

SENATE No. 2562

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

SENATE, June 18, 2018

The committee on Ways and Means to whom was referred the Senate Bill relative to gender identity on Massachusetts identification (Senate, No. 2377),-- reports, recommending that the same ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2562) (also based on House, No. 4499) (Senator Humason dissenting).

For the committee,
Karen E. Spilka

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An Act relative to gender identity on Massachusetts identification.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for an additional gender designation on Massachusetts identification cards, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 90 of the General Laws is hereby amended by inserting after
2 section 8M the following section:-

3 Section 8N. (a) The registry of motor vehicles shall permit a person submitting an
4 application under sections 8, 8B or 8E of this chapter or section 34B of chapter 138 to designate
5 “X” for gender in lieu of “male” or “female” on an application for a driver’s license, learner’s
6 permit, identification card or liquor purchase identification card. No documentation shall be
7 required for such designations.

8 SECTION 2. Notwithstanding any other general or special law to the contrary, the
9 registry of motor vehicles shall, not later than November 1, 2018, permit a person submitting an
10 application under sections 8, 8B or 8E of chapter 90 or section 34B of chapter 138 to designate
11 “X” for gender in lieu of “male” or “female” on an application for a driver’s license, learner’s

12 permit, identification card or liquor purchase identification card. No documentation shall be
13 required for such designations.

14 SECTION 3. The registrar of motor vehicles may promulgate regulations to implement
15 this act. The regulations may be amended, as appropriate, to allow for a person submitting an
16 application under sections 8, 8B or 8E of chapter 90 or section 34B of chapter 138 to designate
17 “X” and additional designations for gender in lieu of “X”, “male” or “female” if such an
18 additional designation appropriately reflects the gender identity of applicants.

19 SECTION 4. Section 1 shall take effect on November 1, 2018.