

SUMMARY STATEMENT

Pentico v. Idaho Commission for Reapportionment

Docket No. 49351

This case arises out of a petition brought by Christopher Pentico (“Pentico”) in which he asserted the Idaho Commission for Reapportionment (“the Commission”) violated Idaho Code section 72-1506 when it adopted Plan C03, the congressional reapportionment plan, following the 2020 federal census. Under Article III, Section 2 of the Idaho Constitution, the six-member bipartisan Commission is tasked with reapportioning Idaho’s congressional districts after each decennial federal census by creating new districts reflecting changes in population. These districts, collectively referred to as a “plan,” must conform to the requirements set forth by the United States Constitution, the Idaho Constitution, and Idaho statutes. Pentico argued that the Commission failed to timely submit its plan and final report, and that Plan C03 violated Idaho Code section 72-1506 by splitting local precinct boundary lines. Pentico requested that this Court issue a writ of prohibition to restrain the Secretary of State from transmitting a copy of the Commission’s Final Report and Plan C03 to the President Pro Tempore of the Idaho Senate and the Speaker of the Idaho House of Representatives.

The Idaho Supreme Court held that the Commission timely filed its Final Report. The Court further held that Plan C03 did not violate Idaho Code section 72-1506. Accordingly, the Court denied Pentico’s request to issue a writ of prohibition barring implementation of the Commission’s Plan C03.

******This summary constitutes no part of the Court’s opinion. It has been prepared by court staff for the convenience of the public.******