
**ATTORNEY GENERAL'S
ANNUAL REPORT ON**

CALGANG[®]

FOR 2020



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EXECUTIVE SUMMARY

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, effective January 1, 2018. 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 use, operation, and oversight 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.

CalGang is a statewide shared gang intelligence database that is designed to enhance officer safety and improve the efficiency of criminal investigations. Per Chapter 7.5 of the California Code of Regulations, Title 11, records in CalGang are confidential and are for the use of law enforcement agencies only. Information and records in CalGang are not to be disclosed for housing, 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 fourth annual report for CalGang, based on the 45,336 records that were housed in CalGang as of September 30, 2020, and the second year in which the results of agency audits are presented by the Department. This year's report shows a significant decrease in total number of records, and that is largely due to the absence of records entered by the Los Angeles Police Department (LAPD). On February 10, 2020, California Attorney General Xavier Becerra announced that the Department would conduct an independent review of LAPD CalGang records and policies. On July 10, 2020, LAPD announced they would permanently withdraw from using CalGang. In light of this and concerns about the accuracy of LAPD's entries, the Department revoked access to LAPD's records. In addition, agencies operating in the Fresno node ceased utilizing CalGang in 2020, and their records were also removed from the database. In all, there are currently 32,760 fewer records in the database this year, as of the date of reporting.

The tables and graphs provided summarize data captured during the immediately preceding 12 months, October 1, 2019 – September 30, 2020. 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.

EXECUTIVE SUMMARY

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 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 186.36(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 during auditing are manually removed from the system and removal is verified by the Department.

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:

CalGangReports@doj.ca.gov

Between October 1, 2019 – September 30, 2020, number of:	Count
Total records in CalGang	45,336
Records added to CalGang	3,921
Total requests for removal made to law enforcement agencies	40
Granted requests for removal made to law enforcement agencies	10
Petitions for removal adjudicated, including their dispositions	2
Records purged due to the expiration of the retention period	11,455
Times an agency did not provide notice or documentation because providing that notice would compromise an active criminal investigation	12
Times an agency did not provide notice or documentation because providing that notice would compromise the health or safety of the designated minor	0
Total records audited by the Department	964
Total records passed in Department audits	769
Total records failed in Department audits	148
Total records purged before completion of audits	47

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

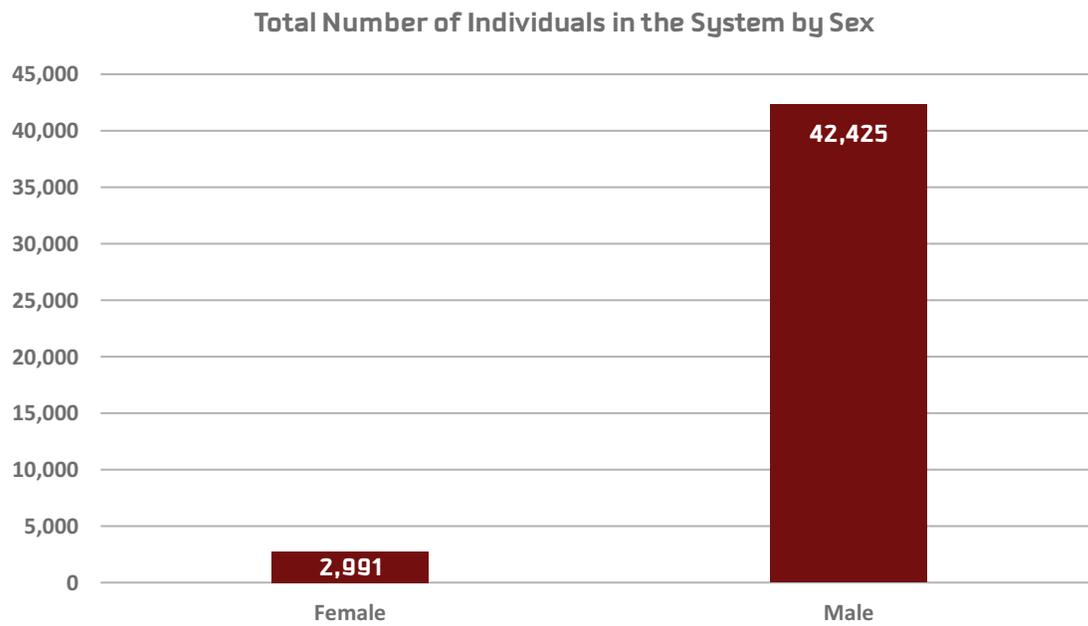


Chart 2 illustrates the number of individuals* in CalGang by race:

