

LOCAL LAW 1 - 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. 5-2019

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; and Local Law No. 5 – 2019, 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	\$2,990/case
External Examination	\$1,855/case
Special Cases (listed below)	\$4,015/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	
Infectious Biohazard	
Skeletal Examinations	
Human Remains	\$3,090/case
Non-Human Remains	\$310/case
Prisoner/Inmate Autopsy Examinations	\$4,635/case

MEDICAL EXAMINER CASE REVIEW / DEATH CERTIFICATION ONLY \$1,000/case

NON-MEDICAL EXAMINER / CASE REVIEW \$415/case

On-call service \$825

\* 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.

#### Case Review/Consultation

Initial Forensic Pathologist Case Review/Consultation*	\$925/case
Forensic Pathologist Case Review/Consultation, additional hours	\$465/hour
Forensic Investigator-Case Review/Consultation	\$310/hour
Forensic Chemist Case Review/Consultation	\$360/hour
Toxicologist Case Review/Consultation	\$410/hour

\* Initial case review requires written authorization from the legal next of kin and a \$925, non-refundable payment at the time of consultation payable to the Onondaga County Health Department Fiscal Officer. Initial payment includes up to two (2) hours case review/consultation. Additional time is billed at the current hourly rate.

For all instances listed below in which there is an hourly fee, the amount of time spent on a particular service shall be billed to the client in half-hour increments.

#### Criminal Testimony

Forensic Pathologist Testimony/Deposition	\$310/hour
Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition	\$155/hour
Toxicologist Testimony/Deposition	\$260/hour
Forensic Chemist Testimony/Deposition	\$205/hour
Non-CFS Consultants	Direct invoice to District Attorney/Other Attorney

#### Civil Testimony

Forensic Pathologist Testimony/Deposition	\$465/hour
Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition	\$310/hour
Toxicologist Testimony/Deposition	\$410/hour
Forensic Chemist Testimony/Deposition	\$360/hour
Non-CFS Consultants	Direct invoice to District Attorney/Other Attorney

#### SCENE INVESTIGATION

Forensic Investigator Scene Response	\$260/hour
Forensic Pathologist and Forensic Investigator Scene Response	\$465/hour

#### TRAVEL EXPENSES

Travel Time (portal to portal)	\$155/hour
Mileage (current IRS rate), parking, tolls, meals, lodging	Actual cost and per diem expenses

#### IMAGING/ HISTOLOGY/ X-RAYS

X-ray Film Copy is removed

#### TOXICOLOGY

Driving Under Influence - Alcohol & Drugs	\$410/case
Driving Under Influence – Alcohol	\$155/case
Driving Under Influence – Drugs	\$360/case
Comprehensive Drug-Facilitated Sexual Crimes	\$400/case
Postmortem Toxicology*(without pathology examination)	\$465/case
Postmortem Toxicology (with pathology examination)	included in the exam fee

\*Analyses performed by reference laboratories, including any related discovery fees will be billed at actual cost.

HEALTH DEPARTMENT

FOOD SERVICE ESTABLISHMENTS-PERMITS

Environmental Health

Late Fee - Temporary permits                      \$30.00 / permit

CLINIC FEES

Bureau for Disease Control

Established Patient - Physician and Nurse Practitioner Visit

Level 1	\$30
Level 2	\$55
Level 3	\$90
Level 4	\$130
Level 5	\$180

Counseling Visits

Level 1	\$45
Level 2	\$75
Level 3	\$100
Level 4	\$125

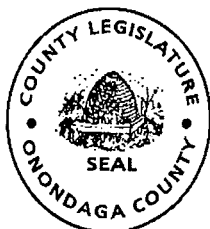
Section 3.            Effect on Prior Legislation.

In all other respects, Local Law Nos. 13-2016; 10 – 2017; 6-2018; and 5-2019 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, 2022, and shall be filed consistent with provisions of the Municipal Home Rule Law.

PASSED 12.7.21



I hereby certify that the foregoing is a true and exact copy of the legislation duly adopted by the County Legislature of Onondaga County on the 7<sup>th</sup> day of December 2021.

Clerk, County Legislature

A handwritten signature in black ink, appearing to be "J. M. ...", is written over the printed name of the Clerk.

