

**ATTORNEY  
GENERAL'S  
ANNUAL  
REPORT  
ON**

**CALGANG<sup>®</sup>**

**FOR 2022**



## **TABLE OF CONTENTS**

EXECUTIVE SUMMARY .....	1
AT-A-GLANCE.....	3
DOJ CALGANG CONTEXT DOCUMENT .....	8

## EXECUTIVE SUMMARY

CalGang is a statewide database used by law enforcement agencies to share gang-related intelligence for criminal investigations. The confidential database is designed to enhance officer safety and improve the efficiency of criminal investigations.

The California Department of Justice (Department) oversees and audits CalGang as a result of Assembly Bill (AB) 90 (Chapter 695, Statutes of 2017), the Fair and Accurate Gang Database Act of 2017. Beginning January 1, 2018, AB 90 requires the Department to improve the quality of the database by drafting and implementing regulations, and managing the CalGang database. On October 22, 2020, the Department adopted California Code of Regulations Title 11, Chapter 7.5, Department of Justice Regulations for the Fair and Accurate Governance of the CalGang Database. These regulations govern the operation, oversight and use of the CalGang database, 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.

The regulations prioritize accountability, data protection, and individual rights. Per Title 11, Chapter 7.5 of the California Code of Regulations, records in CalGang are confidential and are only for the use of law enforcement agencies for criminal investigations. Information and records in CalGang cannot be disclosed to evaluate an individual's eligibility for education, employment, housing, enforcing federal immigration law, or for military screening purposes unless required by state or federal statute or regulation. Currently, CalGang data is not included as a database accessed through the California Law Enforcement Telecommunications System (CLETS) that is routinely checked when law enforcement has an encounter with an individual. A person may be designated in CalGang when they meet all of the requirements set forth in Article 5 of California Code of Regulations Title 11, Chapter 7.5, Department of Justice Regulations for the Fair and Accurate Governance of the CalGang Database (CalGang Regulations). Gang Intelligence in CalGang comes from source documents completed by agencies that use the database. These source documents include, but are not limited to, Field Interview Cards, Arrest Reports, Crime Reports, Jail Classification Reports, and Gang Registrations. Adults are removed (“auto-purged”) from the database after five years, and minors are removed after three years, unless they continue to meet the criteria for being an active gang member based on additional contact with law enforcement.

This report marks the sixth annual report for CalGang, based on the 24,031 records that existed in the CalGang database as of September 30, 2022.

The tables and graphs provided herein summarize data captured during the immediately preceding 12 months; October 1, 2021 – September 30, 2022. 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.

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

[www.oag.ca.gov/calgang](http://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 of developing 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](mailto: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, the referring agency, race, gender, age, and the following information for each user agency, as defined in Penal Code section 186.36 subdivision (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 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 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 results from each user agency's annual audits.
  - Records that fail (they do not meet minimum requirements set forth in Article 5 of the CalGang Regulations) during auditing are manually removed from the system and removal is verified by the Department.
  - Data from an agency that no longer participates in using the database are removed.

Title 11, Chapter 7.5, sections 753.6 and 755.8 subdivision (g) require the following additional reporting requirements:

- The number of times an agency received an information request pursuant to subdivision (d)(1) of Penal Code section 186.34.
  - Please see Column P on the “FULL” tab.
- The number of proxy queries conducted by a participating accessing agency, and the name of each non-participating agency requesting the proxy query.
  - Please see the tab titled “Proxies.”
- CalGang Misuse Reporting.
  - Agencies that failed to submit the Misuse form are listed on the tab titled “Misuse.”
- The results from each agency's annual gang records audits.
  - Please see the tab titled “Gang Audits.”