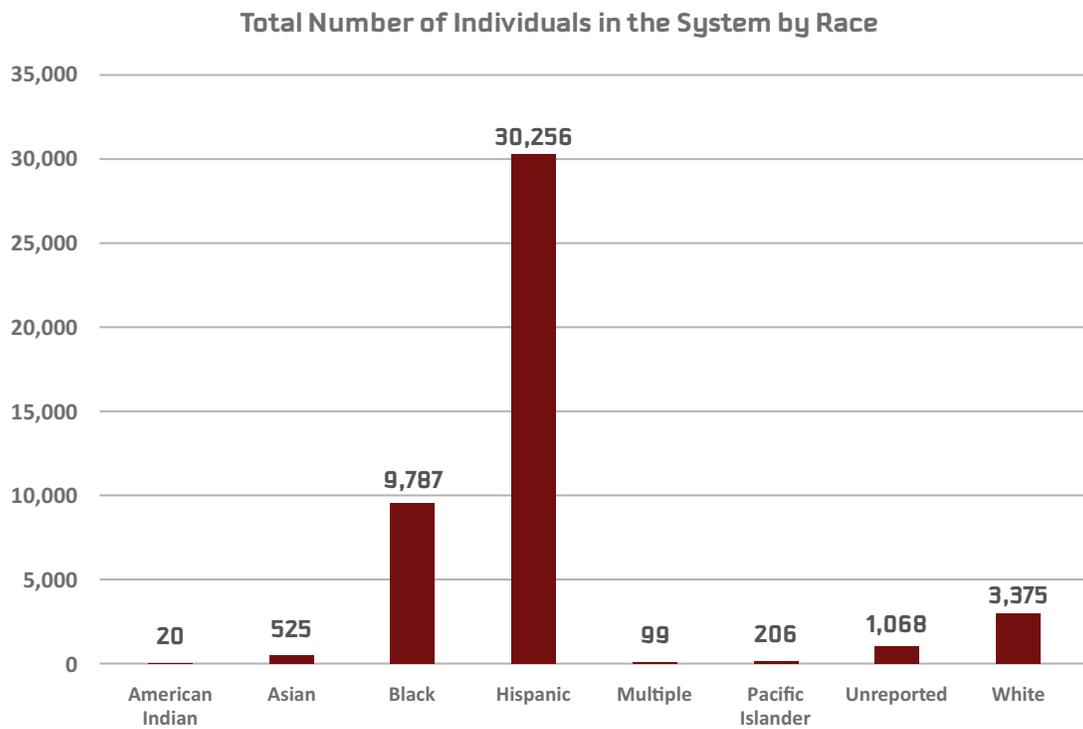
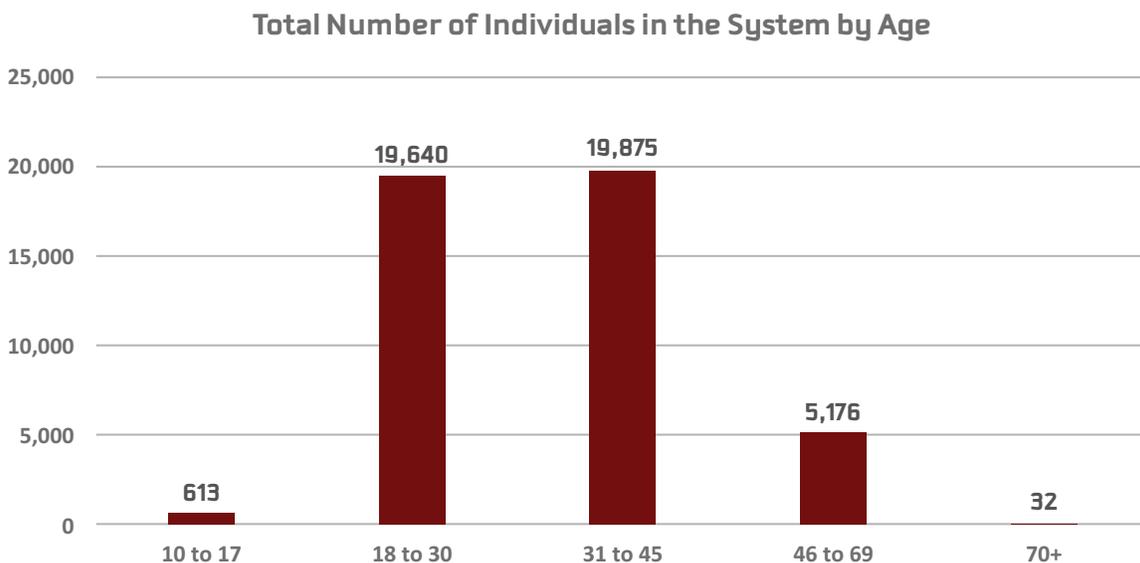


