
**ATTORNEY GENERAL'S
ANNUAL REPORT ON**

CALGANG[®]

FOR 2019



TABLE OF CONTENTS

EXECUTIVE SUMMARY 1

AT-A-GLANCE 2

CALGANG CONTEXT DOCUMENT 7

EXECUTIVE SUMMARY

Assemblymember Shirley Weber's Assembly Bill 90 (Chapter 695, Statutes of 2017), the Fair and Accurate Gang Database Act of 2017, required the California Department of Justice (Department) to assume the management of the CalGang database. AB 90 also required the Department to promulgate regulations governing the use, operation, and oversight of CalGang, including, among other things, establishing the requirements for entering and reviewing gang designations, the retention period for listed gangs, and the criteria for identifying gang members. Those regulations are pending as of the date of the publication of this Report. Prior to AB 90, which became effective January 1, 2018, the CalGang database was not overseen by the state.

CalGang is a shared gang intelligence database that is designed to enhance officer safety and improve the efficiency of criminal investigations. The objective of the CalGang database is to provide law enforcement agencies with an accurate, timely, and statewide gang-related intelligence information. The information in CalGang is used for criminal intelligence purposes only and is confidential. Per AB 90, records in CalGang are not disclosed to be used for employment or military screening purposes, or for purposes of enforcing federal immigration law, unless required by state or federal statute or regulation.

This report marks the third annual report for CalGang, based on the 78,096 records that were housed in CalGang as of October 31, 2019. In order to provide additional transparency, this year's report will include for the first time, the results of audits performed by the CalGang Node Advisory Committee, made up of Node Administrators. The tables and graphs provided summarize data captured during the immediately preceding 12 months, November 1, 2018 – October 31, 2019. This Report includes data that was entered into CalGang by local agencies prior to AB 90 and prior to the regulations issued by the Department, which are pending. The data concerning notifications, removal, and audits is based on procedures that exist currently and not pursuant to the pending regulations promulgated by the Department. Data reported in future Reports may be influenced by those regulations.

The full dataset can be found on the Attorney General's website at:

www.oag.ca.gov/calgang.

For 30 days following the release of this data, the public is invited to submit comments to the Department for consideration in to develop future reports. Subsequent reports will summarize public comments received and any actions taken in response to those comments. Because the Department did not receive any public comments regarding last year's published report, there are no summarized comments available in this report.

Comments may be submitted by e-mail to **CalGangReports@doj.ca.gov** or by mail to:

Department of Justice
Justice Data and Investigative Services Bureau
P.O. Box 160968
Sacramento, CA 95816-0968

AT-A-GLANCE

California law requires the Department to publish an annual report on the CalGang database that contains by ZIP code, referring agency, race, gender, and age the following information for each user agency, as defined in Penal Code section 186.34(p):

- The number of records included in the CalGang database on the day of reporting.
- The number of persons added to the CalGang database during the immediately preceding 12 months.
- The number of times an agency did not provide notice or documentation because doing so would compromise an active investigation.
- The number of times an agency did not provide notice or documentation because doing so would compromise the health or safety of the designated minor.
- The number of requests for removal from the CalGang database received during the immediately preceding 12 months.
- The number of requests for removal that were granted during the immediately preceding 12 months.
- The number of requests for removal that were adjudicated, including dispositions, during the immediately preceding 12 months.
- The number of persons removed from the CalGang database due to the expiration of a retention period during the immediately preceding 12 months.
- The results from each user agency's annual audits.¹

¹ Records that fail during auditing are manually removed from the system and removal is verified by the Department.

Between November 1, 2018 – October 31, 2019, number of:	Count
Total records in CalGang	78,096
Records added to CalGang	6,575
Total requests for removal made to law enforcement agencies	66
Granted requests for removal made to law enforcement agencies	13
Petitions for removal adjudicated, including their dispositions	3
Records purged due to the expiration of the retention period	18,548
Times an agency did not provide notice or documentation because providing that notice would compromise an active criminal investigation	35
Times an agency did not provide notice or documentation because providing that notice would compromise the health or safety of the designated minor	1
Total records audited by the Department	1,223
Total records passed in Department audits	1,080
Total records failed in Department audits	143

Chart 1 illustrates the number of individuals* in CalGang by sex:

