



Executive Office for Immigration Review (EOIR)

FY 2024 Budget Request At A Glance

FY 2023 Enacted:	\$860.0 million (4,195 positions; 1,785 attorneys)
Current Services Adjustments:	+\$78.3 million
Program Changes:	+\$517.1 million
FY 2024 Budget Request:	\$1,455.3 million (5,160 positions; 2,178 attorneys)
Change From FY 2023 Enacted:	+\$595.3 million (+69.2%) (+965 positions; +393 attorneys)

Mission:

The primary mission of the Executive Office for Immigration Review (EOIR) is to adjudicate immigration cases by fairly, expeditiously, and uniformly interpreting and administering the Nation's immigration laws. Under delegated authority from the Attorney General, EOIR conducts immigration court proceedings, appellate reviews, and administrative hearings.

Organization:

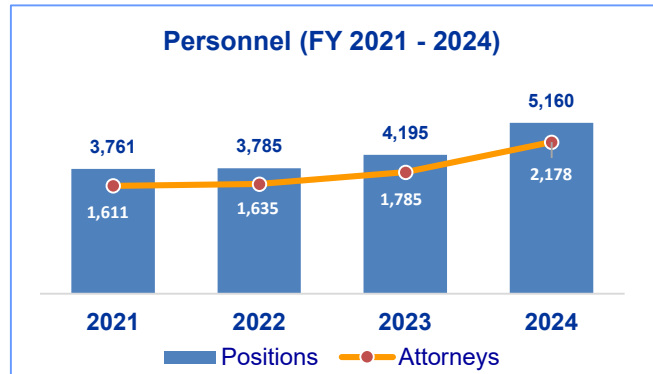
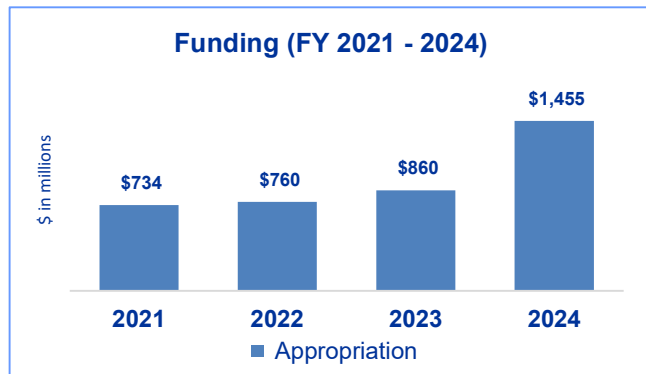
EOIR administers the Nation's immigration court system. EOIR primarily decides whether foreign-born individuals charged by the Department of Homeland Security (DHS) with violating immigration law should be a) ordered removed from the United States or b) granted relief or protection from removal and allowed to remain in the country. To make these critical determinations, EOIR's Office of the Chief Immigration Judge conducts administrative court proceedings in approximately 70 immigration courts and adjudication centers nationwide. EOIR's appellate component, the Board of Immigration Appeals (BIA), is the highest administrative body for interpreting and applying U.S. immigration law. EOIR's third adjudicative component, the Office of the Chief Administrative Hearing Officer, hears cases in employer sanctions and document fraud cases under the Immigration and Nationality Act of 1952. EOIR also has five Headquarters offices – Office of the Director, Office of the General Counsel, Office of Policy, Office of Administration, and Office of Information Technology – that provide mission support functions.

Resources:

The FY 2024 budget request for EOIR totals \$1.5 billion, which is a 69.2 percent increase over the FY 2023 Enacted.

Personnel:

The EOIR's direct authorized positions for FY 2024 total 5,160 positions, including an increase of 965 positions over the FY 2023 Enacted of 4,195 direct authorized positions.



FY 2024 Strategy:

EOIR's immigration courts represent the Department's front-line presence in applying immigration law. Immigration cases typically begin when the DHS files a Notice to Appear, which charges a potentially undocumented noncitizen with a violation of Federal immigration law and seeks the removal of that individual from the United States. It remains critically important that EOIR have sufficient adjudicative resources to keep pace with DHS enforcement efforts.

