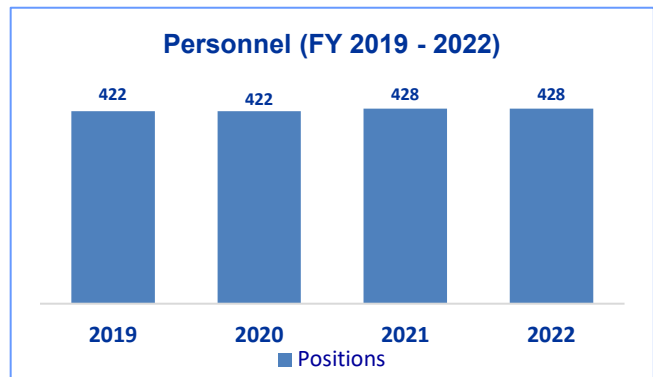
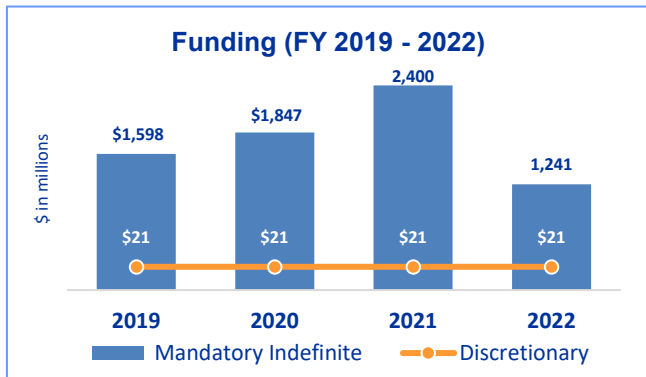
The Asset Forfeiture Management Staff (AFMS) is located in Washington, DC, and is responsible for the administrative management and operational functions, including review and evaluation of all AFP activities and budgeting, financial management, and contracting operations related to the fund. AFMS also provides centralized operations and development of forfeiture-related systems and applications used by law enforcement officers and prosecutors to account for assets seized from criminal enterprises. Participating agencies include the Drug Enforcement Administration, the Federal Bureau of Investigation (FBI), the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), the U.S. Marshals Service (USMS), U.S. Attorneys (USA), the Criminal Division's (CRM) Money Laundering and Asset Recovery Section, and several other Federal law enforcement agencies. Allocation recommendations are forwarded to the Office of the Deputy Attorney General through the Justice Management Division.

Resources:

All AFP funding is provided from forfeiture activities. While \$20.5 million is designated as discretionary and may be used for non-forfeiture related activities, the remaining \$1.2 billion is designated as mandatory. The mandatory portion will be used to pay victims and third parties, share resources with State and local participants, and fund programs in support of the AFP.

Personnel:

The AFP's direct positions for FY 2022 total 428 positions. This includes 33 positions in AFMS and sub-allotments of 217 positions for the USMS, 113 positions for CRM, 57 positions for the USA, 4 positions for the ATF, and 4 positions for the FBI.



FY 2022 Strategy:

In FY 2022, the Department's forfeiture program will play a critical role in disrupting and dismantling illegal enterprises, depriving criminals of the proceeds of illegal activity, deterring crime, and restoring property to victims.

The AFP directly supports State and local law enforcement participation in joint Federal law enforcement operations to provide a key force multiplier in targeting violent crime, including gang activities, organized crime, illegal drug activities, gun violence, and fugitive apprehensions. Annually, approximately 6,000 State and local law enforcement agencies receive Assets Forfeiture Fund (AFF) support to help compensate them for their joint efforts with Federal task force operations. This includes reimbursement for overtime and equipment, such as vehicles and protective gear to enhance officer safety and the effectiveness of these joint operations.

The AFP faces a number of challenges, both internal and external. For example, a structural decline in asset seizure activity over the past several years has made the Program increasingly reliant on sporadic and unpredictable revenues from large forfeiture cases to cover normal operating expenses. AFMS is working with partner agencies to align the Program's core annualized program expenses to a level that can be more fully supported by predictable case receipts.

