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Identity Document Laws and Policies: Driver's License

No updates required since January 30, 2024

For additional information about each state's process and requirements, see the National Center for Transgender Equality's [ID Documents Center](#).

Process categories and scoring system:

The process for changing the gender marker on a driver's license involves:

- (1) State uses easy to understand form and does not require any provider certification.
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- (0.25) State has no form. No proof of surgery or court order required, but does have burdensome process requirements and/or required provider certification accepted only from a limited range of licensed professionals. *[Note: in these states, a court order may be an available method to change a driver's license, but alternative options such as a physician's letter are also available.]*
- (0) State has unclear, unknown, or unwritten policy regarding gender marker changes.
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (-1) State does not allow for changes to gender marker on driver's license

Option categories and scoring system:

- (0.5) State allows residents to mark M, F, or X on their driver's license
- (0) State only allows residents to identify as male or female

Alabama

- (0) State has unclear, unknown, or unwritten policy regarding gender marker changes.
- (0) State only allows residents to identify as male or female
- State previously required proof of surgery, ruled unconstitutional in [Corbitt v. Taylor](#) (2021)

Alaska

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See [2 AAC 90.480](#) or [Form 427](#)



Arizona

- (0.25) State has no form. No proof of surgery or court order required, but does have burdensome process requirements and/or required provider certification accepted only from a limited range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See [Motor Vehicle Division Policy 3.1.1, page 5, item Q](#)

Arkansas

- (1) State permits changes without any form and does not require any provider certification
- (0.5) State allows residents to mark M, F, or X on their driver's license. (See [here](#))
- See [here](#) for more information.

California

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license. [See SB 179](#) (2018).
- See [California DMV form DL 329](#)

Colorado

- (1) State uses easy to understand form and does not require any provider certification.
 - Note that provider certification is required for minors only.
- (0.5) State allows residents to mark M, F, or X on their driver's license. (See [DOR FAQ here](#))
- See [form DR 2083](#) or more information [here](#)

Connecticut

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See [Connecticut DMV Gender Designation On A License or Identification Card Form B-385 \(January 2020\)](#)

Delaware

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See [Delaware DMV form MV2020](#)

District of Columbia

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See the [District of Columbia DMV Gender Designation Form](#)



Florida

- (-1) State does not allow for changes to gender marker on driver's license
- (0) State only allows residents to identify as male or female
- See [memo](#) (Jan 2024), confirmed by agency directly to media (see for example [here](#))
 - Note, while the new policy claims to create potential criminal and/or civil penalties, this is beyond the agency's authority to unilaterally rewrite state criminal law. MAP resources will continue to be updated as this policy develops.
- Formerly, (0.25) State had no form. No proof of surgery or court order required, but does have burdensome process requirements and/or required provider certification accepted only from a limited range of licensed professionals.
 - See the [Florida Department of Highway Services and Motor Vehicles memo on gender marker change policy](#) (2011), consistent with Equality Florida's [guidance](#) (2020)

Georgia

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See the [Georgia Department of Driver Services website](#), under "Physical Changes"

Hawai'i

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license
- See [Hawai'i's Application Form](#) (July 2020), [HB 1165](#) (2019), and [HIDOT guidance](#). Individuals seeking an updated gender marker use the same [application form](#) as applying for a new or renewed license.

Idaho

- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See [Form ITD 3533](#) and [Idaho Transportation Department's Administrative Policy 5504 \(2013\)](#)

Illinois

- (1) State uses easy to understand form and does not require any provider certification.
- (-) State will, but does not yet, allow residents to mark M, F, or X on their driver's license. See [HB 3534](#) (2019), though the Secretary of State has noted this may not be implemented until 2024.
- See the [Illinois Office of the Secretary of State website](#) (2019) and [Form DSD A329](#)



