Identity Document Laws and Policies:
Driver’s License

No updates required since January 26, 2020

Process categories and scoring system, adapted from NCTE’s letter grades in ID Documents Center:
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.
(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.

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
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- See Alabama Department of Public Safety FAQ

Alaska
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- See 2 AAC 90.480 or Form 427

Arizona
- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- See Motor Vehicle Division Policy 3.1.1, page 5

Arkansas
- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.
- (0.5) State allows residents to mark M, F, or X on their driver’s license. (See here)
- The Arkansas Driver Services FAQ addresses name change only.
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
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0.5) State allows residents to mark M, F, or X on their driver’s license. (See DOR FAQ here)
- See form DR 2083

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.
- 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
- (0.5) State uses easy to understand form and requires 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

Georgia
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- See the Georgia Department of Driver Services website

Hawaii
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (-) Starting July 1, 2020, state will allow residents to mark M, F, or X on their driver’s license.
- See Hawaii’s Gender Designation Form and HB 1165 (2019).
Idaho
- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- See the 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)

Indiana
- (0.5) State uses easy to understand form and requires 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 Indiana Bureau of Motor Vehicles website

Iowa
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- See Iowa Administrative Code § 601.5(7)

Kansas
- (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.
- See memo from Ted E. Smith, Kansas Department of Revenue Staff Attorney (2011)

Kentucky
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- See a statement from Chief of Staff at Jefferson County Circuit Clerk’s Office. Form TC 94-180, Declaration of Gender Change, is not available on the Kentucky Transportation Cabinet website.

Louisiana
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- 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)

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.
- See the Michigan Secretary of State website Sex Designation Form, issued November 2019 (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.

Missouri
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- See the Missouri Department of Revenue Gender Designation Change Request Form

Montana
- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.
- However, NCTE’s Identity Documents Center lists a process that has been successful thus far for Montana residents to change their gender. See here.

Nebraska
- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- 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
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (0.5) State allows residents to mark M, F, or X on their driver’s license.
- See DSMV 626 and HB 669 (2019, effective 1/1/20)

New Jersey
- (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. Expected to become available in 2020.
- See the New Jersey MVC Gender Designation Form

New Mexico
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- See MVD 10237

New York
- (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
- See the New York State Department of Motor Vehicles site

North Carolina
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- See DMV’s Sex Designation Form, Form DL-300 (Jan 2019).

North Dakota
- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.

Ohio
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- 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.
- 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
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- (-) State will, but does not yet, allow residents to mark M, F, or X on their driver’s license. Expected to become available early 2020.
- See PennDOT’s “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.
- 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.
- See the South Carolina Department of Motor Vehicles website

South Dakota
- (0) State has unclear, unknown or unwritten policy regarding gender marker changes.

Tennessee
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- See Tennessee Department of Safety Rule 1340-1-13-.12 (6)

Texas
- (-1) State requires proof of surgery, court order, and/or amended birth certificate.
- 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
- (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
- See the Virginia Department of Motor Vehicles “Gender Designation Change Request” form
Washington
• (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
• (0.5) State allows residents to mark M, F, or X on their driver’s license. (See here)
• See the Washington State Department of Licensing website

West Virginia
• (0.75) State uses easy to understand form and requires provider certification, accepted from a broad range of licensed professionals.
• See the West Virginia Division of Motor Vehicles Gender Designation Form

Wisconsin
• (0.5) State uses easy to understand form and requires provider certification, accepted only from a limited range of licensed professionals.
• 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.
• See the Gender Designation Change Request Form and more information here

U.S. Territories
This information is provided by the National Center for Transgender Equality.

American Samoa
• (0) There is “no established policy for amending the gender marker on a driver’s license.”

Guam
• (-1) “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) “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) Offers an easy to understand form and requires provider certification, accepted from a broad range of licensed clinical professionals.

U.S. Virgin Islands
• (0) No clear or established policy for amending the gender marker on a driver’s license.