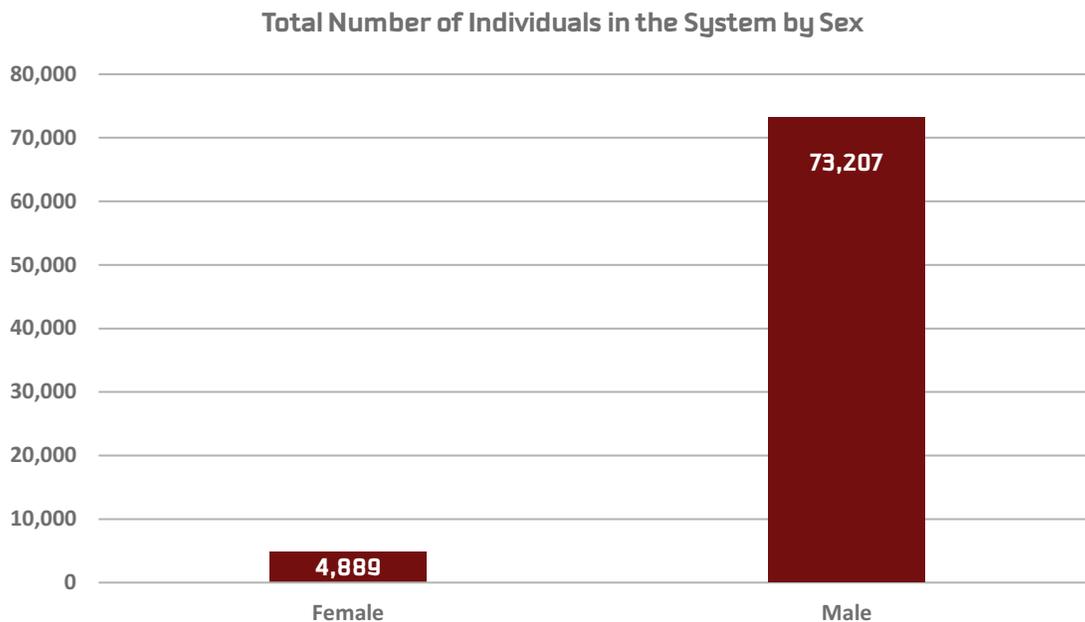


Chart 2 illustrates the number of individuals* in CalGang by race:

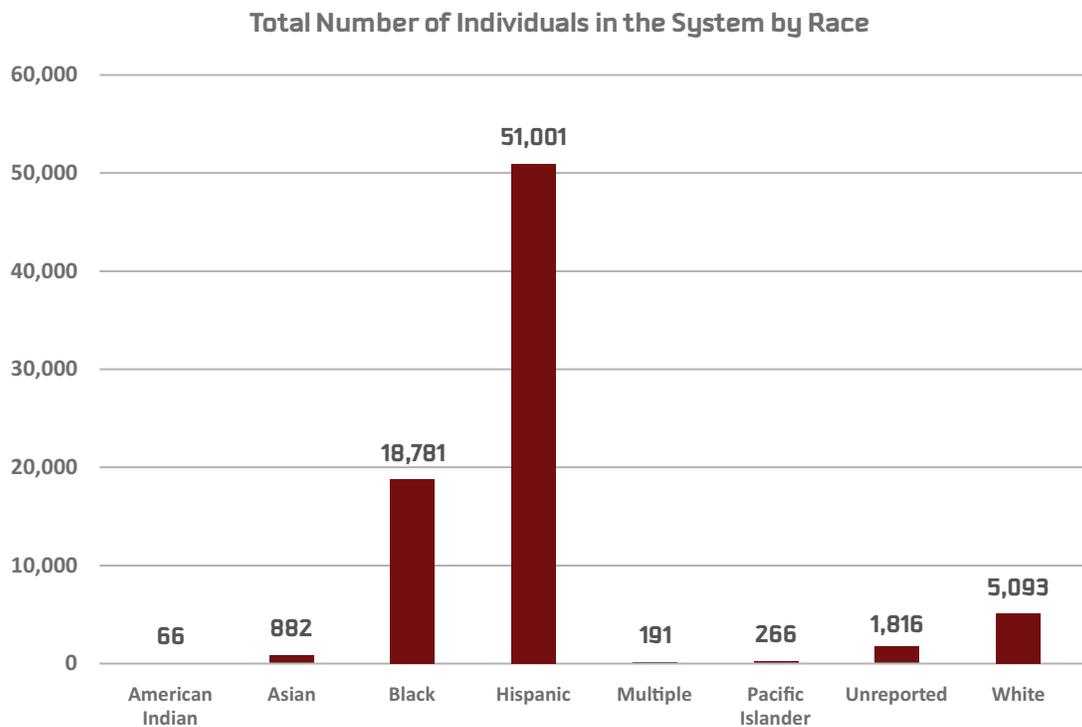
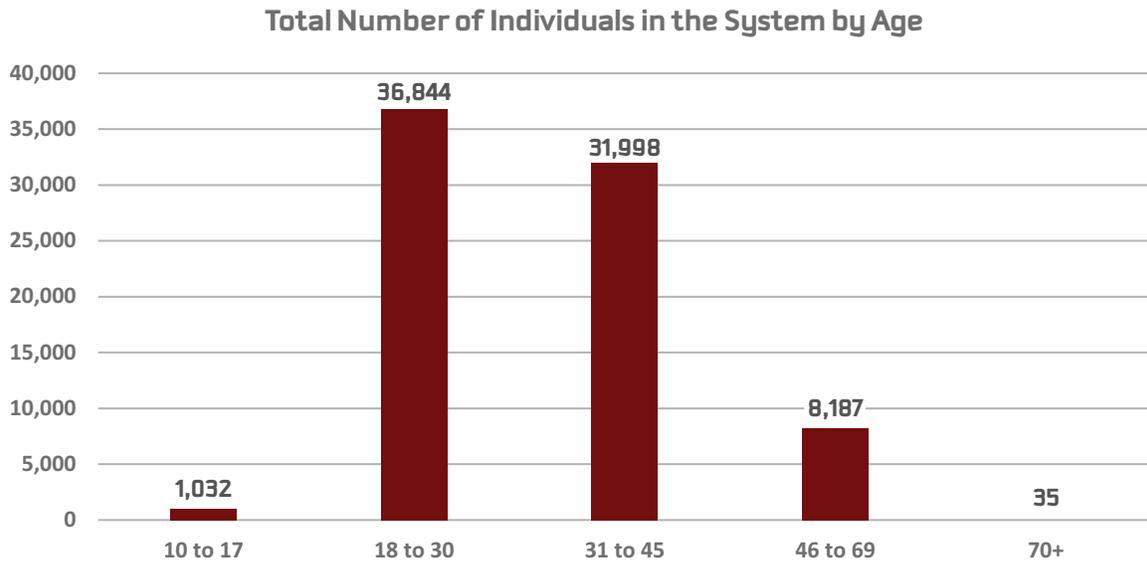


Chart 3 illustrates the number of individuals* in CalGang by age:



*The youngest individual in the System is 13 years of age

Chart 4 illustrates the number of records that were added to CalGang and the number of records auto-purged from CalGang:

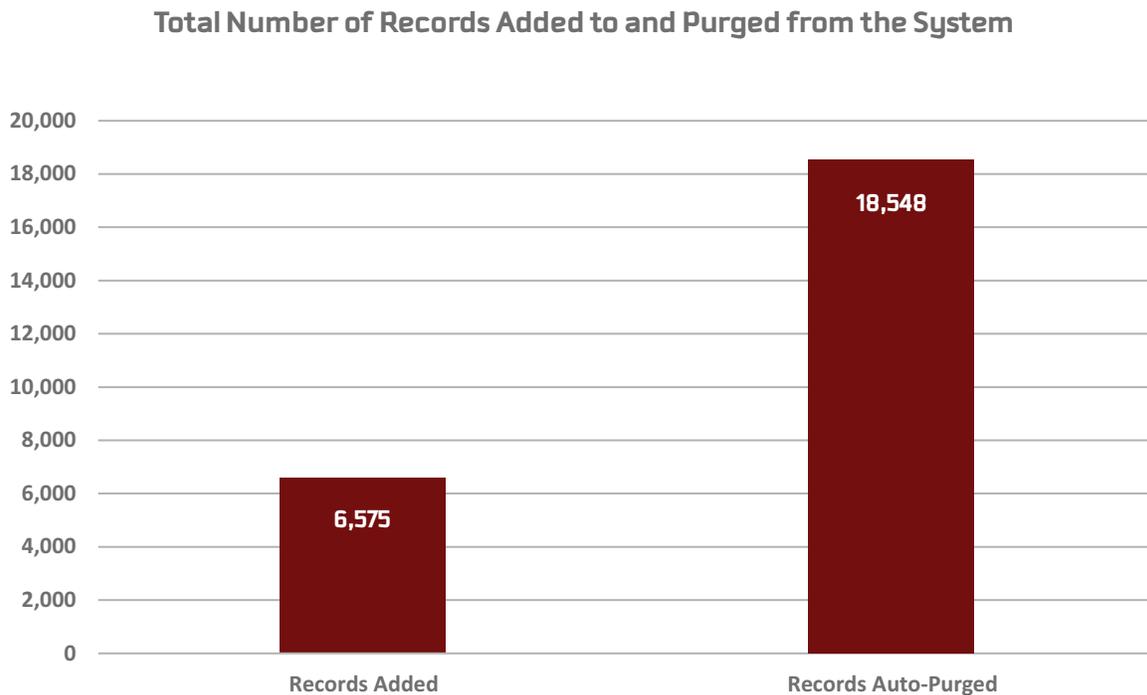
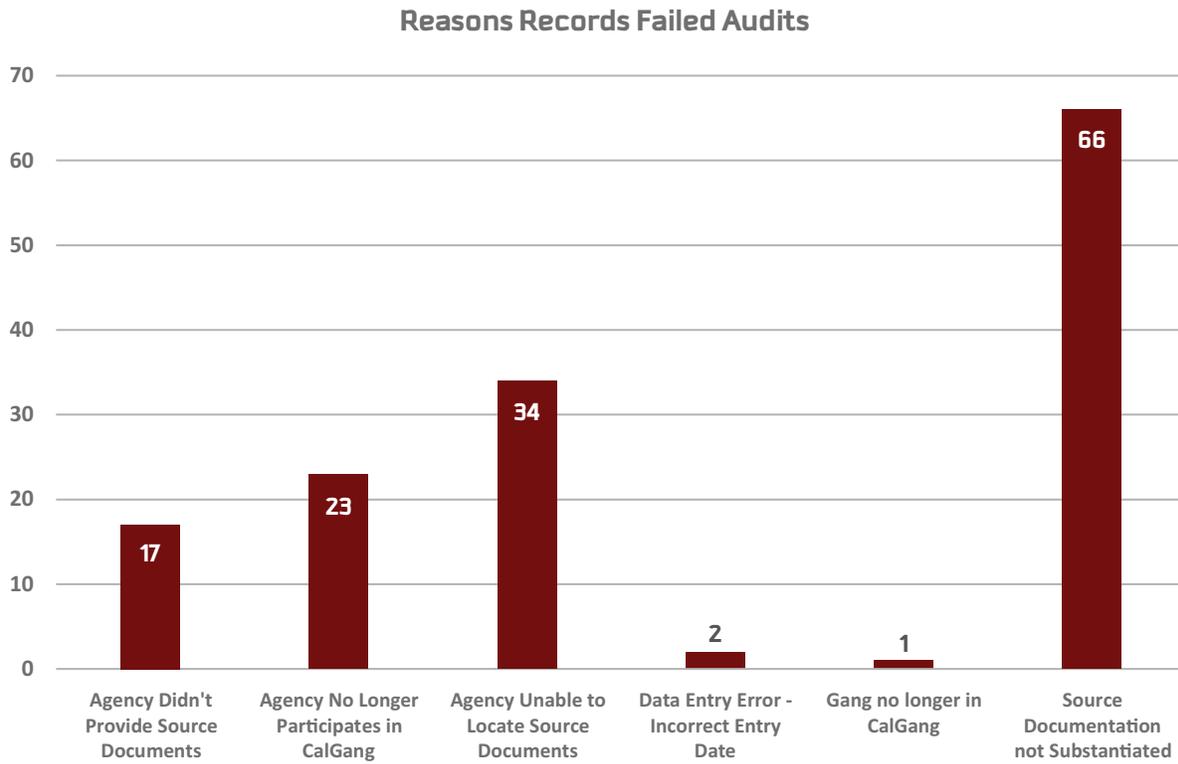


Chart 5 illustrates the reasons records failed during auditing:



*Please see the CalGang Context Document, point 6 on the next page for further clarification on “individuals.”