The table below provides summary data. To view the full data set that includes zip codes and demographic information please see the excel file here: [www.oag.ca.gov/calgang](http://www.oag.ca.gov/calgang)

<b>Between October 1, 2021</b>	<b>September 30, 2022, number of:</b>	<b>Count</b>
<b>Total records in CalGang</b>		<b>24,031</b>
<b>Records added to CalGang</b>		<b>1,001</b>
<b>Total requests for removal made to law enforcement agencies</b>		<b>16</b>
<b>Granted requests for removal made to law enforcement agencies</b>		<b>1</b>
<b>Petitions for removal adjudicated, including their dispositions</b>		<b>0</b>
<b>Records purged due to the expiration of the retention period</b>		<b>9,197</b>
<b>Times an agency did not provide notice or documentation because providing that notice would compromise an active criminal investigation</b>		<b>2</b>
<b>Times an agency did not provide notice or documentation because providing that notice would compromise the health or safety of the designated minor</b>		<b>0</b>
<b>Total records audited by the Department</b>		<b>349</b>
- Total records passed in Department audits		<b>337</b>
- Total records failed in Department audits		<b>12</b>
- Total records purged before completion of audits		<b>0</b>
<b>Total Gangs audited by the Department</b>		<b>427</b>
- Total gang audits passed		<b>294</b>
- Total gang audits failed		<b>68</b>
- Total gang audits pending		<b>65</b>
- Total gang audits not completed due to an Agency no longer using CalGang		<b>0</b>
<b>Total Information Requests received</b>		<b>11</b>
<b>Total number of Agencies that reported no misuse</b>		<b>131</b>
<b>Total number of Agencies that did not report misuse to the Department</b>		<b>0</b>
<b>Total number of Agencies that reported misuse</b>		<b>0</b>
<b>Total number of Proxy Queries conducted</b>		<b>349</b>

