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Identity Document Laws and Policies: Driver's License

No updates required since May 27, 2022

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.

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

- (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 [Florida Department of Highway Services and Motor Vehicles memo on gender marker change policy](#) (2011), consistent with Equality Florida's [contemporary 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. However, in September 2019, the state's attorney general blocked this and in March 2020 issued an official opinion preventing gender neutral markers from ever being allowed unless the state passes legislation explicitly permitting them. See [here](#).
- See Form 55617 at the [Indiana Bureau of Motor Vehicles website](#)



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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

- (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 [memo from Ted Smith, Kansas Department 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).



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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 \(6\)](#)

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.](#)