

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING THE FLORIDA LEGISLATURE AND THE FLORIDA DEPARTMENT OF HEALTH, BUREAU OF VITAL STATISTICS, TO JOIN NEW YORK CITY AND THE STATES OF CALIFORNIA, OREGON, WASHINGTON, AND IDAHO BY CODIFYING LAWS AND REGULATIONS THAT ALLOW AMENDMENTS TO AN INDIVIDUAL'S GENDER IDENTITY ON A BIRTH CERTIFICATE WITHOUT THE SIGNATURE OF A MEDICAL PROFESSIONAL CONFIRMING GENDER TRANSITION TREATMENT AND THAT REQUIRE A GENDER NEUTRAL OPTION ON BIRTH CERTIFICATES.

WHEREAS, gender is a very important part of one's sense of self and, accordingly, the usage of incorrect gender pronouns can cause a person to feel disrespected, alienated, and/or dysphoric; and

WHEREAS, the binary gender designations of "female" and "male" fail to adequately represent the diversity of the human experience; and

WHEREAS, while many individuals and many transgender people use female or male pronouns and titles, some non-binary, transgender, and gender non-conforming people do not identify as strictly "male" or strictly "female"; and

WHEREAS, people with non-binary gender identities may or may not identify as transgender, may or may not have been born with intersex traits, may or may not use gender-neutral pronouns, and may or may not need or desire to undergo sex-reassignment surgery or gender transition; and

WHEREAS, recognizing that not every transgender or non-binary individual desires or needs to undergo sex reassignment surgeries, the City of New York, and the states of California, Oregon, Washington, and Idaho now allow a change of an individual's gender identity on a birth certificate without the signature of a medical authority confirming clinical treatment for gender transition or sex reassignment surgery; and

WHEREAS, currently, the Florida Administrative Code allows for amendments to an individual's gender identity on a birth certificate with original, certified, or notarized supporting documentary evidence if the applicant submits (1) an application to amend a Florida birth record; (2) an affidavit of amendment of certificate of live birth, signed in front of a notary; and (3) a letter from a physician confirming appropriate clinical treatment for gender transition; and

WHEREAS, the City of Miami Beach urges the Florida Legislature and the Florida Department of Health, Bureau of Vital Statistics, to amend the provisions of §64V-1.003(1) of the Florida Administrative Code and, all other relevant statutory or regulatory laws and rules so that supporting documentary evidence in the form of a letter from a physician confirming clinical treatment for gender transition is no longer required to amend the gender designation on a birth certificate; and

WHEREAS, in lieu of a letter from a physician confirming clinical treatment for gender transition, an applicant should be required to submit a signed and notarized statement that the amendment to the gender designation on the applicant's birth certificate is to conform to the applicant's true gender identity and is not for any fraudulent purpose; and

WHEREAS, the City of Miami Beach further urges the Florida Legislature and the Florida Department of Health, Bureau of Vital Statistics, to pass legislation and regulations allowing applicants wishing to amend their birth certificate to have the options of "female," "male," or a gender-neutral option of "x" in order to conform to the applicant's gender identity.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby urge the Florida Legislature and the Florida Department of Health, Bureau of Vital Statistics, to join New York City and the states of California, Oregon, Washington, and Idaho by codifying laws and regulations that allow amendments to an individual's gender identity on a birth certificate without the signature of a medical professional confirming gender transition treatment and that require a gender neutral option on birth certificates.

PASSED AND ADOPTED this _____ day of _____, 2019.

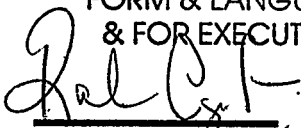
ATTEST:

Rafael E. Granado
City Clerk

Dan Gelber, Mayor

(Sponsored by Vice-Mayor Michael Góngora)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney



Date