

REFERENCE TITLE: birth certificates; sex designation change

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HB 2222

Introduced by
Representatives Garcia: Sandoval, Simacek

AN ACT

AMENDING SECTION 36-337, ARIZONA REVISED STATUTES; RELATING TO VITAL RECORDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 36-337, Arizona Revised Statutes, is amended to
3 read:

4 36-337. Birth certificates; amendment; required
5 documentation; evidentiary documents; sealing

6 A. The state registrar shall amend the birth certificate for a
7 person born in this state when the state registrar receives any of the
8 following:

9 1. Except as provided in subsection D of this section, an adoption
10 certificate or a court order for adoption required pursuant to section
11 36-336.

12 2. A voluntary acknowledgment of paternity pursuant to section
13 25-812.

14 ~~3. For a person who has undergone a sex change operation or has a~~
15 ~~chromosomal count that establishes the sex of the person as different than~~
16 ~~in the registered birth certificate, both of the following:~~

17 ~~(a) A written request for an amended birth certificate from the~~
18 ~~person or, if the person is a child, from the child's parent or legal~~
19 ~~guardian.~~

20 ~~(b) A written statement by a physician that verifies the sex change~~
21 ~~operation or chromosomal count.~~

22 3. A SEX DESIGNATION CHANGE FORM AS PRESCRIBED BY THE STATE
23 REGISTRAR THAT CERTIFIES AN UPDATED SEX DESIGNATION OF MALE, FEMALE,
24 UNDESIGNATED OR OTHER AND ANY OTHER IDENTIFYING INFORMATION AS REQUESTED
25 BY THE STATE REGISTRAR. THE FORM MUST BE NOTARIZED AND SIGNED BY THE
26 INDIVIDUAL SUBMITTING THE FORM. THE STATE REGISTRAR MAY NOT REQUIRE
27 SURGICAL OR MEDICAL DOCUMENTATION IN ASSOCIATION WITH THIS FORM.

28 4. A court order ordering an amendment to ~~a~~ THE birth certificate.

29 B. The state registrar shall change the name of the father on a
30 registered birth certificate if:

31 1. The state registrar receives an administrative order or a court
32 order ordering the state registrar to change the father's name on the
33 registered birth certificate.

34 2. Paternity is established through a voluntary acknowledgement of
35 paternity pursuant to section 25-812.

36 C. If a registered birth certificate does not exist for a person
37 born in this state who is requesting to amend a birth certificate, the
38 person making that request shall comply with the requirements established
39 by rule.

40 D. The state registrar shall retain the information on a person's
41 registered birth certificate after the person's adoption if all of the
42 following documents are submitted to the state registrar:

43 1. A written request to retain the information signed by the
44 adoptive parent or a court order containing a request to retain the
45 information on the registered birth certificate.

1 2. A written statement agreeing to retain the mother's name on the
2 person's registered birth certificate, signed by the mother, or if the
3 mother is deceased, a certified copy of a registered death certificate for
4 the mother.

5 3. If there is a father's name stated on the registered birth
6 certificate, a written statement agreeing to retain the father's name on
7 the person's registered birth certificate, signed by the father, or if the
8 father is deceased, a certified copy of a registered death certificate for
9 the father.

10 E. If the state registrar amends a registered birth certificate
11 following adoption, the birth certificate shall state the city or county
12 of birth stated on the existing registered birth certificate and the date
13 of birth stated on the existing registered birth certificate. The state
14 registrar may omit the exact location of birth on the registered birth
15 certificate.

16 F. If a local registrar or deputy local registrar amends a
17 registered birth certificate, the local registrar or deputy local
18 registrar shall forward all evidentiary documents provided to create the
19 new birth certificate to the state registrar.

20 G. If the state registrar amends a registered birth certificate,
21 the state registrar shall seal the previously registered birth certificate
22 and the evidentiary documents provided to amend the registered birth
23 certificate. The state registrar shall provide access to a sealed
24 certificate or evidentiary documents only pursuant to section 36-322 or
25 36-340 or a court order issued in this state or as prescribed by rule.

26 H. If the state registrar receives a court order annulling an
27 adoption, the state registrar shall unseal the sealed registered birth
28 certificate and shall seal the new birth certificate and evidentiary
29 documents.