In recent years, the Program has focused increasing attention on building technical and operational capacity to investigate complex economic crime. The globalization of economic and financial systems, the rapidly changing nature of technology, and the growing sophistication of criminal organizations have increased the prevalence of economic crime. When foreign governments, terrorists, or well-established international criminals are involved, the investigative techniques often require specialist teams, as well as analytical tools and methods to evaluate many variations of highly complex, technical, and data-intensive crimes. The Program funds traditional infrastructure and operational needs while also investing in new techniques that expand asset forfeiture's impact.

FY 2022 Program Changes:

Asset Forfeiture Program (Permanent Indefinite Authority)

AFP Program Adjustments: -\$1,239 million and 0 positions
Current FY 2022 estimates for AFP mandatory expenses are \$1,238.6 million below current services. The decrease is largely due to three "one time" Extraordinary Receipts cases for which AFP will provide most of the forfeited value to victims in FY 2021. This includes: \$638.6 million in remaining forfeited value for the Reckitt Benckiser Group plc (RB Group, or Suboxone) case, the \$450.0 million in remaining forfeited value for the 1Malaysia Development Berhad (1MDB) case, and the \$150.4 million Stanford International Bank case.

Asset Forfeiture Program (Discretionary Authority)

No program changes requested.

Asset Forfeiture Program (Discretionary Authority)

(Dollars in Thousands)

	Asset Forfeiture Program (Permanent Indefinite Authority)			Asset Forfeiture Program (Discretionary Authority)			Total		
	Pos	FTE	Amount	Pos	FTE	Amount	Pos	FTE	Amount
2020 Appropriation	422	340	1,940,020	0	0	20,514	422	340	1,960,534
2020 Sequester Cut	0	0	-100,914	0	0	0	0	0	-100,914
2020 Enacted with Rescissions	422	340	1,839,106	0	0	20,514	422	340	1,859,620
2021 Enacted	428	409	2,479,420	0	0	20,514	428	409	2,499,934
2021 Sequester Cut	0	0	-79,104	0	0	0	0	0	-79,104
2021 Enacted with Rescissions	428	409	2,400,316	0	0	20,514	428	409	2,420,830
2022 Request	428	409	1,240,862	0	0	20,514	428	409	1,261,376
Change 2022 from 2021 Enacted	0	0	-1,159,454	0	0	0	0	0	-1,159,454
Technical Adjustments									
FY 2021 Sequester Available in FY 2022	0	0	79,104	0	0	0	0	0	79,104
Total Technical Adjustments	0	0	79,104	0	0	0	0	0	79,104
Base Adjustments									
Total Base Adjustments	0	0	0	0	0	0	0	0	0
2022 Current Services	428	409	2,479,420	0	0	20,514	428	409	2,499,934
Program Changes									
Increases:									
Subtotal, Program Increases	0	0	0	0	0	0	0	0	0
Decreases:									
AFP Program Adjustments	0	0	-1,238,558	0	0	0	0	0	-1,238,558
Subtotal, Program Decreases	0	0	-1,238,558	0	0	0	0	0	-1,238,558
Total Program Changes	0	0	-1,238,558	0	0	0	0	0	-1,238,558
2022 Request	428	409	1,240,862	0	0	20,514	428	409	1,261,376

Asset Forfeiture Program (Permanent Indefinite Authority)

(Dollars in Thousands)

Comparison by activity and program	2021 Enacted			2022 Current Services		
	Pos.	FTE	Amount	Pos.	FTE	Amount
AFF - Permanent, Indefinite Authority	428	409	2,400,316	428	409	2,479,420
Total	428	409	2,400,316	428	409	2,479,420

Comparison by activity and program	2022 Total Program Changes			2022 Request		
	Pos.	FTE	Amount	Pos.	FTE	Amount
AFF - Permanent, Indefinite Authority	0	0	-1,238,558	428	409	1,240,862
Total	0	0	-1,238,558	428	409	1,240,862

Asset Forfeiture Program (Discretionary Authority)

(Dollars in Thousands)

Comparison by activity and program	2021 Enacted			2022 Current Services		
	Pos.	FTE	Amount	Pos.	FTE	Amount
AFF - Appropriated, Definite Authority	0	0	20,514	0	0	20,514
Total	0	0	20,514	0	0	20,514

Comparison by activity and program	2022 Total Program Changes			2022 Request		
	Pos.	FTE	Amount	Pos.	FTE	Amount
AFF - Appropriated, Definite Authority	0	0	0	0	0	20,514
Total	0	0	0	0	0	20,514