



General Assembly

Substitute Bill No. 7006

January Session, 2015



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 notarized affidavit by a physician licensed pursuant to chapter 370 or
10 holding a current license in good standing in another state, an
11 advanced practice registered nurse licensed pursuant to chapter 378 or
12 holding a current license in good standing in another state, or a
13 psychologist licensed pursuant to chapter 383 or holding a current
14 license in good standing in another state, stating that the applicant has
15 undergone surgical, hormonal or other treatment clinically appropriate
16 for the applicant for the purpose of gender transition; and (3) if an
17 applicant is also requesting a change of name listed on the original
18 birth certificate, proof of a legal name change. The new birth certificate
19 shall reflect the new gender identity by way of a change in the sex
20 designation on the original birth certificate and, if applicable, the legal

21 name change.

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 Section 19a-42b of the general statutes is repealed and the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

24 (a) In the case of a person who is a resident of this state and was
25 born in another state or in a foreign jurisdiction, [if such other state or
26 foreign jurisdiction requires a court decree in order to amend a birth
27 certificate to reflect a change in gender,] the probate courts in this state
28 shall have jurisdiction to issue [such] a decree of a change of sex.
29 [When a person has completed treatment for the purpose of altering
30 his or her sexual characteristics to those of the opposite sex, such] Such
31 person may apply to the probate court for the district in which such
32 person resides for a decree that such person's gender is different from
33 the sex designated on such person's original birth certificate and that
34 such birth certificate be amended to reflect the change in gender. The
35 application to the probate court shall be accompanied by [an affidavit
36 from a physician attesting that the applicant has physically changed
37 gender and an affidavit from a psychologist, psychiatrist or a licensed
38 clinical social worker attesting that the applicant has socially and
39 psychologically changed gender] the following documents: (1) A
40 written statement from the applicant, signed under penalty of law, that
41 the applicant's gender differs from the sex designated on the original
42 birth certificate; and (2) a notarized affidavit by a physician licensed
43 pursuant to chapter 370 or holding a current license in good standing
44 in another state, an advanced practice registered nurse licensed
45 pursuant to chapter 378 or holding a current license in good standing
46 in another state, or a psychologist licensed pursuant to chapter 383 or
47 holding a current license in good standing in another state, stating that
48 the applicant has undergone surgical, hormonal or other treatment
49 clinically appropriate for the applicant for the purpose of gender
50 transition. Upon issuance, such probate court decree shall be
51 transmitted to the registration authority of such person's place of birth.

52 (b) Nothing in this section shall be construed to limit the authority
53 of the Commissioner of Public Health to amend birth certificates in

54 accordance with section 19a-42, as amended by this act.

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| 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 Legislative Commissioners:

In Section 1(i)(2), "written statement" was changed to "notarized affidavit" for accuracy and to conform with the changes being made in Section 2(a)(2).

PH *Joint Favorable Subst.*