Indiana

- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- (0) State only allows residents to identify as male or female
 - In March 2019, Indiana's Bureau of Motor Vehicles announced that gender neutral markers on driver's licenses would become available in October 2019.
 - In September 2019, the state's attorney general blocked this and in March 2020 issued an [official, but advisory \(i.e., non-binding\) opinion](#) preventing gender neutral markers from ever being allowed unless the state passes legislation explicitly permitting them.
 - In 2021, a lawsuit was filed challenging this policy. For more detail, see [here](#).
- See Form 55617 at the [Indiana Bureau of Motor Vehicles website](#)

Iowa

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See [Iowa Administrative Code § 601.5\(7\)](#) or [Iowa DOT Memo #17-09](#), p4-5

Kansas

- (-1) State does not allow for changes to gender marker on driver's license
- (0) State only allows residents to identify as male or female
- See July 2023 [temporary order](#) halting any changes to gender marker during an ongoing lawsuit.
 - This temporary order is set to expire by July 24, 2023, though it may be extended at or before that time. See further local reporting [here](#) and [here](#).
- Formerly, (0.25) State had no form. No proof of surgery or court order required, but does have burdensome process requirements and/or required provider certification accepted only from a limited range of licensed professionals.
 - See [memo from Ted Smith, Kansas Dept of Revenue Staff Attorney \(2011\)](#) or [NCTE page](#)

Kentucky

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See a statement from [Chief of Staff at Jefferson County Circuit Clerk's Office](#) or [Acceptable Documentation](#) list p2

Louisiana

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See the [Louisiana OMV policy on Gender Change/Reassignment](#)

Maine

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See the [Gender Designation Form](#) from the Maine Bureau of Motor Vehicles. Removal of provider certification as of [November 2019](#).



Maryland

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See [S.B. 196 \(2019\)](#) and [MVA website on changing gender designation](#). Individuals seeking an updated gender marker use the same application form as for a new license. No additional form.

Massachusetts

- (1) State allows residents to mark M, F, or X on their driver's license.
- (0.5) State uses easy to understand form and does not require any provider certification.
- See the [Gender Designation Change Form](#) from the Massachusetts Registry of Motor Vehicles

Michigan

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See the Michigan Secretary of State website [Sex Designation Form](#) (first issued Nov 2019; X option added Nov 2021). Prior to this form's creation, state was in 0.25 category.

Minnesota

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See the [Minnesota Driver and Vehicle Services' note](#) that sex is self-designated

Mississippi

- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.
 - Note: In Oct 2021, the Mississippi Department of Public Safety issued a [Change of Gender Designation Form](#) (0.75: easy to understand form and requires provider certification, accepted from a broad range of licensed professionals) and a [memo from the Driver Service Bureau Director](#) outlining further expectations for treatment of transgender and nonbinary applicants. However, just a day, the department [rescinded](#) the form and policy.
- (0) State only allows residents to identify as male or female

Missouri

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See the Missouri Department of Revenue [Gender Designation Change Request Form 5532](#)

Montana

- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.
- (0) State only allows residents to identify as male or female
- However, see the [Montana Department of Justice's FAQs](#) requiring any name changes to be supported by a certified copy of at least one official document, such as a court order.



Nebraska

- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See the Nebraska Department of Motor Vehicles form [Certification of Sex Reassignment](#)

Nevada

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license. (See [here](#), 2019)
- [State DMV](#): "Your driver's license or ID card will indicate the gender you choose on the application. Medical certification of a gender change is not necessary." [NAC 483.070](#).

New Hampshire

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See [Form DSMV 450](#) (Aug 2021) and [HB 669](#) (2019, effective 1/1/20). Individuals seeking an updated gender marker use the same [application form](#) as applying for a new or renewed license, and [are instructed](#) to check "replacement" and list the reason as "gender change."

