

Order to Adopt

Title 13, Division 1, Chapter 1

Article 2.0. Driver Licenses and Identification Cards

§ 20.05. ~~Gender Change~~ Categories.

~~(a) An applicant requesting a gender different from that identified on an approved document used to establish identity, or existing California driver license or identification card, must complete a Medical Certification and Authorization (Gender Change), form DL 329 (New 8/08), which is hereby incorporated by reference. The DL 329 will only be accepted if submitted within five years from the physician or psychologist certification date.~~

~~(b) The Medical Certification and Authorization (Gender Change), form DL 329 (New 8/08) must be completed by a physician or psychologist licensed in the United States certifying the applicant's gender identification, demeanor and whether the gender change is transitional or complete.~~

~~(1) When the form DL 329 indicates the applicant's gender change is transitional, a new form DL 329 must be submitted for each driver license or identification card renewal or upon any card issuance when the date of application is more than five years after the physician certification date. If a new form DL 329 is not submitted as specified, the original gender identity will be restored.~~

~~(A) A physician or psychologist shall certify that a gender identification is transitional.~~

~~(2) When the form DL 329 indicates the gender change is complete, the applicant is not required to submit a new form DL 329 for subsequent driver license or identification card renewals.~~

~~(A) A physician shall certify that the applicant's gender change is complete.~~

The department shall issue a California driver's license or identification card to an applicant that requests a gender category that differs from the sex or gender on a document used to establish identity or legal presence as specified in Section 15.00, 16.04, 16.06, 17.02, 17.06, 26.01, 26.02 or an existing California driver's license or identification card if, in addition to meeting the other requirements for obtaining a driver's license or identification card, the applicant presents, in person, a Gender Category Request, form DL 329S (New 1/2019), which is hereby incorporated by reference.

Note: Authority cited: Section 1651, Vehicle Code. Reference: Sections 12800, 12811, 13000 and 13005, Vehicle Code.