EOIR's primary strategic focus is reducing the caseload of nearly 1.8 million pending cases, as of the end of FY 2022, by increasing adjudicatory and case processing capacity in a fair, expeditious, and uniform manner.

EOIR's FY 2024 budget request includes a program increase to support its backlog reduction initiative. This initiative will greatly improve adjudicatory capacity and address EOIR's need for additional legal staffing infrastructure to help remedy the existing pending caseload backlog. This initiative in total adds 150 new immigration judges (IJs), critical legal support staff, and 948 FTE. This effort will bring the total number of authorized IJs to (884).

Additionally, EOIR's budget request includes funding for a new grant program to provide legal representation to individuals in immigration proceedings. This program is central to improving access for the public and increasing the efficiency and effectiveness of court proceedings.

EOIR is requesting an appropriation change from an annual funding account to a three-year funding account. EOIR requires the funding flexibility of a multi-year appropriation to significantly grow its staffing level to meet annual incoming caseload demands and begin to reduce the caseload backlog in a meaningful way.

FY 2024 Program Changes:

Legal Representation: \$150.0 million and 17 positions (6 attorneys)

This program increase will enable EOIR to increase and improve access to adjudications for certain individuals without representation. The requested increase will develop a competitive grant program to support broader legal representation in the areas of greatest need for those adults and families appearing in immigration court. There are no current services for this initiative.

Backlog Reduction Initiative: \$367.1 million and 948 positions (387 attorneys)

This program increase will enable EOIR to add 948 staff to meaningfully address EOIR's substantial and growing backlog of pending cases. This initiative will improve adjudicatory capacity and legal staffing infrastructure. The initiative would fund \$358.6 million to hire 150 new IJs, associated support staff, and necessary space and equipment requirements; and \$8.4 million to hire 48 staff, made up of 12 attorney advisors and 36 legal and professional administrative staff, that are necessary to support the pre-existing adjudicatory capacity. Current services are \$938.3 million and 4,195 positions (1,785 attorneys).

Executive Office for Immigration Review
(Dollars in Thousands)

	Executive Office for Immigration Review		
	Pos	FTE	Amount
2022 Appropriation	3,785	2,415	760,000
2023 Enacted	4,195	2,632	860,000
2024 Request	5,160	3,802	1,455,316
Change 2024 from 2023 Enacted	965	1,170	595,316
Technical Adjustments			
DHS Immigration Examination Fees - EOIR	0	0	-4,000
Total Technical Adjustments	0	0	-4,000
Base Adjustments			
ATB Transfers	0	0	4,000
Pay & Benefits	0	205	62,783
Domestic Rent & Facilities	0	0	9,340
Non-Personnel Related Annualizations	0	0	6,138
Total Base Adjustments	0	205	82,261
2024 Current Services	4,195	2,837	938,261
Program Changes			
Increases:			
Legal Representation	17	17	150,000
Backlog Reduction Initiative	948	948	367,055
Subtotal, Program Increases	965	965	517,055
Decreases:			
Subtotal, Program Decreases	0	0	0
Total Program Changes	965	965	517,055
2024 Request	5,160	3,802	1,455,316

Executive Office for Immigration Review
(Dollars in Thousands)

Comparison by activity and program	2023 Enacted			2024 Current Services		
	Pos.	FTE	Amount	Pos.	FTE	Amount
Executive Office for Immigration Review	4,195	2,632	860,000	4,195	2,837	938,261
Total	4,195	2,632	860,000	4,195	2,837	938,261

Comparison by activity and program	2024 Total Program Changes			2024 Request		
	Pos.	FTE	Amount	Pos.	FTE	Amount
Executive Office for Immigration Review	965	965	517,055	5,160	3,802	1,455,316
Total	965	965	517,055	5,160	3,802	1,455,316