

# THE SUPREME COURT *of* OHIO

## TASK FORCE ON CONVICTION INTEGRITY AND POSTCONVICTION REVIEW

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### RESOURCE MATERIALS FOR SEPTEMBER 17, 2020 MEETING

#### Reports of State Task Forces/Commissions

California Commission on the Fair Administration of Justice, *California Commission on the Fair Administration of Justice Final Report* (2008),  
<https://digitalcommons.law.scu.edu/cgi/viewcontent.cgi?article=1000&context=ncippubs>.

Connecticut – Advisory Commission on Wrongful Convictions, *Report of the Advisory Commission on Wrongful Convictions* (February 2009),  
[https://www.jud.ct.gov/Committees/wrongfulconviction/WrongfulConvictionComm\\_Report.pdf](https://www.jud.ct.gov/Committees/wrongfulconviction/WrongfulConvictionComm_Report.pdf).

Florida Innocence Commission, *Final Report to the Supreme Court of Florida* (June 2012),  
<https://www.flcourts.org/content/download/218230/1975326/Innocence-Report-2012.pdf>

Maryland Governor’s Office of Crime Control and Prevention, *2018 Final Report of the Task Force to Study Erroneous Conviction and Imprisonment* (December 1, 2018),  
<http://goccp.maryland.gov/wp-content/uploads/erroneous-conviction-imprisonment-20181201-final-report.pdf>.

Massachusetts – Boston Bar Association, *Getting It Right: Improving Accuracy and Reliability of the Criminal Justice System in Massachusetts* (December 2009),  
[https://bostonbar.org/prs/reports/BBAGetting\\_It\\_Right\\_12-16-09.pdf](https://bostonbar.org/prs/reports/BBAGetting_It_Right_12-16-09.pdf).

New York State Bar Association, *Report of Task Force on Wrongful Convictions* (February 8, 2019), <https://nysba.org/app/uploads/2020/01/Wrongful-Convictions-Report-Feb.-2019.pdf>.

New York State Bar Association, *Final Report of the New York State Bar Association’s Task Force on Wrongful Convictions* (April 4, 2009),  
<https://nysba.org/app/uploads/2020/01/FinalWrongfulConvictionsReport.pdf>.

Oklahoma – Oklahoma Justice Commission and Oklahoma Bar Association, *Oklahoma Justice Commission Report to the Oklahoma Bar Association* (February 2013),  
<https://digitalprairie.ok.gov/digital/collection/stgovpub/id/238846>.

Pennsylvania – Advisory Committee on Wrongful Convictions, *Report of the Advisory Committee on Wrongful Convictions* (September 2011),  
<http://jsg.legis.state.pa.us/resources/documents/ftp/documents/9-15-11%20rpt%20-%20Wrongful%20Convictions.pdf>.

Texas – Timothy Cole Advisory Panel on Wrongful Convictions, *Report to the Texas Task Force on Indigent Defense* (August 2010)  
<http://www.tidc.texas.gov/media/25663/FINALTCAPreport.pdf>.

Virginia – Innocence Commission of Virginia, *A Vision for Justice: Report and Recommendations Regarding Wrongful Convictions in the Commonwealth of Virginia* (March 2005),  
<https://www.prisonlegalnews.org/media/publications/innocence%20commission%20of%20va,%20wrongful%20convictions%20report,%202005.pdf>.

### **Websites**

The National Registry of Exonerations.  
<https://www.law.umich.edu/special/exoneration/Pages/about.aspx>

The North Carolina Innocence Inquiry Commission  
<https://innocencecommission-nc.gov/>

### **Scholarly Articles and Other Reports**

Carmichael, Dottie and Caspers, Heather, *An Evaluation of The Texas Innocence Projects: A Report to the Texas Indigent Defense Commission* (2015),  
<http://tidc.texas.gov/media/38168/1An-Evaluation-of-The-Texas-Innocence-Projects.pdf>.

Holloway, John, *Conviction Review Units: A National Perspective* (2016), Faculty Scholarship. Paper 1614, [http://scholarship.law.upenn.edu/faculty\\_scholarship/1614](http://scholarship.law.upenn.edu/faculty_scholarship/1614).

Murphy, Erin, *Forensic DNA Typing*, 1 Annual Review of Criminology 497 (January 2018),  
<https://www.annualreviews.org/doi/full/10.1146/annurev-criminol-032317-092127>.

