



Occupational Licensing Industry News

OLIN 2019-03

Nonbinary Gender Designation

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Effective: January 1, 2019

New Information

The Department of Motor Vehicles (DMV) will begin allowing individuals who apply for a California driver license (DL), identification (ID) card, or salesperson (SP) license to self-certify their gender category of male, female, or nonbinary.

Gender Designation on DL/ID/SP

An individual may select a gender category of male, female, or nonbinary on their application. The *SEX* field on the DL/ID/SP will be marked as follows:

<i>If the Gender Category Is</i>	<i>The DL/ID Card Will Reflect</i>
Male	M
Female	F
Nonbinary	X

Gender Category Request (DL 329S) Form

The Medical Certification and Authorization (DL 329) form will be obsolete and replaced by the DL 329S. Individuals who select a gender category that differs from the gender on their identity document, California DL/ID card, or SP license will be required to submit a completed DL 329S to DMV. No additional documentation will be required to substantiate a gender change.

NOTE: The DL 329S is not a name change form. An individual **must** present a document to verify their name change if the name provided on the DL 329S is different from the name listed on their identity document, California DL/ID card, or SP license. Acceptable name change documents include, but are not limited to: birth certificates, passports, certificates of naturalization, and court orders or judgments indicating a name change.

DL 329S Application Requirements

An individual must submit a completed DL/ID/SP application and DL 329S at a DMV field office to change the gender category on their DL/ID card or SP license. There is no additional fee to change the gender category. However, the standard application fees apply.

IMPORTANT: Existing California DL/ID card holders **must** change the gender category on their DL/ID card prior to changing the gender category on their SP license. The gender category requested for the SP license must match the gender category requested for the DL/ID card.

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Background

Effective January 1, 2019, California law allows individuals applying for an original or renewal DL/ID card to self-certify their gender category of male, female, or nonbinary. The gender category options for an SP have been modified to match the gender category options for DL/ID cards.

Distribution

Notification that this memo is available at **dmv.ca.gov** under Publications and made via California DMV's Automated Email Alert System in January 2019.

References

California Vehicle Code §§12800

California Code of Regulations, Title 13, Article 2.0, §20.05

Contact

Questions regarding this memo may be directed to the Occupational Licensing at (916) 229-3128.