

OCTOBER 11, 2022 BUDGET SESSION

LOCAL LAWS

- a. A LOCAL LAW RELATING TO CERTAIN FEES COLLECTED BY THE ONONDAGA COUNTY HEALTH DEPARTMENT AND THE CENTER FOR FORENSIC SCIENCES FOR MEDICAL EXAMINER AND FORENSIC LABORATORY SERVICES, AND FURTHER AMENDING LOCAL LAW NO. 1-2022 (Sponsored by Dr. Chase)**

LOCAL LAW _____ - 2022

A LOCAL LAW RELATING TO CERTAIN FEES COLLECTED BY THE ONONDAGA COUNTY HEALTH DEPARTMENT AND THE CENTER FOR FORENSIC SCIENCES FOR MEDICAL EXAMINER AND FORENSIC LABORATORY SERVICES, AND FURTHER AMENDING LOCAL LAW NO. 1-2022

BE IT ENACTED BY THE ONONDAGA COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, NEW YORK, AS FOLLOWS:

Section 1. Collection Authorized.

Local Law No. 13-2016, amended by Local Law No. 10-2017; Local Law No. 6-2018; Law No. 5-2019; and Local Law No. 1-2022, established a fee schedule for services performed through the Center for Forensic Sciences, collected by the Onondaga County Commissioner of Health, and it is necessary to empower the Commissioner to collect fees imposed by local law, including those authorized herein. The procedures for the collection of such fees shall be as prescribed by applicable laws, as may be amended, or as otherwise determined by the Commissioner.

Section 2. Fees to be Collected.

CENTER FOR FORENSIC SCIENCES - OFFICE OF THE MEDICAL EXAMINER

EXAMINATIONS

Autopsy Examination	\$3,110/case
Partial/Limited Autopsy Examination	\$2,300/case
External Examination	\$1,930/case
Special Autopsy Cases (listed below)	\$4,176/case
Bariatric (BMI greater than or equal to 40) Autopsy Examination	
Homicide	
Initially Pending Manner of Death (age less than or equal to 3 years)	
Exhumations	
Repeat Autopsies	
Suspected Hazardous Material	
Skeletal Examinations:	
Human Remains	\$3,214/case
Non-Human Remains	\$323/case
Prisoner/Inmate Autopsy Examinations	\$4,821/case

The fee for Private Autopsy shall be removed.

MEDICAL EXAMINER CASE REVIEW / DEATH CERTIFICATION ONLY \$1,040/case

NON-MEDICAL EXAMINER / CASE REVIEW \$432/case

SPECIALIZED TESTING AND CONSULTATIONS: At Cost

 Eye Pathology
 DNA Testing
 Molecular/Genetic Testing
 Mass Fatality Incident
 Cardiomyopathy Testing

ON-CALL SERVICE* \$858

** On-call service may be requested when an outside county coroner/medical examiner is unable to cover death notifications. The OCMEO will receive all death notifications directly from law enforcement and other agencies to establish jurisdiction on behalf of the county requesting the service. Each date scheduled, regardless of the number of hours covered, will be charged at the flat rate above.*

CRIMINAL TESTIMONY

Forensic Pathologist Testimony/Deposition	\$450/hour
Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition	\$300/hour
Toxicologist Testimony/Deposition	\$400/hour
Forensic Chemist Testimony/Deposition	\$350/hour
Non-CFS Consultants	Direct invoice to District Attorney/Other Attorney

CIVIL TESTIMONY

Forensic Pathologist Testimony/Deposition	\$600/hour
Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition	\$450/hour
Toxicologist Testimony/Deposition	\$550/hour
Forensic Chemist Testimony/Deposition	\$500/hour
Non-CFS Consultants	Direct invoice to District Attorney/Other Attorney

SCENE INVESTIGATION

Forensic Investigator Scene Response	\$271/hour
Forensic Pathologist and Forensic Investigator Scene Response	\$484/hour

TOXICOLOGY*

Driving Under Influence - Alcohol & Drugs	\$427/case
Driving Under Influence – Alcohol	\$162/case
Driving Under Influence – Drugs	\$375/case
Comprehensive Drug-Facilitated Sexual Crimes	\$416/case
Postmortem Toxicology (without pathology examination)	\$484/case
Postmortem Toxicology (with pathology examination)	included in the exam fee

** Analyses performed by outside laboratories, including any related discovery fees, will be billed at actual cost for outside counties (excluding postmortem toxicology with a pathology examination where only the discovery fee will be charged).*

CENTER FOR FORENSIC SCIENCES – FORENSIC LABORATORIES

FORENSIC BIOLOGY/DNA

Body Fluid Identification and/or DNA	\$1,500/case
Cases with more than 8 items will incur an additional charge of	\$500/sample
Body Fluid Identification Only (e.g. swabs)	\$175/sample

FIREARMS

Firearms Analysis without Comparison	\$400/case
Firearms Analysis with Comparison	\$700/case
Case with more than 10 samples will incur an additional charge of	\$90/sample

FORENSIC CHEMISTRY

FIRE DEBRIS	
Fire Debris Analysis	\$765/case
Case with more than 5 samples will incur an additional charge of	\$225/sample
DRUG ANALYSIS	
Solid Dose Drug Analysis (includes quantitation, if applicable)	\$765/case
Case with more than 5 samples will incur additional charge of	\$225/sample
Cocaine Quantitation	\$150/sample
LATENT PRINTS	
Latent Print Analysis - Processing Only	\$400/case
Latent Print Analysis - Full Analysis	\$700/case
Case with more than 10 samples will incur additional charge of n	\$90/sample
DIGITAL EVIDENCE	
Digital Evidence Extraction/Analysis (hourly with a minimum 2 hour charge)	\$52.50/hour
<i>*Contact lab for case estimate</i>	
CASE REVIEW /TESTIMONY – CRIMINAL (Time billed in 1/2 hour increments)	
Court Testimony/Deposition - Expert Witness	\$270/hr
TRAVEL EXPENSES (Time billed in 1/2 hour increments)	
Travel Time (portal to portal) per hour	\$270/hr

Section 3. Effect on Prior Legislation.

In all other respects, Local Law Nos. 13-2016; 10-2017; 6-2018; 5-2019; and 1-2022 and any additional local law regarding fees for the Health Department and Center for Forensic Sciences shall remain in full force and effect except as specifically amended herein.

Section 4. Effective Date.

This Local Law shall take effect on January 1, 2023, and shall be filed consistent with provisions of the Municipal Home Rule Law.