

Onondaga County CFS - Laboratories - Evidence Submission Guidelines

March 1, 2017

This document contains the current guidelines for the submission of evidence for analysis at the Onondaga County Center for Forensic Sciences – Laboratories (CFS). This document is meant to serve as a guide for police agencies and attorneys to determine which types of evidence should be submitted to the laboratory for analysis. **It is expected that exceptions to these guidelines may need to be made on a case by case basis; however, any deviations from these approaches should be discussed with the laboratory prior to any submission requests being made.**

Please contact the following staff at 315-435-3800 or by email if you have questions regarding submission of evidence:

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* Updated 6-13-19

CASE TYPE	Submission Guidelines
FIRE DEBRIS	<ul style="list-style-type: none">All suspected arson related evidence should be submitted to the laboratory as soon as possible.Submit comparison (control) samples when possible.Submit container exemplar, especially nylon fire evidence bags when possible.Evidence containing suspected ignitable liquid (such as gas cans or charcoal lighter fluid bottles) requiring latent prints or DNA examination should have all of the liquid removed before submission.All liquid samples should be placed into glass bottles (one ounce maximum) with Teflon-lined screw caps and secured against breakage and leakage.
DRUGS	<ul style="list-style-type: none">Drug evidence in which analysis is required for an investigation or is required for prosecution as determined by the prosecuting attorney's office or police agency should be submitted to the laboratory for analysis.Seized drug evidence in which a field color test is not available or gave inconclusive results, and this information is needed for an arrest or charge, may be submitted to the laboratory for analysis at the request of a police agency or prosecuting attorney's office.Please contact the Forensic Chemistry Supervisor prior to submitting seized drug evidence that consists of numerous individually packaged items (>100).Hypodermic syringes will not be accepted without prior approval from the Forensic Chemistry Supervisor or Director of Laboratories.Do not submit field test kits. The kits can leak and compromise the integrity of the

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	<p>evidence. Do not place the test kit chemicals directly on the items to be submitted to the laboratory as they can destroy the evidence and prevent analysis.</p> <ul style="list-style-type: none">▪ Seized drug evidence packaging that has been collected directly from a person will not be analyzed for latent prints or DNA unless special circumstances have been communicated to the laboratory.▪ Other seized drug evidence packaging will only be analyzed for latent prints and/or DNA if possession is in question.<ul style="list-style-type: none">▪ The outermost packaging of the drug evidence will be considered for latent print and/or DNA analysis. If practicable, the outermost packaging should be packaged separately from the drug evidence when submitted (but not the packaging material that is in direct contact with the substance).▪ There will be a limit of ten items/samples per case for latent print and/or DNA analysis. Please contact the laboratory if there are extenuating circumstances to discuss analysis of items containing more than ten units.
<p>DIGITAL EVIDENCE</p>	<ul style="list-style-type: none">▪ Digital Evidence (e.g. computers, digital media and mobile devices such as cell phones, tablets and GPS units) should be submitted to the laboratory at the request of a police agency or prosecuting attorney's office. Mobile devices are to be placed in Faraday bags prior to submission. Agencies may use their own Faraday bag or Faraday bags are available in the Evidence Triage room at the laboratory, if needed.▪ All submissions for digital evidence examination should be accompanied by a proper search warrant (authorizing the seizure of and the forensic examination of the evidence by the Onondaga County Center for Forensic Sciences – Laboratories) or a consent-to-search form.
<p>FIREARMS</p>	<ul style="list-style-type: none">▪ All firearms (with the exception of “safekeeping” weapons and suicide weapons) should be submitted for firearms analysis. This will include completion of a tracing form, operability/function testing to generate test fires, serial number restoration (if applicable) and open case file database searches with test fired cartridge cases (if applicable).▪ Safekeeping and pistol permit-related weapons may be submitted for <u>tracing form data only</u> unless prior approval is granted by the Firearms Section Supervisor or their designee to complete a test fire.▪ Suicide weapons should not be submitted for firearms, latent print and/or DNA analysis unless deemed necessary by the submitting agency.▪ All handguns (with associated cartridge magazines and cartridges) (except those voluntarily surrendered, submitted for safekeeping or associated with a suicide) and shortened or defaced long guns submitted to the laboratory will be automatically examined for latent prints (LP), but the agency/prosecutor is encouraged to still officially make an LP request. Long guns will only be examined for latent prints if there is an LP request made by the agency/prosecutor. Depending on case circumstances, the analysis and comparison of any recovered latent prints may be deferred. Agencies can request analysis and comparison at a later date if necessary. For firearms linked to other cases through NIBIN association, the laboratory will automatically analyze and compare any latent prints suitable for identification