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

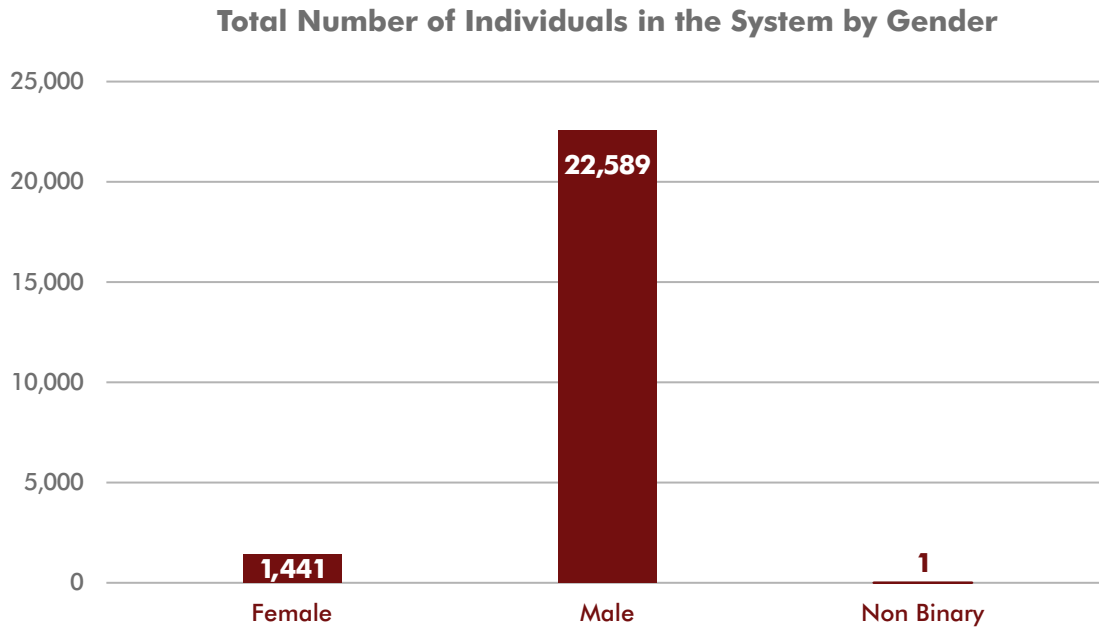
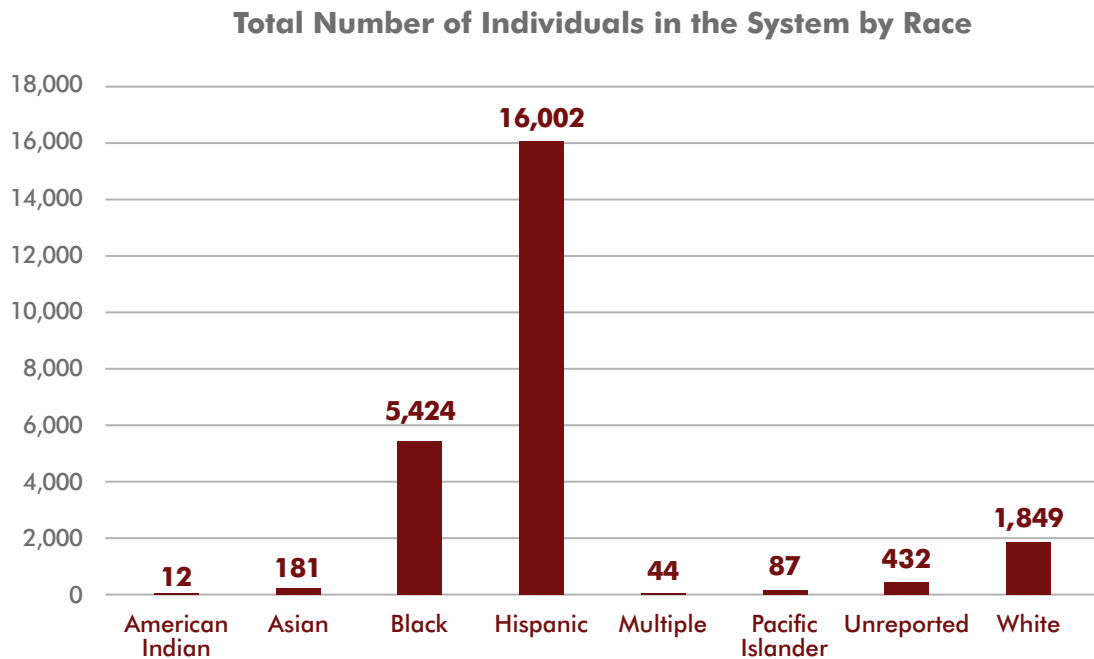
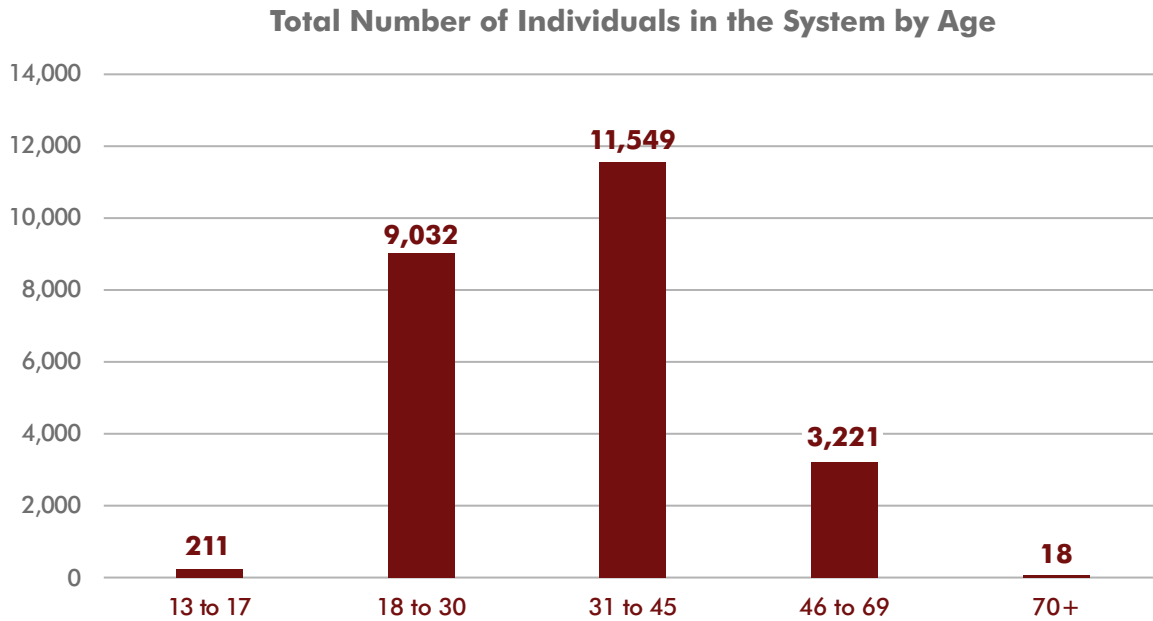


