



Legislation Details (With Text)

**File #:** Int 0491-2014 **Version:** A **Name:** Amending sex designation on birth records.  
**Type:** Introduction **Status:** Enacted  
**In control:** Committee on Health

**On agenda:** 10/7/2014

**Enactment date:** 1/8/2015 **Enactment #:** 2015/001

**Title:** A Local Law to amend the administrative code of the city of New York, in relation to amending sex designation on birth records.

**Sponsors:** Corey D. Johnson, Margaret S. Chin, Andrew Cohen, Costa G. Constantinides, Daniel R. Garodnick, Peter A. Koo, Brad S. Lander, Mark Levine, Annabel Palma, Donovan J. Richards, Ydanis A. Rodriguez, Karen Koslowitz, Stephen T. Levin, Ritchie J. Torres, Antonio Reynoso, Helen K. Rosenthal, Julissa Ferreras-Copeland, James G. Van Bramer, Ben Kallos, Daniel Dromm, Rosie Mendez, Rafael L. Espinal, Jr., Mark S. Weprin, Darlene Mealy, Carlos Menchaca, Robert E. Cornegy, Jr., Deborah L. Rose, Inez D. Barron, Laurie A. Cumbo, Eric A. Ulrich, Inez E. Dickens, James Vacca, Maria Del Carmen Arroyo, The Public Advocate (Ms. James)

**Indexes:**

**Attachments:** 1. Summary of Int. No. 491-A, 2. Int. No. 491 - 10/7/14, 3. Committee Report 11/10/14, 4. Hearing Testimony 11/10/14, 5. Hearing Transcript 11/10/14, 6. Committee Report 12/5/14, 7. Hearing Transcript 12/5/14, 8. Fiscal Impact Statement, 9. Hearing Transcript - Stated Meeting 12-8-14, 10. Mayor's Letter, 11. Local Law 1, 12. Minutes of the Stated Meeting - December 8, 2014

Date	Ver.	Action By	Action	Result
10/7/2014	*	City Council	Introduced by Council	
10/7/2014	*	City Council	Referred to Comm by Council	
11/10/2014	*	Committee on Health	Hearing Held by Committee	
11/10/2014	*	Committee on Health	Laid Over by Committee	
12/5/2014	*	Committee on Health	Hearing Held by Committee	
12/5/2014	*	Committee on Health	Amendment Proposed by Comm	
12/5/2014	*	Committee on Health	Amended by Committee	
12/5/2014	A	Committee on Health	Approved by Committee	Pass
12/8/2014	A	City Council	Approved by Council	Pass
12/8/2014	A	City Council	Sent to Mayor by Council	
1/8/2015	A	Administration	City Charter Rule Adopted	

Int. No. 491-A

By Council Members Johnson, Chin, Cohen, Constantinides, Garodnick, Koo, Lander, Levine, Palma, Richards, Rodriguez, Koslowitz, Levin, Torres, Reynoso, Rosenthal, Ferreras, Van Bramer, Kallos, Dromm, Mendez, Espinal, Weprin, Mealy, Menchaca, Cornegy, Rose, Barron, Cumbo, Ulrich, Dickens, Vacca, Arroyo and the Public Advocate (Ms. James)

A Local Law to amend the administrative code of the city of New York, in relation to amending sex designation on birth records.

Be it enacted by the Council as follows:

Section one. Chapter one of title 17 of the administrative code of the city of New York is amended by adding a new section 17-167.1 to read as follows:

**§ 17-167.1 Sex designation on birth records.** a. The department shall make a new birth record when an applicant submits an application and supporting documentation pursuant to this subdivision and subdivision b of this section requesting the correction of sex designation to the applicant's birth record. Such application shall be made in a form or manner to be provided or approved by the department. If the department requests information, documentation or a copy of an acceptable current signed photographic identification, the department may not take into account the sex designation listed on such identification in reviewing such application.

b. An application made pursuant to subdivision a of this section shall be accompanied by supporting documentation that is an affirmation from a physician licensed to practice medicine in the United States, or an affidavit from a professional licensed to practice in the United States who is a: doctoral level psychologist (Ph.D. or Psy.D.) in clinical or counseling psychology, clinical social worker, master social worker, physician assistant, nurse practitioner, marriage and family therapist, mental health counselor or midwife. Such affirmation or affidavit shall include a declaration affirming or attesting under penalty of perjury that:

1. the professional is licensed and in good standing in the jurisdiction in the United States in which such professional is licensed; and

2. in keeping with contemporary expert standards regarding gender identity, the applicant's requested correction of sex designation of male or female more accurately reflects the applicant's sex or gender identity.

§ 2. This local law shall take effect forty five days after enactment.

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11/25/14  
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