
Synopsis: Birth certificate information. Provides that the gender listed on an individual's birth certificate and permanent record made from the birth certificate may not be changed. Specifies certain exceptions.

Effective: July 1, 2022.
HOUSE BILL No. 1399

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 16-37-2-20 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 20. (a) Notwithstanding any other law, and except as provided in subsection (b), the gender listed on an individual's:

(1) birth certificate; and

(2) permanent record made from the birth certificate under section 9 of this chapter;

may not be changed.

(b) The gender listed on an individual's birth certificate and the permanent record made from the birth certificate under section 9 of this chapter may be changed only if any of the following conditions exist:

(1) The:

(A) person filing the birth certificate; or

(B) state department recording the information;

made a typographical or clerical error concerning the individual's gender.
(2) The individual's gender was listed as male but a medical test demonstrates the absence of a Y chromosome in the individual's deoxyribonucleic acid (DNA).

(3) The individual's gender was listed as female but a medical test demonstrates the presence of a Y chromosome in the individual's deoxyribonucleic acid (DNA).