Chart 2 illustrates the number of individuals\* in CalGang by race:



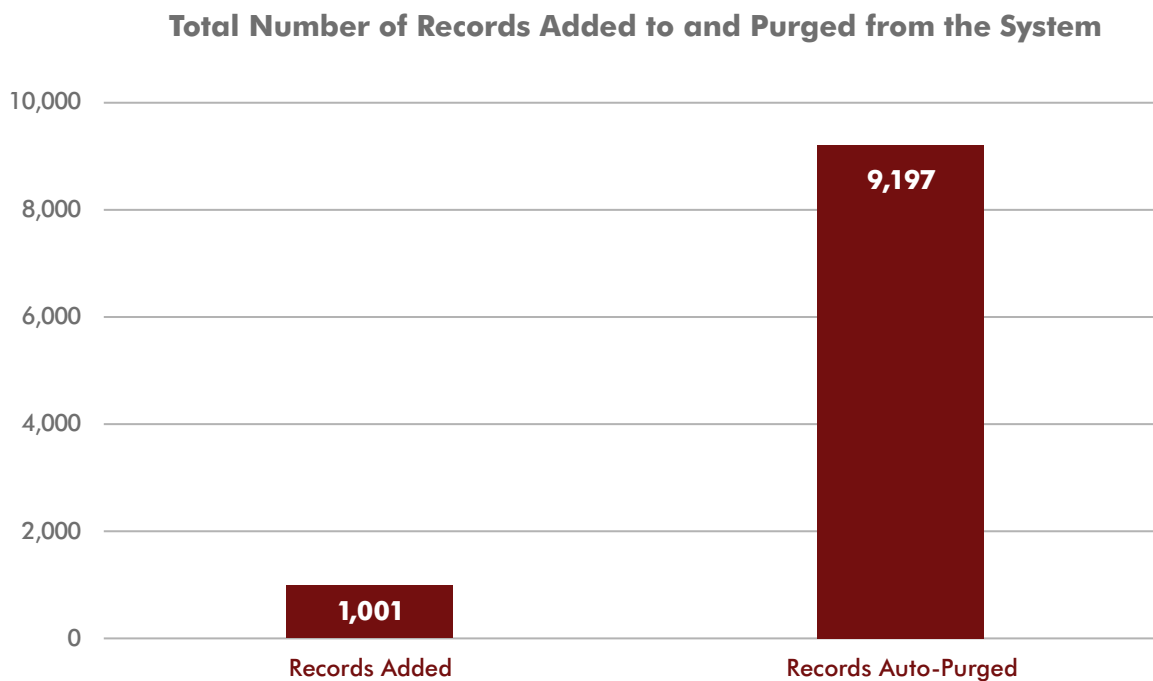
\*As explained in Item #7 of the CalGang Context Document, a single individual may be entered more than once in the database by separate law enforcement agencies. Each such entry is counted as an “individual,” even though it is the same person. As a result, the number of “individuals” listed in Charts 1, 2, and 3 may be higher than the actual number of distinct individuals in the system.

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



\*Please see the CalGang Context Document, point 7 for further clarification on “individuals.”

