

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

October 1, 2023

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 conviction within the previous three-year review period.

The BCA 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 enter subjects in the Gang Pointer File:

- Metro Gang Strike Force (responsibility of records transitioned to BCA Investigations)
- Minnesota Fusion Center
- Kandiyohi County Sheriff's Office
- Koochiching County Sheriff's Office
- Willmar Police Department

The audit of the Gang Pointer File covered the period of September, 2022, through August, 2023. BCA Training and Auditing staff reviewed 38 criminal histories on those entries that are within the required three-year auditing period.

Out of the 38 records reviewed, seven subjects did not have an additional criminal conviction and were purged accordingly from the Minnesota Gang File on September 12, 2023. As of this date, 31 subjects are in the Gang Pointer File.