

**FORENSIC TOXICOLOGY LABORATORY  
OFFICE OF CHIEF MEDICAL EXAMINER  
CITY OF NEW YORK**

**NOTIFICATION GUIDELINES IN CASES OF LABORATORY ERROR  
OR MISCONDUCT BY LABORATORY PERSONNEL**

Consistent with the laboratory director's obligation to maintain the integrity of the laboratory work product and consistent with accepted accreditation standards, the laboratory director shall notify the appropriate medical examiner, the appropriate assistant district attorney, the American Board of Forensic Toxicology and the NYS Commission on Forensic Sciences when any of the following situations are discovered:

- a. A laboratory employee has engaged in any intentional fabrication or falsehood with regard to his or her work product, analysis or test results that have resulted in a forensically significant erroneous report being issued.
- b. A laboratory employee, in the course of testimony, has significantly misrepresented or misstated a material fact; has significantly misstated his or her experience, training, education or qualifications or has made a significant scientific error.
- c. A laboratory employee has engaged in a demonstrated pattern of forensically significant errors which affected the reported results of laboratory analysis.
- d. Other conditions or situations which raise immediate and significant concerns and which affect the forensic reliability of a laboratory report.