



**State of Arkansas  
Department of Finance and Administration  
Fiscal Impact Statement**

**Bill: HB1796**

**Bill Subtitle: TO REQUIRE THE DISPLAY OF GENDER INFORMATION ON AN ARKANSAS DRIVER'S LICENSE OR IDENTIFICATION CARD.**

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**Sponsors:**

**Rep. Beaty and Sen. B. Johnson**

**Basic Change:**

HB1796 requires that a driver's license or identification card issued by the Office of Driver Services of the Department of Finance and Administration (ODS) provide the applicant's gender information stated as "M" for male or "F" for female, as stated on the applicant's identity document. An identity document is the applicant's:

- Original birth certificate;
- Amended birth certificate;
- Passport; or
- Identification document issued by the United States Department of Homeland Security.

ODS is prohibited from issuing a driver's license or identification card that does not contain gender information or that states the gender information as "X". If an applicant provides an identity document that contains no gender information or states the gender information as "X," the applicant must state the applicant's gender information as "M" or "F" on a form provided by ODS. If an applicant provides an identity document that contains no gender information or states the gender information as "X" and does not provide the applicant's gender information as "M" or "F" on the form, ODS may not issue a driver's license or identification card to the applicant.

An applicant may request that ODS amend their gender information by:

- Completing a form provided by ODS;
- Submitting an original or certified copy of an amended birth certificate issued by the Department of Health or the vital records office of another state or governmental agency; and
- Submitting a fee as required for the issuance of a duplicate driver's license or identification card.

If the applicant's request to amend their gender information is denied, ODS must notify the applicant in writing by first class mail.

ODS may amend an unexpired driver's license or identification card that contains gender information as "X" to correspond with the identity document information contained in the records of the ODS. ODS must notify the individual in writing of the change by first class mail.

**Fiscal Impact:**

None.



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**Taxpayer Impact:**

The gender indicated on a driver's license or state identification card issued by ODS shall match the sex of an applicant as stated on the applicant's birth certificate, passport, or other identity document and be stated as male or female only. The use of "X" as a gender designation is prohibited.

**Resources Required:**

None.

**Time Required:**

Adequate time is provided for implementation.

**Procedural Changes:**

Training and review sessions will be conducted for State Revenue Office, Office of Driver Services, and Office of Motor Vehicle (DSMV) staff.

**Other Comments:**

None.

**Legal Analysis:**

None.