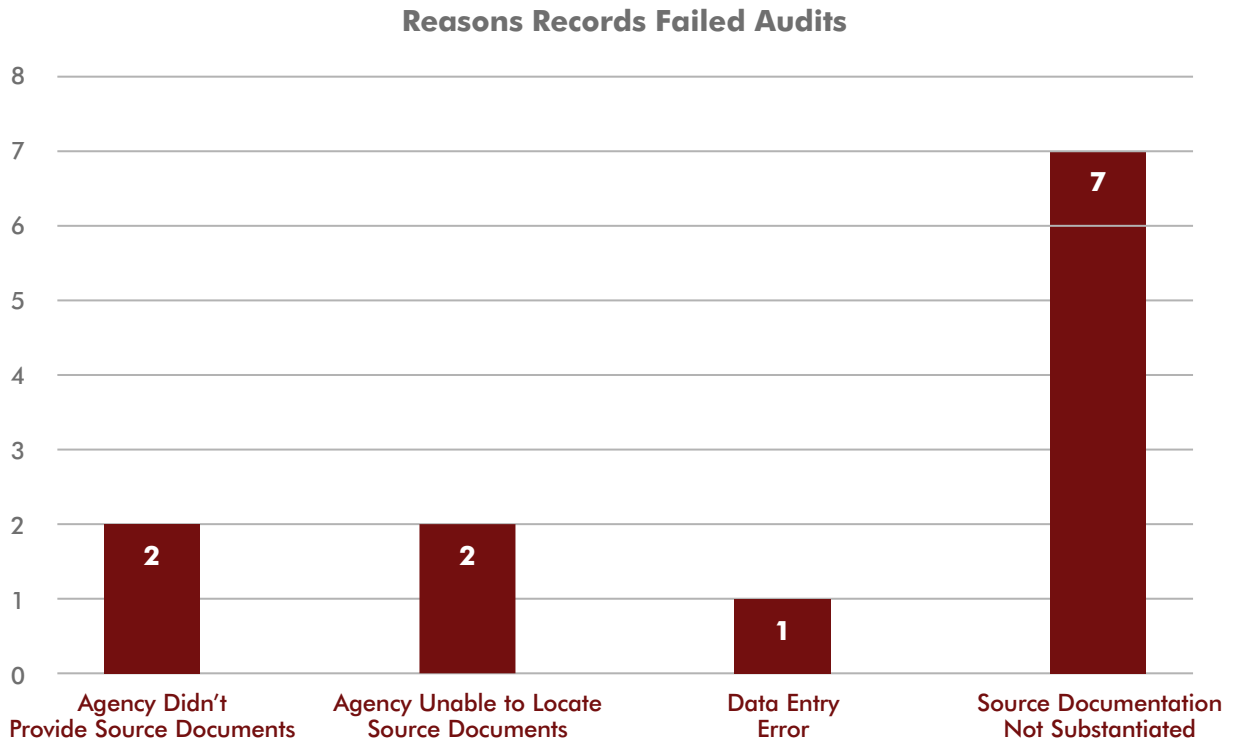
Chart 4 illustrates the number of records that were added to CalGang and the number of records auto-purged\*\* from CalGang:



\*\*Adults are removed (“auto-purged”) from the database after five years, and minors are auto-purged after three years, unless they continue to meet the criteria for being an active gang member based on additional contact with law enforcement.

