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LOCAL LAW 9 - 2012

A LOCAL LAW RELATING TO CERTAIN FEES COLLECTED BY THE ONONDAGA COUNTY HEALTH DEPARTMENT CENTER FOR FORENSIC SCIENCES FOR MEDICAL EXAMINER AND FORENSIC LABORATORY SERVICES, AND FURTHER AMENDING LOCAL LAW NO. 13-2006, AS PREVIOUSLY AMENDED BY LOCAL LAW NOS. 23-2008, 20-2009, AND 10-2011

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

Section 1. Local Law No. 13-2006, as previously amended by Local Law Nos. 23-2008, 20-2009, and 10-2011, which established a fee schedule for services performed through the Center for Forensic Sciences, collected by the Onondaga County Commissioner of Health, hereby is amended to further amend Exhibits A and B therein to be consistent with the following:

Office of the Medical Examiner
Exhibit A

Description of Service to be Provided	Fee
Examinations:	
Autopsy Examination	\$1,290/case
External Examination	\$580/case
Special Cases (listed below):	\$1,800/case
Bariatric (weight of 350 lbs. or more)	
Infectious (Biohazard)	
Exhumations	
Repeat Autopsies	
Suspected Hazardous Material	
Skeletal Examinations	
Human remains	\$1,870/case
Non-human remains	\$150/case
Prisoner/Inmate Autopsy Examinations	\$2,500/case
Private Autopsy	\$3,500/case
Specialized Testing and Consultations:	At Cost
Eye Pathology	
DNA Testing	
Molecular/Genetic Testing	
Mass Fatality Incident	
Non-Medical Examiner/Case Review:	\$140/case

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.

Case Review/Consultation-Civil:

Initial Forensic Pathologist Case Review/Consultation*	\$800/case
Forensic Pathologist Case Review/Consultation, additional hours	\$400/hr
Forensic Investigator Case Review/Consultation	\$260/hr
Toxicologist Case Review/Consultation	\$350/hr

*Initial case review requires written authorization from the legal next of kin and an \$800, 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.

Case Review/Consultation-Criminal:

Forensic Pathologist Case Review/Consultation	\$250/hr
Forensic Investigator Case Review/Consultation	\$125/hr
Toxicologist Case Review/Consultation	\$200/hr
Forensic Chemist Case Review/Consultation	\$175/hr

Testimony-Civil:

Forensic Pathologist Testimony/Deposition	\$400/hr
Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition	\$260/hr
Toxicologist Testimony/Deposition	\$350/hr
Forensic Chemist Testimony/Deposition	\$300/hr
Non-CFS Consultants	Direct Invoice to District Attorney/ Other Attorney

Testimony-Criminal:

Forensic Pathologist Testimony/Deposition	\$250/hr
Forensic Investigator or Forensic Autopsy Technician Testimony/Deposition	\$100/hr
Toxicologist Testimony/Deposition	\$200/hr
Forensic Chemist Testimony/Deposition	\$150/hr
Non-CFS consultants	Direct Invoice to District Attorney/ Other Attorney

Scene Investigation:

Forensic Investigator Scene Response	\$200/hr
Forensic Pathologist and Forensic Investigator Scene Response	\$400/hr

Travel Expenses:

Travel Time (portal to portal)	\$150/hr
Mileage (current IRS rate), parking, tolls, meals, lodging, Actual cost and per diem expenses	

Reports/Other Records (Subject to legal restrictions):

Autopsy Report (includes autopsy, microscopic, neuropathology, toxicology and consultation reports)	\$45/report
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Record Processing Fee	\$20/each
Archived Processing Fee (records older than 7 years)	\$40/each

Photocopy of additional records with signed judicial subpoena	\$0.75/page
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Additional rush charges incurred will be billed at actual cost. At the discretion of the Medical Examiner, payment may be required before service is provided.

Imaging/Histology/X-Rays:	
Autopsy and Scene Investigation Images CD	\$15/CD
Microscopic Slide Recuts	\$20/slide
Microscopic Slide Special Stains	At cost
Microscopic Digital Images	\$5/image
X-ray Film Copies	\$25/film
X-ray Digital Images	\$15/CD
Print-35 mm slide	\$10/slide

Body Bags:	
Heavy bag	\$50/bag
Light bag	\$25/bag
Oversized bag	\$105/bag
BioSeal® Containment	\$260/case

Toxicology*:	
Post-Mortem and DWI	
Volatiles (including ethanol)	\$50
Confirmation of Volatiles	\$50
Volatiles and Immunoassay Screen	\$100
Volatiles, Immunoassay Screen and Comprehensive Drug Screen	\$185
Volatiles, Immunoassay Screen and Comprehensive Drug Screen with Confirmation	\$235
Confirmation of Positives (per analyte, per source)	\$85/analyte

Special Victim Testing	
Comprehensive Drug-Facilitated Sexual Assault	\$265
Confirmation of Positives (per analyte, per source)	\$85/analyte

Additional Services	
Carbon Monoxide (with automatic confirmation of positive)	\$45
Cyanide Screen	\$45
Ethylene Glycol Screen	\$50

*Analyses performed by reference laboratories will be billed at actual cost.

Forensic Laboratories	
Exhibit B	
Description of Service to be Provided	Fee

Forensic Biology/DNA:	
Body Fluid Identification and/or DNA Analysis	\$1,200/per case
Cases with more than 8 items will incur an additional charge of	\$300 per sample
Body Fluid Identification Only	\$400/per case

Firearms:	
Firearms analysis without Comparison	\$275/case
Firearms analysis with Comparison	\$450/case
NIBIN Entry-Cartridge Cases only	\$100/case

Forensic Chemistry:	
Fire Debris	
Fire Debris Analysis	\$250/case

Drug Analysis	
Solid Dose Drug Analysis (includes quantitation, if applicable)	\$250/case

Trace:	
Hair, Headlamp Bulb Filament, Fiber and Textiles, Pressure-Sensitive Adhesives (tapes), and Glass Analysis	\$400/case

Latent Prints:	
Latent Print Analysis-Processing Only	\$275/case
Latent Print Analysis-Full Analysis	\$450/case

Digital Evidence Analysis*	\$50/hr
*contact lab for case estimate	

Criminalistics:	
Other criminalistics tests	Consult Lab

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.

Case Review/Testimony-Criminal:	
Court Testimony/Deposition-Expert Witness	\$200/hr

Travel Expenses:	
Travel time (portal to portal)	\$200/hr
Mileage (current IRS rate), parking, tolls, meals, lodging, actual cost and per diem expenses	Actual per case

Miscellaneous Fees:	
File Research/Retrieval Fee (Archived):	Actual per case
Photocopies	\$0.25/page

Section 2. The procedures for the collection of such fees shall be as prescribed by the appropriate laws of the State and any amendments thereto or determined by the Commissioner of Health where the State has not enacted procedures.

Section 3. In all other respects, Local Law No. 13-2006, as previously amended by Local Law Nos. 23-2008, 20-2009, and 10-2011, shall remain in full force and effect except as specifically amended herein.

Section 4. This Local Law shall take effect on January 1, 2013 and shall be filed pursuant to provisions of the Municipal Home Rule Law.

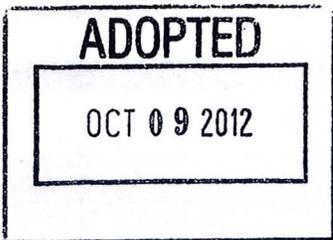
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I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

9th DAY OF October, 2012.

Deborah A. Matuso

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK



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ONONDAGA COUNTY LEGISLATURE