New Jersey

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license
 - First announced in Feb 2020, became available in April 2021
- See the [New Jersey MVC Gender Designation Form](#)

New Mexico

- (1) State uses easy to understand form and does not require any provider certification.
 - Note that notarization of the form is required.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See Form [MVD 10237](#)

New York

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license ([announced](#) Nov 2020, first available May 2022)
- See [Form MV-44](#) and [A.5465D, "The Gender Recognition Act"](#) (June 2021), removing former requirement of provider attestation (from broad range of providers) and legislatively requiring gender-neutral X options on all state-issued identity documents.

North Carolina

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See DMV's Sex Designation Form, [Form DL-300](#) (Jan 2019).



North Dakota

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See DOT's Gender Designation Form, [Form SFN 61146](#) (last revised Nov 2016).

Ohio

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See the Ohio BMV's [Declaration of Gender Change form](#) (BMV 2369, Sept 2019).

Oklahoma

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See the [Oklahoma Department of Public Safety website](#)

Oregon

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See ["Changing Your Sex Designation on Your DL or ID"](#)

Pennsylvania

- (1) State uses easy to understand form and does not require any provider certification. (2/2020)
- (0.5) State allows residents to mark M, F, or X on their driver's license. (2/2020)
- See [PennDOT's Form DL-32 "Request for Gender Change on Driver's License/Identification Card" form](#) and additional information [here](#)

Rhode Island

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license
- See the [Rhode Island Division of Motor Vehicles Name and Gender Change Information](#)

South Carolina

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See the [South Carolina Department of Motor Vehicles website](#)

South Dakota

- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.
- (0) State only allows residents to identify as male or female
- However, see the [South Dakota DPS's FAQs](#) requiring any name changes to be supported by legal documents proving the name change. Similar requirements could be imposed for gender change requests.



Tennessee

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See Tennessee Department of Safety Rule 1340-1-13-.12 (6) ([2008 archive](#); [2021 version](#), current; see full and current set of TN rules and regulations [here](#))

Texas

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- See the [Texas Department of Public Safety website](#)

Utah

- (0.25) State has no form. No proof of surgery or court order required, but does have burdensome process requirements and/or required provider certification accepted only from a limited range of licensed professionals.
- (0.5) State allows residents to mark M, F, or X on their driver's license. (See [here](#))
- See the [Utah Department of Public Safety's website](#)

Vermont

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license. (See [here](#))
- See the [Vermont Department of Motor Vehicles website](#)

Virginia

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license
- See [SB 246](#) (2020). Individuals seeking an updated gender marker [must apply for a replacement](#) license, using the same form as applying for a new license, [Form DL1P](#) (1/1/2021).

Washington

- (1) State uses easy to understand form and does not require any provider certification.
- (0.5) State allows residents to mark M, F, or X on their driver's license.
- See [Form DLE-520-043](#) or the [Washington State Department of Licensing website](#)

West Virginia

- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See the [West Virginia Division of Motor Vehicles Gender Designation Form](#)



Wisconsin

- (0.25) State has no form. No proof of surgery or court order required, but does have burdensome process requirements and/or required provider certification accepted only from a limited range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See the [Wisconsin Department of Transportation website](#)

Wyoming

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See the [Gender Designation Change Request Form](#) and more information [here](#)

U.S. Territories

American Samoa

- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.
- (0) State only allows residents to identify as male or female
- There is [“no established policy for amending the gender marker on a driver’s license.”](#)

Guam

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- [“The applicant must provide the court order for the legal name change and/or a sworn statement from a physician that the license holder’s sex has been changed.”](#)

Commonwealth of the Northern Mariana Islands

- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- (0) State only allows residents to identify as male or female
- [“In order to change the name and gender marker on a driver’s license, the license holder must provide both the court order for the legal name and gender change, as well as a valid passport or original birth certificate.”](#)

Puerto Rico

- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0) State only allows residents to identify as male or female
- See guidance from [NCTE’s Identity Documents Center](#) and [Form DTOP-DIS-324](#) (August 2015).

U.S. Virgin Islands

- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.
- (0) State only allows residents to identify as male or female
- [No clear or established policy for amending the gender marker on a driver’s license.](#)