



***February 3, 2023***

**Empire State Development Corporation**

633 3rd Ave  
37th Floor  
New York, NY

**Videoconference Locations:**

107 College Place, Life Sciences Building 120, Syracuse, NY  
Shapiro Bldg., Rm. 5044, 70 Francis Street, Boston, MA

**9:05 AM – 9:55 AM**

**DRAFT MEETING MINUTES**

**DNA Subcommittee Members in Attendance:**

Frederick Bieber, Ph.D.<sup>1</sup>  
Kathleen Corrado, Ph.D.  
Katherine Gettings, Ph.D.  
Ken Kidd, Ph.D.  
Jenifer Smith, Ph.D.  
Amanda Sozer, Ph.D.

**DCJS Staff in Attendance:**

Dean Defruscio  
Jill Dooley  
Colleen Glavin, Esq.  
Natasha Harvin-Locklear, Esq.  
Katherine Mayberry  
Shelley Palmer  
Brianna Robinson  
Lindsey Rockwell

**Other Attendees:**

Raymond Valerio – Queens District Attorney

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<sup>1</sup> Bieber attended via telephone in accordance with the Open Meetings Law, Bieber will not be counted toward quorum and voting requirements. However, this does not affect the outcome of the meeting.

Dr. Dooley opened the meeting by stating that materials from both the canceled November 18, 2022, and today's meeting will be discussed. She continued by stating that Dr. Weir was unable to attend, and that Dr. Gettings will act as chair in his place. Dr. Gettings then welcomed new member Dr. Kathleen Corrado, who will be representing the discipline of laboratory standards and quality assurance regulation. Dr. Gettings then conducted a roll call as members of the Subcommittee were in attendance in New York and virtually. A quorum was established with 5 members present (Corrado, Gettings, Kidd, Smith, and Sozer).

00:00:00 –  
00:02:20

Dr. Gettings then asked for a motion to approve the February 3, 2023 agenda. A motion to approve the agenda was made by Dr. Smith, seconded by Dr. Sozer, and approved unanimously.

00:02:23 –  
00:02:53

The Chair then asked Subcommittee members for questions or comments on the minutes from the August 5, 2022, meeting of the Subcommittee. Dr. Smith made a motion to approve the minutes, seconded by Dr. Kidd, and approved with four votes (Gettings, Kidd, Sozer, Smith) and 1 abstention (Corrado).

00:02:57 –  
00:03:37

Next, the Subcommittee reviewed Accreditation/Laboratory updates from the Erie County Central Police Services Forensic Laboratory, Monroe County Crime Laboratory, Nassau County Division of Forensic Services, New York City OCME Department of Forensic Biology, New York State Police Crime Laboratory, Onondaga County Center for Forensic Sciences, Suffolk County Crime Laboratory and Westchester County Division of Forensic Sciences. Representatives from the laboratories were available to answer questions as needed.

00:03:40 –  
00:26:15

During Accreditation/Laboratory updates, the Subcommittee reviewed the final documentation from the ANAB reaccreditation assessment activity of the Nassau County Division of Forensic Services. Dr. Gettings called for a motion to issue a binding recommendation to the Commission on Forensic Science to renew the New York State Accreditation of the Nassau County Division of Forensic Services in the discipline of Biology for the period concurrent with its ANAB accreditation to expire February 28, 2027. Dr. Smith made the motion, Dr. Sozer seconded the motion, and the motion was approved unanimously.

00:05:05 –  
00:09:16

The Chair then moved to Old Business. A verbal update was provided on the Partial Match and Familial Search programs. Dr. Dooley provided updates to the First Judicial Department in the Appellate Division ruling in the Matter of Stevens et. al., v. The New York State Division of Criminal Justice Services, the New York State Commission on Forensic Science, and the DNA Subcommittee of the New York State Commission on Forensic Science. The Familial Search program remains paused, awaiting a hearing of the appeal to be scheduled. Special Counsel, Natasha Harvin-Locklear, also gave a brief update that the District Attorneys Association submitted a brief supporting the position of DCJS. There were no updates regarding CODIS Bulletins.

00:26:18 –  
00:28:54

The Chair then moved to New Business with Dr. Dooley providing an update regarding the 2022 CODIS Audit memo and the 2022 Annual Laboratory Summaries. Special Counsel Harvin-Locklear gave notice regarding Governor Hochul's 2023 State of the State address,

00:28:56 –  
00:37:03

in which a proposal to allow DNA samples from recovered firearms to be uploaded into the database was discussed. Special Counsel then provided an update regarding the Videoconferencing Policy for Open Meetings pursuant to Chapter 56 of the Laws of 2022 and initiated the public hearing to receive comments on the policy. No oral testimony or written statements were received.

Dr. Gettings then requested a motion to enter Executive Session to discuss matters relating to a current investigation or matters that may lead to the appointment, promotion, demotion, discipline, or suspension of a person. Dr. Smith made the motion, which was seconded by Dr. Kidd and approved unanimously.

00:37:07 –  
00:37:59

The Subcommittee adjourned into Executive Session with all present members in attendance. The Subcommittee discussed ongoing investigations, and no action was taken. Executive Session commenced at 9:42 AM and concluded at 9:53 AM. The Subcommittee reconvened the Open Meeting.

The Chair stated that the next meeting of the Subcommittee will take place on May 12, 2023. A motion to adjourn was made by Dr. Smith, seconded by Dr. Sozer, and approved unanimously.

00:38:39 –  
00:39:31

**Note: Video of the meeting is available at <https://www.youtube.com/user/nyspublicsafety>**