



House of Representatives

General Assembly

File No. 558

January Session, 2003

Substitute House Bill No. 6361

House of Representatives, April 28, 2003

The Committee on Judiciary reported through REP. LAWLOR of the 99th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING BIRTH CERTIFICATES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2003*) (a) In the case of a person
2 who is a resident of this state and was born in another state or in a
3 foreign jurisdiction, if such other state or foreign jurisdiction requires a
4 court decree in order to amend a birth certificate to reflect a change in
5 gender, the probate courts in this state shall have jurisdiction to issue
6 such a decree. When a person has completed treatment for the purpose
7 of altering his or her sexual characteristics to those of the opposite sex,
8 such person may apply to the probate court for the district in which
9 such person resides for a decree that such person's birth certificate be
10 amended to reflect the change in gender. The application to the
11 probate court shall be accompanied by an affidavit from a physician
12 attesting that the applicant has physically changed gender and an
13 affidavit from a psychologist, psychiatrist or a licensed clinical social
14 worker attesting that the applicant has socially and psychologically
15 changed gender. Upon issuance, such probate court decree shall be

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Type	FY 04 \$	FY 05 \$
Probate Court	PCAF - None	None	None
Public Health, Dept.	GF - None	None	None

Note: PCAF=Probate Court Administration Fund; GF=General Fund

Municipal Impact: None

Explanation

The bill establishes that residents who were born outside of the state can petition the probate court for a decree to change the gender on a birth record in the state or country where he or she was born.¹ Because there are only eight states that require such a decree, it is not anticipated that there will be increased revenue to the Probate Court Administration Fund due to significant growth in the number of individuals seeking such a decree.² Passage of the bill would not result in the need for additional resources.

¹ Connecticut does not require such a decree to change a Connecticut birth record.

² Probate courts charge a \$150 application for all cases unless there is a determination of indigence.

OLR Bill Analysis

sHB 6361

AN ACT CONCERNING BIRTH CERTIFICATES**SUMMARY:**

This bill allows a probate court to issue a decree confirming that a state resident has changed gender if the person needs the decree to amend a birth certificate in the state or country where he or she was born. A person who has completed gender change treatment can apply for the decree to the probate court in the district where he or she lives. The application must be accompanied by an affidavit from a physician stating that the person has physically changed gender and one from a psychiatrist, psychologist, or clinical social worker stating that the applicant has socially and psychologically changed gender. Once issued, the decree must be transmitted to the birth certificate registration authority where the person was born. The bill does not specify who transmits the decree.

The bill states that it does not limit the public health commissioner's authority to amend Connecticut birth certificates.

EFFECTIVE DATE: October 1, 2003

COMMITTEE ACTION

Public Health Committee

Joint Favorable Change of Reference

Yea 19 Nay 1

Judiciary Committee

Joint Favorable Substitute

Yea 36 Nay 0