STATE OF NEW YORK  
**DEPARTMENT OF STATE**

ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
HTTPS://DOS.NY.GOV

KATHY HOCHUL  
GOVERNOR

ROBERT J. RODRIGUEZ  
ACTING SECRETARY OF STATE

February 9, 2022

Jamie McNamara  
Clerk Onondaga County Legislature  
Court House, Room 407  
401 Montgomery Street  
Syracuse NY 13202

**RE: County of Onondaga, Local Law 1 2022, filed on February 2 2022**

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, [www.dos.ny.gov](http://www.dos.ny.gov).

Sincerely,  
State Records and Law Bureau  
(518) 473-2492

2022 FEB 17 AM 11:24



**Department  
of State**

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one.)

of Onondaga

Local Law No. 1 of the year 2022

A local law A LOCAL LAW RELATING TO CERTAIN FEES COLLECTED BY THE ONONDAGA  
(Insert Title)  
COUNTY HEALTH DEPARTMENT AND THE CENTER FOR FORENSIC SCIENCES  
FOR MEDICAL EXAMINER AND FORENSIC LABORATORY SERVICES,  
AND FURTHER AMENDING LOCAL LAW NO. 5-2019

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one.)

of Onondaga County as follows:

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; and Local Law No. 5 – 2019, 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.

See additional pages

(If additional space is needed, attach pages the same size as this sheet, and number each.)

**(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)**

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

*(Name of Legislative Body)*

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. 8 of 20<sup>21</sup> of the (County)(City)(Town)(Village) of Onondaga was duly passed by the County Legislature on December 7 20<sup>21</sup>, and was (approved)(not approved) (repassed after disapproval) by the County Executive and was deemed duly adopted on December 21 20<sup>21</sup>, in accordance with the applicable provisions of law.

*(Name of Legislative Body)*

*(Elective Chief Executive Officer\*)*

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.

*(Name of Legislative Body)*

*(Elective Chief Executive Officer\*)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

*(Name of Legislative Body)*

*(Elective Chief Executive Officer\*)*

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. (City local law concerning Charter revision proposed by petition.)**

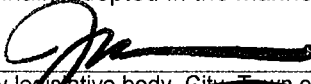
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2 above.

  
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body

Date: 1/4/22

(Seal)



County of Onondaga  
**Office of the County Executive**

John H. Mulroy Civic Center, 14th Floor  
421 Montgomery Street, Syracuse, New York 13202

Phone: 315.435.3516 Fax: 315.435.8582

[www.ongov.net](http://www.ongov.net)

**J. Ryan McMahon II**  
*County Executive*

**Ann Rooney**  
*Deputy County Executive, Human Services*

**Brian J. Donnelly**  
*Deputy County Executive*

**Mary Beth Primo**  
*Deputy County Executive, Physical Services*

**PUBLIC HEARING**

IN CONNECTION WITH 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. 5-2019

December 20, 2021, at 11:30 a.m.  
County Executive's Conference Room

The meeting was called to order. The Senior Deputy County Attorney confirmed that the Notice of Public Hearing and Certification of Posting are on file. All persons present had an opportunity to speak and be heard.

- After hearing no speakers, the public hearing was adjourned at 11:35 a.m.
- After hearing the speakers listed on the attached sheet, the public hearing was adjourned at 11:\_\_\_\_\_ a.m.

Respectfully submitted,

COUNTY OF ONONDAGA

By:

  
\_\_\_\_\_  
Yvette Velasco Benjamin Yarus  
Senior Deputy County Attorney





County of Onondaga  
**Office of the County Executive**

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*Deputy County Executive*

**Mary Beth Primo**  
*Deputy County Executive, Physical Services*

December 20, 2021

**REPORT OF THE COUNTY EXECUTIVE**

Pursuant to Article 3, Section 20, of the Municipal Home Rule Law, a public hearing was held on December 20, 2021, at 11:30 a.m. in the Offices of the Onondaga County Executive, Syracuse, New York, to consider the local law adopted December 7, 2021, entitled "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. 5-2019".

This Local Law was duly presented and the publication and posting of notice of public hearing were duly made according to law. Proof of such posting and publication is on file in the Office of the County Attorney.

I hereby approve the adoption of the aforesaid local law.

Respectfully submitted,

COUNTY OF ONONDAGA

By:

  
\_\_\_\_\_  
J. Ryan McMahon II  
County Executive

JRMcM/nlm