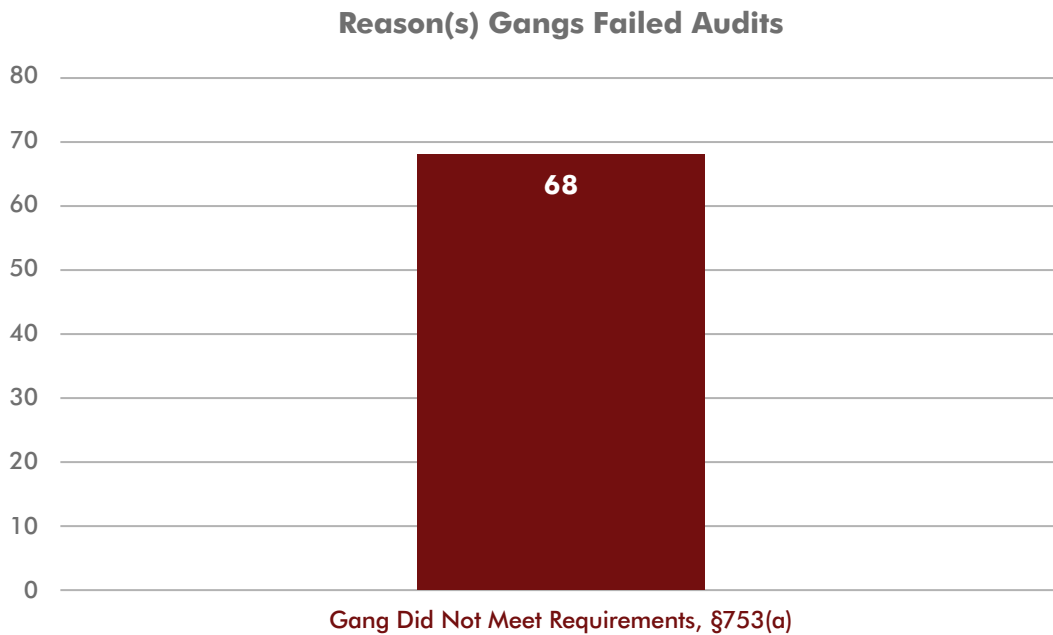


Chart 5 illustrates the reasons records failed\*\*\* during auditing:



\*\*\* Records fail when they do not meet minimum requirements set forth in Article 5 of the CalGang Regulations

Chart 6 illustrates the reason(s)\*\*\*\* gangs failed during auditing:



\*\*\*\* "Gang Did Not Meet Requirements, §753. (a)" is the only reason gangs failed an audit during the 2022 reporting year.

# CALGANG CONTEXT DOCUMENT

## Dataset Overview and History

The Department is responsible for the oversight of CalGang, the California shared gang database. Data is entered directly into CalGang by law enforcement officers to record and share gang intelligence information across the state. The data reported is an aggregation of individual-level information to provide a summary of data mandated for annual reporting on the Attorney General's webpage.

## Statutory Authority

Penal Code section 186.36, and California Code of Regulations, title 11, chapter 7.5, Department of Justice Regulations for the Fair and Accurate Governance of the CalGang Database, 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 Department assuming its oversight responsibilities.
2. All values in the "Reporting Year" column summarize data from October 1, 2021 through September 30, 2022.
3. The value "Unreported" indicates the field was left blank by user agencies.
4. In the 2020 report and subsequent reports available on the CalGang website, the age category level "10 to 17," on the "FULL" tab, was changed to "13 to 17" as there are no longer any persons under the age of 13 in the system and the new regulations now prohibit anyone under the age of 13 from being included.
5. Approval or denial of court petitions may be reflected in the current year or in a subsequent year's report depending on the timing of the adjudication process.
6. On the "FULL" tab, within the excel file available on the CalGang website 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 9; thus, the total for each individual category (Age, Gender, Race) within Alhambra Police Department will equal 9.
7. Due to the method of entry into CalGang, it is possible for an individual to have multiple entries within the database. For example, a verified entry into the database is entered into a node (or region) by law enforcement agency A and another distinct verified entry is entered into a different node by law enforcement agency B. Both entries are valid and counted as separate individuals; however, they correspond to one person. A verified entry means that there are two distinct criteria substantiating that entry.

8. On the “FULL” tab, 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, et cetera.
9. On the “FULL” and “Agency Totals” tabs, a manual removal of a record does not automatically indicate a failed record. It could also be the result of data clean-up efforts due to a bug, a clerical error, a training issue, or a successful request for removal from the system. Additionally, the following agencies have withdrawn from using the system and their data has been removed:
  - a. Anaheim Police Department
  - b. Garden Grove Police Department
  - c. Oceanside Police Department

The aforementioned agencies still have non-zero values in their “Total Records” column on the “FULL” and “Agency Totals” tabs. This is a result of the record(s) being created by the agency that no longer uses CalGang, but the record(s) are being retained in the system due to having two or more unique gang criteria present (within the previous 5 years from the date the data was extracted) from another agency.