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	<p>recovered from the firearms related evidence in that case.</p> <ul style="list-style-type: none">▪ It is understood that in some circumstances for officer safety that some evidence, particularly firearms, may have to be handled by an officer. If this occurs, please indicate the officer's name who handled the item in a submission comment so that any developed latent prints can be compared to the officer's known prints if necessary.▪ All firearms (except those voluntarily surrendered, submitted for safekeeping or associated with a suicide) associated with a grand jury fast track or prosecution request submitted to the laboratory will be automatically swabbed for DNA, but the agency/prosecutor is encouraged to still officially make a Forensic Biology (FB) request. Other submitted firearms will only be swabbed for DNA if there is an FB request made by the agency/prosecutor. Further DNA analysis on swabbings from firearms will only be performed if an additional request is made and if the identity of the handler is probative. DNA profiles generated from firearms collected directly from a person or the person's car or home are not eligible for entry into the Combined DNA Index System (CODIS). DNA analysis from swabbings will not be performed if the firearm was recovered directly from a suspect, suspect's residence, suspect's car, etc. unless the known standard of the suspect is submitted. Please contact the laboratory if DNA analysis is required to obtain a court order for a DNA standard.
AMMUNITION & FIRED AMMUNITION COMPONENTS	<ul style="list-style-type: none">▪ Fired ammunition components such as cartridge cases, shot shells and bullets should be submitted for firearms analysis as soon as possible for entry into the laboratory open case databases (if applicable).▪ Fired and unfired shot shells may be requested for Latent Print and/or DNA testing.▪ Unfired ammunition (with the exception of shot shells) will not be analyzed for DNA testing but can be submitted for latent print testing.▪ Due to the extremely low chance of recovering latent prints from fired cartridge components, latent print analysis will not be performed on fired cartridge cases (with the exception of shot shells) unless there is information to believe the items were handled after firing. If it is believed that a fired cartridge case was handled after firing, this information must be included in a comment upon submission or communicated to the Latent Print Section Supervisor as soon as possible thereafter.▪ Due to the extremely low chance of recovering DNA from fired cartridge components, DNA analysis will not be performed on fired cartridge cases (with the exception of shot shells) from non-death cases unless bodily fluids are present. Fired cartridge cases from death investigations will be swabbed for potential DNA analysis automatically. A request to perform DNA analysis on swabbings collected from fired cartridge cases must be made directly with the Forensic Biology/DNA Section Supervisor.
GUNSHOT RESIDUE- DISTANCE DETERMINATION	<ul style="list-style-type: none">▪ Requests for gunshot residue analysis on victim's clothing must be approved by the Firearms Section Supervisor or their designee prior to the submission of the clothing.▪ Suspect's clothing is not routinely analyzed and will not be accepted for gunshot residue analysis without the approval of the Firearms Section Supervisor or their designee.
NON-VIOLENT CRIMES	<ul style="list-style-type: none">▪ <u>Latent Print Analysis:</u><ul style="list-style-type: none">▪ For any residential burglary or recovered stolen vehicle cases, the laboratory

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	<p>requests that the agency (other than the Syracuse Police Department) submit elimination prints or provide information to the laboratory for access to an electronic equivalent (i.e. name, and date of birth, NYSID #, or FBI # for live-scan or RIC) prior to the commencement of laboratory analysis. If known suspect prints (or the required information to access them) are provided up front, laboratory analysis of these cases will commence; however, prior to initiation of any SABIS searches, elimination prints may be requested.</p> <ul style="list-style-type: none">▪ If photographs of latent prints were taken at the crime scene, copies of these should be placed on a CD or DVD, entered as an item in the BEAST, and submitted to the laboratory for analysis. The photos should be submitted in conjunction with any latent print lifts as the photos are often of higher quality than the latent print lift itself. It is extremely important that the photograph contain a scale with a desired resolution of minimally 1000 ppi.▪ <u>DNA Analysis:</u><ul style="list-style-type: none">▪ Items belonging to the suspect and left at the scene by the perpetrator such as blood; saliva from bottles, cans, cigarette butts and chewing gum; tools such as screwdrivers and flashlights; and clothing items such as hats, shirts, glasses and gloves should be submitted. For cases with arrested suspects, the laboratory may contact the submitting agency and prosecutor to determine if analysis is necessary and may request the submission of the known DNA standards of the victim(s) prior to starting DNA analysis.▪ DNA analysis of touch evidence: Touch evidence is defined as evidence that has no visible staining and would contain DNA that only results from touching an item with the skin. Touch evidence will only be analyzed if profiles are not generated from other probative evidence. If probative information is obtained from one item, testing of additional items may be deferred.▪ For non-violent crimes, a maximum of two touch evidence items will be analyzed per case unless exceptional circumstances have been discussed with the laboratory. Touch evidence swabs collected from counters, walls, light switches, doors, etc. from public locations or from swabs of items that were generally handled by the victim and believed to only have been touched briefly by a suspect such as padlocks, tools, jewelry boxes, door knobs, light switches, electrical cords, etc. will not be analyzed. Only swabs from steering wheels from cars will be analyzed for touch DNA unless exceptional circumstances have been discussed with the Forensic Biology/DNA Section Supervisor.
<p>ASSAULTS/ CRIMES AGAINST PERSONS</p>	<ul style="list-style-type: none">▪ Items that may yield a probative result for cases <u>without an arrest</u> should be submitted to the laboratory for analysis if needed for an investigation at the request of a police agency. Evidence from cases <u>with an arrest</u> should be submitted for analysis at the request of the prosecuting attorney's office unless special circumstances are communicated to the laboratory (e.g. a known second suspect is unidentified).▪ <u>Latent Print Analysis:</u><ul style="list-style-type: none">▪ The laboratory may request elimination prints prior to latent print comparisons, including Statewide Automated Biometric Identification System (SABIS) database

