

<https://codes.ohio.gov/ohio-revised-code/section-109.57>

**R.C. § 109.57(A)(1) – BCI shall secure from wherever possible:**

- Conviction or delinquency adjudication for any felony
- Conviction of escalating misdemeanors
- Conviction for misdemeanors in R.C. § 109.572(A)(1)(a)
- Conviction for misdemeanors in R.C. § 109.572(A)(4)(a)
- Conviction for misdemeanors in R.C. § 109.572(A)(6)(a)
- Conviction or delinquency adjudication for any offense of violence
- Well known and habitual criminals

**R.C. § 109.57(A)(1) – Person in charge of a facility having custody of a person suspected of committing:**

- A felony
- Escalating misdemeanors
- Misdemeanors in R.C. § 109.572(A)(1)(a)
- Misdemeanors in R.C. § 109.572(A)(4)(a)
- Misdemeanors in R.C. § 109.572(A)(6)(a)
- An offense of violence

**R.C. § 109.57(A)(2) – Clerks of courts shall report weekly to BCI if a case involves:**

- A felony
- Escalating misdemeanors
- Misdemeanors in R.C. § 109.572(A)(1)(a)
- Misdemeanors in R.C. § 109.572(A)(4)(a)
- Misdemeanors in R.C. § 109.572(A)(6)(a)
- An offense of violence
- Information to be furnished:
  - Incident Tracking Number (ITN)
  - Style and number of case
  - Date of arrest, offense, summons or arraignment
  - Date of disposition – conviction, guilty plea, adjudication (juveniles), not guilty finding, not delinquent finding (juveniles), dismissal, mistrial, not competent finding, nolle prosequi, any other final determination
  - Statement of original charge
  - The sentence or terms of probation imposed

\*\*\*\*\* Please note that the above information is intended for informational purposes only and is not legal advice. A reporting entity should contact its legal counsel for any needed advice concerning reporting requirements in the Ohio Revised Code. Updated January 2025 \*\*\*\*\*

<https://codes.ohio.gov/ohio-revised-code/section-109.60>

**R.C. § 109.60(A)(1) – Sheriffs and Police Chiefs upon arrest for the following shall submit fingerprints to BCI and to the clerk of courts:**

- A felony
- Escalating misdemeanors
- Misdemeanors in R.C. § 109.572(A)(1)(a)
- Misdemeanors in R.C. § 109.572(A)(8)(a) – **ANY** criminal offense
- Misdemeanors in R.C. § 109.572(A)(10)(a) – **ANY** criminal offense
- Probable cause that a juvenile has committed a felony
- Probable cause that a juvenile has committed an offense of violence

**R.C § 109.60(A)(2) – Courts**

- Defendant has not been arrested and first appears pursuant to a summons
- Or if the sheriff or police chief has not taken the fingerprints by the time of the first appearance
- Order the defendant to appear before the sheriff or police chief within twenty-four hours to submit fingerprints
- R.C. § 109.60 (A)(1) identifies which offenses have fingerprints taken and to whom they are sent
- Also see R.C. § 1901.43(A) (municipal courts); § 1907.181(A) (county courts); § 2301.10(A) (common pleas courts).

**R.C. § 109.60(A)(3) – Courts**

- At sentencing
- Inquire whether the person has been fingerprinted
- If not fingerprinted when arrested (R.C. § 109.60(A)(1)) or at initial appearance (R.C. § 109.60(A)(2))
- Order the defendant to appear before the sheriff or police chief within twenty-four hours to submit fingerprints
- R.C. § 109.60 (A)(1) identifies which offenses have fingerprints taken and to whom they are sent
- Also see R.C. § 1901.43(B) (municipal courts); § 1907.181(B) (county courts); § 2301.10(B) (common pleas courts).

**R.C § 109.60(A)(4) – In custody of law enforcement or a detention facility**

- Warrant or bill of information has been issued
- It's for another offense
- That other offense is required to submit fingerprints under R.C. § 109.60(A)(1)
- Take the fingerprints
- R.C. § 109.60 (A)(1) identifies which offenses have fingerprints taken and to whom they are sent

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<https://codes.ohio.gov/ohio-revised-code/section-109.61>

**R.C. § 109.61 – Sheriffs or police chiefs**

- Furnish to BCI fingerprints (among other identifiers) that involve:
  - Arrests for serious offenses
  - Arrests of fugitives from justice
  - Arrests when in possession of property reasonably believed to be stolen
  - Juveniles taken into custody for a felony
  - Juveniles taken into custody for an offense of violence
  - When in possession of burglary outfits, tools or keys, or high-power explosives reasonably believed to be intended to be used for unlawful purposes
  - When in possession of infernal machines reasonably believed to be intended to be used for unlawful purposes
  - When carrying concealed firearms or other deadly weapons reasonably believed to be carried for unlawful purposes
  - When in possession of inks, dies, paper, or other materials necessary to make counterfeit bank notes or money reasonably believed to be intended to be used for unlawful purposes

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