

Sterilization Petitions

Title 39, Chapter 39 of Idaho Code protects people who cannot necessarily consent to their own care from undergoing indiscriminate and unnecessary sterilization procedures. An evaluation committee reviews sterilization petitions filed under this chapter and provides a recommendation to a district judge, who decides whether to authorize the procedure.

The judge must confirm the person undergoing the procedure has given their informed assent. For those incapable of that assent, the judge can authorize a minimally invasive sterilization if the person is likely to engage in sexual intercourse, if their disability renders them permanently incapable of caring for a child, if parenting a child would cause the person severe harm and if there are no feasible alternatives, among other factors.

Sterilization petitions are confidential under this process, which the Legislature enacted in 2003. However, I.C. 39-3913 requires the administrative director of the courts to publish certain general statistics about the process for each calendar year. This report provides that data for petitions filed since 2003. For years not displayed in this report, no sterilization petitions were filed.

By Calendar Year

There have been

3

petitions filed since 2003

County and Year of Petitions Filed

Cassia	2006
Bonneville	2012
Kootenai	2014

Petition Information

3

Sterilization procedures recommended by evaluation committee

3

Petitions granted

0

Appealed