10. To elaborate on the charts on page 8, record and gang audits failed for the following reasons:
  - a. “Agency Didn't Provide Source Documents” refers to instances where an agency provided no response or source documents when audit documents were requested.
  - b. “Agency Unable to Locate Source Documents” refers to records where an agency reported to the Department that they could not locate the source documents and removed the record from the system.
  - c. “Gang Did Not Meet Requirements, §753(a)” refers to Title 11, Chapter 7.5, section 753 that outlines the requirements for an organization to be designated as a criminal street gang in CalGang. If a gang fails to meet those requirements during an audit, the gang and its members in the system have to be purged.
11. The audit tab now includes a column for “Total Records Auto-Purged.” This captures records that were selected to be audited but reached their automatic purge date prior to completion of the audit.
12. Agencies in the San Jose Node stopped participating in CalGang in 2022. Some audit results from prior to the departure may be on the “Record Audits” tab. However, their records were subsequently removed from the system and the data is not available on the “FULL” or “Agency Totals” tab.

13. There is a large difference in the number of “Total Records Audited by the Department” between the 2021 (901) and 2022 (349) reporting years. This is a result of the Department's transition to auditing criteria entered after the effective date of the regulations. This allows the Department to ensure agencies are complying with the regulations and preemptively catch training issues.

Agencies have audited all their records entered prior to the effective date of the regulations and submitted attestations for these audits to the Department.

14. While the Department no longer has law enforcement users who designate people in CalGang, it does act as a law enforcement agency, and as such, has responded to information requests in compliance with Penal Code section 186.34 subdivision (d).

The one “Unreported” age in Column P on the “FULL” tab of the dataset is a result of the Department's response to one of these information requests. There are no records in the system with an “Unreported” age.

15. On the “FULL” and “Agency Totals” tabs, when a person submits a request to know if they are in the system (also known as an information request) they may not disclose their age, sex, or gender. This results in “Unreported” category levels in the “Information Requests” column.
16. Proxy requests can be made by non-users from within a user agency and from outside agencies with a need to know and a right to know. For example, a detective at Los Angeles Sheriff's Department, a current user agency, may not have a caseload that warrants permanent access to CalGang. However, they may have a case that involves a suspected gang member and they can request a proxy search be done by one of their agencies' users.
17. There are user agencies that do not enter data and therefore are not listed on the “FULL” tab. Agencies that are “View Only” are still required to report misuse to the Department and any that failed to do so are listed on the “Misuse” tab.
18. The Department granted extensions to agencies that requested additional time to complete their annual gang audits. The results of these of pending audits will be provided in next year's report.

## Data Elements and Values Defined

The following is provided as a tool to explain the data provided in the Excel Data extract.

Cell Location	Data Element	Description/Definition	Value
<b>FULL TAB</b>			
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 13-17 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 2022 reporting period	Numeral count
G	Requested Removal	Number of requests for removal received by law enforcement agency/Department during the 2022 reporting period	Numeral count

## Data Elements and Values Defined

The following is provided as a tool to explain the data provided in the Excel Data extract.

H	Removal Granted	Number of requests for removal granted by law enforcement agency/Department during the 2022 reporting period	Numeral count
I	Court Petitions	Number of petitions to the court for removal adjudicated during the 2022 reporting period	Numeral count
J	Petitions Approved	Number of petitions to the court for removal approved during the 2022 reporting period	Numeral count
K	Petitions Denied	Number of petitions to the court for removal denied during the 2022 reporting period	Numeral count
L	Records Auto-Purged	Number of records removed by automatic purging due to expiration of the retention period during the 2022 reporting period	Numeral count
M	Records Manually Removed	Number of records manually deleted pursuant to review during the 2022 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 2022 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 2022 reporting period	Numeral count
P	Information Requests	Number of times an agency received an inquiry from a person, or their attorney, on whether they were in the system	Numeral count
<b>Proxies Tab</b>			
A	Agency	Agency name	Alpha; Agency names
B	Reporting Year	Year data was reported	YYYY
C	Total Number of Proxies Conducted	Number of times a User from a User Agency conducted a proxy query	Numerical count
D	Total Number of Proxies Requested	Number of times a Non-User requested a proxy query;	Numerical count