CALGANG CONTEXT DOCUMENT

Dataset Overview and History

Per AB 90, which became effective in January 2018, the Department is responsible for the oversight of CalGang, the California shared gang database. Data is entered directly into CalGang by law enforcement agencies to record and share gang intelligence information with other approved CalGang users. The data reported is an aggregation of individual-level information to provide a summary of data mandated for reporting on the Attorney General's webpage on an annual basis.

Statutory Authority

Penal Code Section 186.36 grants the Department the statutory authority to collect CalGang data and to report annually on the information included in this dataset.

Data Characteristics and Known Limitations

1. Some of the data released by the Department was entered into CalGang prior to the DOJ assuming its oversight responsibilities.
2. All values in the 'Reporting Year' column reflect 2019 but the table summarizes data captured during November 1, 2018 – October 31, 2019.
3. The value “Unreported” indicates the field was left blank by user agencies.
4. Approval or denial of court petitions may be reflected in the current year or in a subsequent year's report based on the timing of the adjudication process.
5. The category “All” is not a sum of the agency's rows. The sum of each category for a selected agency will equal the total listed for that agency. For example, when filtered by the category “All” the total number of individuals entered by Alhambra Police Department is 41; thus, the total for each individual category (Age, Gender, Race) within Alhambra Police Department will equal 41.
6. Due to the way the CalGang database is currently architected, an individual may have more than one record in the CalGang database. Records are entered into the CalGang database by geographic region (node) and connected to a designated criminal street gang; therefore, it is possible for a law enforcement agency in one node to designate a person in the CalGang database, and another law enforcement agency in a different or neighboring node, to create a new record also designating that individual in the CalGang database, thus resulting in two separate records for the same individual.

7. There may be rows where the ZIP code indicates a value of “0” for records added but there are values indicated for requests for removal and petitions. This is because the ZIP codes that are associated with records and the ZIP codes that are provided to law enforcement agencies from requests/petitions may not be the same. For example, a contact may be made that results in a designation in a ZIP code that is not where the person resides; a person may move after a designation and subsequently submit a request for removal, attorneys can request information on a client's behalf, etc.

Data Elements and Values Defined

Cell Location	Data Element	Description/Definition	Value
A	Agency	Agency name	Alpha; California agency names
B	Reporting Year	Year data was reported	YYYY
C	Category	Reporting categories	All Age Gender Race ZIP Code
D	Category Level	Category Levels	ALL Totals AGE 10-17 18-30 31-45 46-69 70+ Unreported GENDER Female Male Unreported RACE American Indian Asian Black Hispanic Multiple Pacific Islander White Unreported ZIP CODE
E	Total Records	Number of records entered by agency	Numeral count
F	Records Added	Number of records added during the 2019 reporting period	Numeral count
G	Requested Removal	Number of requests for removal received by law enforcement agency/Department during the 2019 reporting period	Numeral count

Data Elements and Values Defined

H	Removal Granted	Number of requests for removal granted by law enforcement agency/Department during the 2019 reporting period	Numeral count
I	Court Petitions	Number of petitions to the court for removal adjudicated during the 2019 reporting period	Numeral count
J	Petitions Approved	Number of petitions to the court for removal approved during the 2019 reporting period	Numeral count
K	Petitions Denied	Number of petitions to the court for removal denied during the 2019 reporting period	Numeral count
L	Records Auto-Purged	Number of records removed by automatic purging due to expiration of the retention period during the 2019 reporting period. Records are automatically purged from the database if there is no new criteria added in five years.	Numeral count
M	Records Manually Removed	Number of records manually deleted pursuant to review during the 2019 reporting period	Numeral count
N	Active Investigation	Number of times an agency did not provide notice or documentation due to an active investigation during the 2019 reporting period	Numeral count
O	Minor Safety	Number of times an agency did not provide notice or documentation due to minor's health and safety concerns during the 2019 reporting period	Numeral count