



General Assembly

January Session, 2015

***Raised Bill No. 7006***

LCO No. 5014



Referred to Committee on PUBLIC HEALTH

Introduced by:  
(PH)

***AN ACT CONCERNING BIRTH CERTIFICATE AMENDMENTS.***

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

1 Section 1. Section 19a-42 of the general statutes is amended by  
2 adding subsection (i) as follows (*Effective October 1, 2015*):

3 (NEW) (i) The commissioner shall issue a new birth certificate to  
4 reflect a gender change upon receipt of the following documents  
5 submitted in the form and manner prescribed by the commissioner: (1)  
6 A written request from the applicant, signed under penalty of law, for  
7 a replacement birth certificate to reflect that the applicant's gender  
8 differs from the sex designated on the original birth certificate; (2) a  
9 written statement by a physician, advanced practice registered nurse,  
10 or nurse licensed pursuant to chapter 370 or holding a current license  
11 in good standing in another state, or psychologist licensed pursuant to  
12 chapter 383 or holding a current license in good standing in another  
13 state, stating that the applicant has undergone surgical, hormonal or  
14 other treatment clinically appropriate for the applicant for the purpose  
15 of gender transition; and (3) if an applicant is also requesting a change  
16 of name listed on the original birth certificate, proof of a legal name

17 change. The new birth certificate shall reflect the new gender identity  
18 by way of a change in the sex designation on the original birth  
19 certificate and, if applicable, the legal name change.

20 Sec. 2. Section 19a-42b of the general statutes is repealed and the  
21 following is substituted in lieu thereof (*Effective October 1, 2015*):

22 (a) In the case of a person who is a resident of this state and was  
23 born in another state or in a foreign jurisdiction, [if such other state or  
24 foreign jurisdiction requires a court decree in order to amend a birth  
25 certificate to reflect a change in gender,] the probate courts in this state  
26 shall have jurisdiction to issue [such] a decree of a change of sex.  
27 [When a person has completed treatment for the purpose of altering  
28 his or her sexual characteristics to those of the opposite sex, such] Such  
29 person may apply to the probate court for the district in which such  
30 person resides for a decree that such person's gender is different from  
31 the sex designated on such person's original birth certificate and that  
32 such birth certificate be amended to reflect the change in gender. The  
33 application to the probate court shall be accompanied by [an affidavit  
34 from a physician attesting that the applicant has physically changed  
35 gender and an affidavit from a psychologist, psychiatrist or a licensed  
36 clinical social worker attesting that the applicant has socially and  
37 psychologically changed gender] the following documents: (1) A  
38 written statement from the applicant, signed under penalty of law, that  
39 the applicant's gender differs from the sex designated on the original  
40 birth certificate; and (2) a notarized affidavit by a physician, advanced  
41 practice registered nurse, or nurse licensed pursuant to chapter 370 or  
42 holding a current license in good standing in another state, or  
43 psychologist licensed pursuant to chapter 383 or holding a current  
44 license in good standing in another state, stating that the applicant has  
45 undergone surgical, hormonal or other treatment clinically appropriate  
46 for the applicant for the purpose of gender transition. Upon issuance,  
47 such probate court decree shall be transmitted to the registration  
48 authority of such person's place of birth.

49 (b) Nothing in this section shall be construed to limit the authority  
50 of the Commissioner of Public Health to amend birth certificates in  
51 accordance with section 19a-42, as amended by this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2015</i>	19a-42
Sec. 2	<i>October 1, 2015</i>	19a-42b

**Statement of Purpose:**

To modernize statutes authorizing the issuance of birth certificates for transgender people with an accurate gender designation.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*