Sheck, Barry C., *Conviction Integrity Units Revisited*, 14 Ohio State Journal of Criminal Law 705 (2014), [https://kb.osu.edu/bitstream/handle/1811/80789/OSJCL\\_V14N2\\_705.pdf](https://kb.osu.edu/bitstream/handle/1811/80789/OSJCL_V14N2_705.pdf)

The Center on the Administration of Criminal Law, *Establishing Conviction Integrity Programs in Prosecutors' Offices* (2012),  
[http://www.law.nyu.edu/sites/default/files/upload\\_documents/Establishing\\_Conviction\\_Integrity\\_Programs\\_FinalReport\\_ecm\\_pro\\_073583.pdf](http://www.law.nyu.edu/sites/default/files/upload_documents/Establishing_Conviction_Integrity_Programs_FinalReport_ecm_pro_073583.pdf).

## **Ohio Revised Code and Other Materials**

Criminal Rules 33 and 35 of the Ohio Rules of Criminal Procedure,  
<http://www.supremecourt.ohio.gov/LegalResources/Rules/criminal/CriminalProcedure.pdf>

R.C. 2953.21 – Post conviction relief petition,  
<http://codes.ohio.gov/orc/2953.21>

R.C. 2901.07 – DNA specimen collection procedure,  
<http://codes.ohio.gov/orc/2901.07>

R.C. 2953.71 – Post conviction DNA testing definitions,  
<http://codes.ohio.gov/orc/2953.71>

R.C. 2953.72 – Application for testing,  
<http://codes.ohio.gov/orc/2953.72>

R.C. 2953.73 – Form and service of application,  
<http://codes.ohio.gov/orc/2953.73>

R.C. 2953.74 – Effects of prior tests,  
<http://codes.ohio.gov/orc/2953.74>

R.C. 2953.75 – Prosecutor to use reasonable diligence to obtain biological material for test,  
<http://codes.ohio.gov/orc/2953.75>

R.C. 2953.76 – Prosecutor to consult with testing authority,  
<http://codes.ohio.gov/orc/2953.76>

R.C. 2953.77 – Chain of custody,  
<http://codes.ohio.gov/orc/2953.77>

R.C. 2953.78 – Selection of testing authority,  
<http://codes.ohio.gov/orc/2953.78>

R.C. 2953.79 – Obtaining sample from applicant,  
<http://codes.ohio.gov/orc/2953.79>

R.C. 2953.80 – Criteria for testing authority,  
<http://codes.ohio.gov/orc/2953.80>

R.C. 2953.81 – Test results,  
<http://codes.ohio.gov/orc/2953.81>

R.C. 2953.83 – Rules of criminal procedure applicable,  
<http://codes.ohio.gov/orc/2953.83>

R.C. 2953.84 Statutory post-conviction DNA testing not exclusive,  
<http://codes.ohio.gov/orc/2953.84>

R.C. 2933.81 – Electronic recording during custodial interrogation,  
<http://codes.ohio.gov/orc/2933.81>

R.C. 2933.82 – Retention of biological evidence,  
<http://codes.ohio.gov/orc/2933.82>

## **Ohio Revised Code and Other Materials**

R.C. 2933.83 – Administration of photo or live lineups,  
<http://codes.ohio.gov/orc/2933.83>

R.C. 2743.48 Wrongful imprisonment civil action against state,  
<http://codes.ohio.gov/orc/2743.48>

Rule 3.8, Special Responsibilities of a Prosecutor, *Model rules of professional conduct*.  
Retrieved from

[https://www.americanbar.org/groups/professional\\_responsibility/publications/model\\_rules\\_of\\_professional\\_conduct/rule\\_3\\_8\\_special\\_responsibilities\\_of\\_a\\_prosecutor/](https://www.americanbar.org/groups/professional_responsibility/publications/model_rules_of_professional_conduct/rule_3_8_special_responsibilities_of_a_prosecutor/).

Ohio Public Defender – Postconviction Pro Se Packet

[https://opd.ohio.gov/Portals/0/PDF/ProSe/Postconviction\\_Pro\\_Se\\_Packet.pdf](https://opd.ohio.gov/Portals/0/PDF/ProSe/Postconviction_Pro_Se_Packet.pdf)

Ohio Public Defender – Wrongful Conviction Project Screening Questionnaire

[https://opd.ohio.gov/LinkClick.aspx?fileticket=k\\_wQMAd-hhU%3d&portalid=0](https://opd.ohio.gov/LinkClick.aspx?fileticket=k_wQMAd-hhU%3d&portalid=0)