

118TH CONGRESS
2D SESSION

H. R. 8867

To amend the REAL ID Act of 2005 to allow States to determine whether to require licenses and other identification to list a gender or sex, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2024

Ms. NORTON (for herself and Mr. FROST) introduced the following bill; which was referred to the Committee on Oversight and Accountability

A BILL

To amend the REAL ID Act of 2005 to allow States to determine whether to require licenses and other identification to list a gender or sex, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “REAL ID Gender Re-
5 quirement Reform Act”.

6 **SEC. 2. IDENTIFICATION REQUIREMENTS.**

7 (a) AMENDMENT.—Section 202(b) of the REAL ID
8 Act of 2005 (49 U.S.C. 30301 note) is amended—

9 (1) by striking paragraph (3);

1 (2) by redesignating paragraphs (4) through
2 (9) as paragraphs (3) through (8), respectively; and
3 (3) by adding at the end the following new sub-
4 section:

5 “(e) STATE DETERMINATION OF LISTING GEN-
6 DER.—A State may determine whether to include a gender
7 or sex field required for a driver’s license and identifica-
8 tion card issued to a person by the State. If a State in-
9 cludes any such gender or sex identification, a person shall
10 indicate the appropriate designation without any addi-
11 tional documentation requirement (such as a doctor’s
12 note) and the State shall include an unspecified or other
13 designation in the gender or sex field in addition to male
14 or female.”.

15 (b) TECHNICAL AND CONFORMING AMENDMENT.—
16 Section 508(a)(1) of the Court Security Improvement Act
17 of 2007 (49 U.S.C. 30301 note) is amended by striking
18 “section 202(b)(6)” and inserting “section 202(b)(5)”.

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