Article 10. Audits

… (Omitting section 755.4)

… (Omitting section 755.6)

§ 755.8. Audits of Designated Criminal Street Gangs.

(a) At least once every three years from the date a criminal street gang was designated in the CalGang database or from the last time an audit was conducted by the Department, a Node Agency, or a User Agency, a supervisor at each Node Agency and User Agency shall complete an audit of that criminal street gang designated in the CalGang database. Within 30 calendar days of completion of the audit, the Node Agency or User Agency shall complete, sign, and submit a CalGang Gang Audit form CJIS 9005 (orig. November 2019 rev. January 2022), incorporated by
reference herein, to the Department documenting the results of each audit and the date each
designated criminal street gang was audited.
… (Omitting subdivisions (b)-(g))
… (Omitting section 756)

§ 756.1. Written Attestation by a Node Agency or User Agency.
(a) Attestation Required by the Department. In connection with, or in lieu of, auditing the records
or criminal street gang designations of a particular Node Agency or User Agency, the
Department may require the Node Agency or User Agency to review any or all of its entries in
the CalGang database and provide a written attestation by the head of the Node Agency or User
Agency. For entries made to the prior to the effective date of these regulations, the written
attestation shall state that the entries are supported by reasonable suspicion as required by Part 23
of Title 28 of the Code of Federal Regulations. For entries made after the effective date of these
regulations, the written attestation shall state that the entries comply with these regulations. The
Node Agency or User Agency shall provide to the Department the written attestation required by
this section upon request of the Department and within the time period set by the Department.
(b) Annual Attestation. In addition to the information provided in section 756.6, prior to October
15 January 1 of each calendar year, Node Agencies and User Agencies shall provide to the
Department a written attestation from the head of the Node Agency or User Agency that its
texts in the CalGang database made during the previous reporting period,
October 1–September 30, comply with these regulations.


Article 11. Information Sharing and Reporting Data to the Department
… (Omitting section 756.2)
… (Omitting section 756.4)
§ 756.6. Annual Reporting of Data to the Department.
… (Omitting subdivisions (a)-(b))
(c) Node Agencies and User Agencies shall include with the report described in subdivision (a),
a completed copy of a CalGang Misuse Investigation Reporting form CJIS 9008 (orig.)
November 2019 (rev. January 2022), incorporated by reference herein, detailing the number of misuse investigations performed, the type(s) of misuse, and the outcome(s).

**Note:** Authority cited: Section 186.36, Penal Code. Reference: Sections 186.34, 186.35 and 186.36, Penal Code.

… (Omitting Article 12)

… (Omitting Article 13)