Chart 3 illustrates the number of individuals* in CalGang by age:



*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:

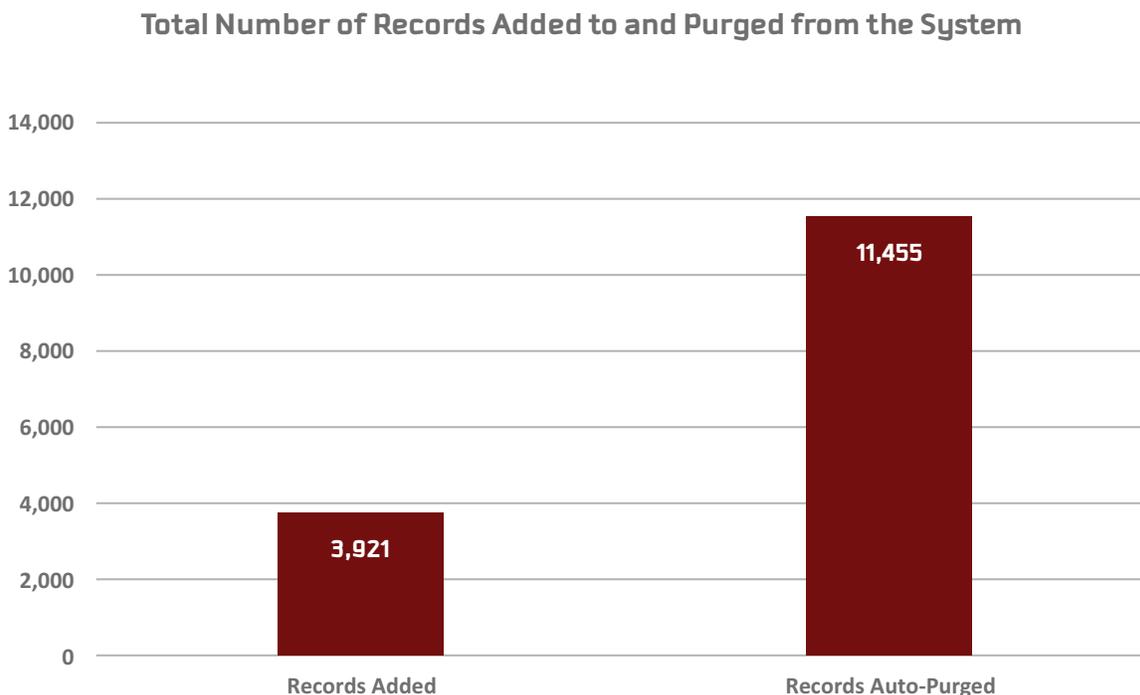


Chart 5 illustrates the reasons records failed during auditing:



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

CALGANG CONTEXT DOCUMENT

Dataset Overview and History

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 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 reflect 2020 but the table summarizes data captured during October 1, 2019 – September 30, 2020. Please note that the change in reporting period has caused an overlap with the 2019 report during the month of October 2019, as the 2019 report summarized data captured during November 1, 2018 – October 31, 2019.
3. The value "Unreported" indicates the field was left blank by user agencies.
4. In this year's report the age category level "10 to 17" 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 based on the timing of the adjudication process.
6. 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 26; thus, the total for each individual category (Age, Gender, Race) within Alhambra Police Department will equal 26.

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. 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.
9. 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 training issue, or a successful request for removal from the system.
10. Regarding the reasons for failing audits: “agency no longer participates” refers to an agency that has elected to withdraw from using the system after the Department has requested the audit documents; “agency didn't provide source documents “ refers to instances where an agency provided no response or source documents when audit documents were requested; and “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.
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 5 year purge date prior to completion of the audit.
12. Agencies in the Fresno node stopped participating in CalGang in 2020. Some audit results from prior to the departure may be on the “Audits” tab. However, their records were subsequently removed from the system and data is not available on the “Full” tab.
13. On July 10, 2020, the Los Angeles Police Department (LAPD) withdrew from using CalGang. Access to all LAPD records generated by the LAPD were revoked by the Department, therefore, their prior data is not reflected in this report outside of audit results on the “Audits” tab.

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
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

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 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	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