



Ohio Revised Code

Section 2945.63 Child pornography offered as evidence; custody.

Effective: April 6, 2017

Legislation: Senate Bill 227 - 131st General Assembly

(A) As used in this section:

(1) "Child pornography" means any obscene material involving a juvenile, any sexually oriented matter involving a juvenile, or any material that is harmful to juveniles.

(2) "Juvenile," "harmful to juveniles," "material," and "performance" have the same meanings as in section 2907.01 of the Revised Code.

(3) "Sexually oriented matter" has the same meaning as in section 2919.22 of the Revised Code.

(B) Any child pornography that is offered as evidence or that comes into the custody or control of the prosecutor or the court shall remain in the custody or control of the prosecutor or the court.

(C) Notwithstanding Rule 16 of the Rules of Criminal Procedure, the court in a criminal proceeding shall deny any request by the defendant to photocopy, photograph, or otherwise reproduce any child pornography if the prosecutor gives the defendant, the defendant's attorney, and any individual the defendant may seek to qualify to furnish expert testimony at trial ample opportunity to examine the child pornography at the place where the prosecutor or the court is holding the child pornography.
