

Criminal Gang Investigative Data System (Gang Pointer File) Audit Report

October 1, 2022

Minnesota Statutes 299C.091 Criminal Gang Investigative Data System (Gang Pointer File) requires the following action by the Minnesota Bureau of Criminal Apprehension (BCA).

Audit of data submitted to system; reports.

§ Subd.4 (a) At least once every three years, the bureau shall conduct random audits of data under subdivision 2 that documents inclusion of an individual in, and removal of an individual from, the Gang Pointer File for the purpose of determining the validity, completeness, and accuracy of data submitted to the system. The bureau has access to the documenting data for purposes of conducting an audit. By October 1 of each year, the bureau shall submit a report on the results of the audits to the commissioner of public safety.

(b) If any audit requirements under federal rule or statute overlap with requirements in paragraph (a), the audit required by paragraph (a) may be done in conjunction with the federal audit to the extent they overlap. Nothing in this paragraph shall be construed to eliminate any audit requirements specified in this subdivision.

The BCA conducts an annual audit of the Minnesota Gang File. All subject records are reviewed during the audit process to determine if they have a qualifying conviction for a gross misdemeanor or felony offense within the previous three-year review period.

The BCA MNJIS Training and Auditing Unit is responsible for conducting audits of Minnesota law enforcement agencies that have entered subjects into the Gang Pointer File.

The following law enforcement agencies entered subjects in the Gang Pointer File:

- Metro Gang Strike Force (responsibility for subjects transitioned to BCA Investigations)
- Minnesota Fusion Center
- Koochiching County Sheriff Department
- Kandiyohi County Sheriff's Office

The audit of the Gang Pointer File covered the period of September 2021 through August 2022. BCA Training and Auditing staff reviewed 30 criminal histories on those entries that are within the required 3 year auditing period.

Out of the 30 records reviewed, 10 subjects did not have any additional qualifying criminal conviction and were accordingly purged from the Minnesota Gang File on September 2, 2022. As of this date, 37 subjects remain in the Gang Pointer File.