



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

# FISCAL NOTE

<b>Drafting Number:</b>	LLS 20-1049	<b>Date:</b>	February 20, 2020
<b>Prime Sponsors:</b>	Sen. Moreno Rep. Esgar	<b>Bill Status:</b>	Senate HHS
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**Bill Topic:**                   **SIMPLIFYING REQUIREMENTS FOR NEW BIRTH CERTIFICATE**

<b>Summary of Fiscal Impact:</b>	<input checked="" type="checkbox"/> State Revenue	<input checked="" type="checkbox"/> TABOR Refund
	<input type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill eliminates certain requirements for a minor to obtain a new birth certificate to reflect a change in gender designation. The bill may increase revenue to the Department of Public Health and Environment by a minimal amount beginning in FY 2020-21.

**Appropriation  
Summary:**                   No appropriation is required.

**Fiscal Note  
Status:**                    The fiscal note reflects the introduced bill.

## Summary of Legislation

Under current law, for a person under the age of 18 to obtain a birth certificate that reflects a change in gender designation, the state registrar must receive a request and statement from the minor's parents, guardian, or legal representative. Additionally, the state registrar must receive a statement from a professional medical or mental health care provider that either the minor has undergone treatment for gender transition or the person has an intersex condition, and that in the provider's professional opinion, the minor's gender designation should be changed accordingly.

Under the bill, for a person under the age of 18 to obtain a birth certificate with a change in gender designation, the state registrar must receive:

- a written request from the minor's parent, legal guardian, or legal representative to issue a new birth certificate with a gender designation that differs from the sex designated on the minor's original birth certificate; and
- a statement from a professional medical or mental health care provider stating that the sex designation on the original birth certificate does not align with the minor's gender identity.

### **State Revenue and Expenditures**

The bill may minimally increase revenue for the Department of Public Health and Environment (CDPHE) resulting from additional birth certificate requests. The state registrar, within CDPHE, charges a fee of \$20 to issue or amend a birth certificate, and a fee of \$13 for additional copies ordered at the same time. To the extent that the bill results in additional birth certificate requests, revenue will increase to the Vital Records Cash Fund in CDPHE. Any increased revenue will be subject to TABOR, and increase the state's TABOR refund obligation by the same amount. The bill also minimally increases workload in the CDPHE to update procedures and process additional birth certificate requests.

### **Effective Date**

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

### **State and Local Government Contacts**

Information Technology

Judicial

Public Health and Environment