

Assembly Bill No. 1185

Passed the Assembly May 21, 2009

Chief Clerk of the Assembly

Passed the Senate September 1, 2009

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2009, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to amend Section 103425 of the Health and Safety Code, relating to birth certificates.

LEGISLATIVE COUNSEL'S DIGEST

AB 1185, Lieu. Birth certificates: new issuance: venue.

Under existing law, whenever a person born in this state has undergone surgical treatment for the purpose of altering his or her sexual characteristics to those of the opposite sex, a new birth certificate may be prepared reflecting the change of gender and any change of name. A petition for the issuance of a new birth certificate is permitted to be filed in the superior court of the county in which the petitioner resides.

This bill would also permit the petition to be filed in the superior court of the county in which the petitioner was born.

The people of the State of California do enact as follows:

SECTION 1. Section 103425 of the Health and Safety Code is amended to read:

103425. Whenever a person born in this state has undergone surgical treatment for the purpose of altering his or her sexual characteristics to those of the opposite sex, a new birth certificate may be prepared for the person reflecting the change of gender and any change of name accomplished by an order of a court of this state, another state, the District of Columbia, or any territory of the United States. A petition for the issuance of a new birth certificate in those cases shall be filed with the superior court of the county where the petitioner resides or the county in which the petitioner was born.

Approved _____, 2009

Governor