

RULE 42. DNA Testing

Post-conviction DNA testing is governed by Ohio Revised Code 2953.71 – 2953.83

Upon the motion of either party to a civil or criminal case or upon the Court's own motion, a judge may, at his or her own discretion, order a DNA test. The costs of such a test shall be borne by the party requesting the test except for indigent parties in which case the judge may tax the costs to the court costs of the case. When a judge orders a DNA test on the Court's own motion, the costs of the test shall be taxed as court costs. The test in a criminal case shall be done by the Hamilton County Coroner unless otherwise directed by the Court. The person or company performing the DNA test shall deliver a written report of the results to the judge and to the parties.

This rule shall only apply to the General Division of the Common Pleas Court.

Effective: (March 1, 2023)