



2018 New York State YMCA

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Committee Assignment: Senate 3

Bill #: S-17

1 **Sponsors:** Joseph Mazzarella, Justin Iorio, Makayla Willets

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3 **An Act To**

4 Amend § 502.00 of the New York State Vehicle and Traffic Law by adding
5 subdivision 2 to add a third option to the designation of sex on a New York State
6 driver's license.

7

8 ***The People of the State of New York, represented in the Senate and Assembly do enact as follows:***

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10 **Purpose**

11 Amend the Vehicle and Traffic Law, pertaining to the application process of driver's
12 licenses and learner's permits, by adding a third option to the designation of sex
13 that is not distinguishable as Male or Female on driver's licenses.

14 **Summary of Provisions**

15 **Section 1: Definitions**

16 **Intersex:** a general term used for a variety of conditions in which a person is born
17 with a reproductive or sexual anatomy that does not seem to fit the typical
18 definitions of female or male.

19 **Non-binary:** denoting or relating to a gender or sexual identity that is not defined in
20 terms of traditional binary oppositions such as male and female or homosexual and
21 heterosexual.

22 **Section 2:**

23 § 502.00. Requirements for licensing.

24 1.) Application for license. Application for a driver's license shall be made to the
25 commissioner. The fee prescribed by law may be submitted with such application.
26 The applicant shall furnish such proof of identity, age, and fitness as may be
27 required by the commissioner. The commissioner may also provide that the
28 application procedure shall include the taking of a photo image or images of the
29 applicant in accordance with rules and regulations prescribed by the commissioner.
30 In addition, the commissioner also shall require that the applicant provide his or her
31 social security number and shall provide space on the application so that the
32 applicant may register in the New York state organ and tissue donor registry under
33 section forty-three hundred ten of the public health law.

34 **2.) Designation of sex. Any application required pursuant to this section that**
35 **requires the applicant to designate their sex shall provide three options. Such**
36 **options shall include "male", "female" and "X". For purposes of this subdivision,**
37 **option "X" may be designated by any applicant who does not identify as male or**
38 **female or feel as though those options do not apply to them for medical reasons.**

39 **Justification**

40 Intersex people that are in need of an option are not male or female. With this
41 annexation, Intersex people would not feel uncomfortable or hesitant when filling
42 out state identification applications, restoring their dignity. This is a medical
43 condition and an individual who has this condition does not have the typical
44 genealogical or physiological characteristics of a biological male or female. This
45 condition is a result of a birth abnormality. This bill could therefore save a vast

46 amount of lives among intersex people by making their genetic composure legally
47 accepted.

48 **Fiscal Implications**

49 This bill will not institute an additional cost to the taxpayers of New York State.

50 When an individual receives a New York State driver's license, they will still be
51 charged the same fee of approximately seventy-two dollars for their driver's license
52 renewal or initial registration.

53 **Effective Date**

54 This bill will go into effect one year after its passage.