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	<p>searches, on a case by case basis.</p> <ul style="list-style-type: none">▪ If photographs of latent prints were taken at the crime scene, copies of these should be placed on a CD or DVD, entered as an item in the BEAST, and submitted to the laboratory for analysis. The photos should be submitted in conjunction with any latent print lifts as the photos are often of higher quality than the latent print lift itself. It is extremely important that the photograph contain a scale with a desired resolution of minimally 1000 ppi.▪ <u>DNA Analysis:</u><ul style="list-style-type: none">▪ Possible weapons, suspect's clothing (if the victim may have bled or for wearer DNA if clothing was left at the scene by the perpetrator), victim's clothing (if the perpetrator may have bled) or other items that may link the perpetrator to the crime scene should be submitted for analysis. Known DNA standards from the victim may be requested prior to the commencement of DNA analysis.▪ Touch evidence is defined as evidence that has no visible staining and would contain DNA that only results from touching an item with the skin. Touch evidence will only be analyzed if profiles are not generated from other probative evidence. If probative information is obtained from one item, testing of additional items may be deferred. Only swabs from steering wheels from cars will be analyzed for touch DNA unless exceptional circumstances have been discussed with the Forensic Biology/DNA Section Supervisor.
<p>SEXUAL ASSAULTS</p>	<ul style="list-style-type: none">▪ <u>DNA Analysis of Sexual Assaults:</u><ul style="list-style-type: none">▪ Initially a sexual assault kit and/or used condoms should be submitted. Victim's clothing may be submitted at a later date if the sexual assault kit is negative for probative evidence. Bedding and other items should only be submitted if other evidence does not yield probative information and after approval from the laboratory.
<p>HOMICIDES</p>	<ul style="list-style-type: none">▪ In major cases it is valuable to have a meeting with CFS staff, detectives, prosecutors and crime scene personnel to prioritize evidence and to discuss the case in its entirety to ensure the best and most efficient analysis occurs. It is highly recommended that prior to homicide evidence being submitted for analysis (with the exception of firearms evidence) a meeting be held between the submitting agency, prosecutor's office (if applicable), and the CFS staff from all the relevant sections. It is recommended that firearms evidence from homicides be submitted as soon as possible and does not require a meeting.▪ In homicide cases involving large amounts of evidence, evidence may be analyzed in a sequential manner, with the items deemed most likely to provide the most probative evidence tested first. If probative information is obtained from analysis of an item, testing of additional items may be deferred.▪ <u>Latent Print Analysis:</u><ul style="list-style-type: none">▪ The laboratory may request elimination prints prior to latent print comparisons, including Statewide Automated Biometric Identification System (SABIS) database searches, on a case by case basis.▪ If photographs of latent prints were taken at the crime scene, copies of these

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should be placed on a CD or DVD, entered as an item in the BEAST, and submitted to the laboratory for analysis. The photos should be submitted in conjunction with any latent print lifts as the photos are often of higher quality than the latent print lift itself. It is extremely important that the photograph contain a scale with a desired resolution of minimally 1000 ppi.

- DNA Analysis:
 - DNA analysis of touch evidence: Touch evidence is defined as evidence that has no visible staining and would contain DNA that only results from touching an item with the skin. Touch evidence will only be analyzed if profiles are not generated from other probative evidence. If probative information is obtained from one item, testing of additional items may be deferred.