

HB 1165 - AS INTRODUCED

2026 SESSION

26-2450

06/05

HOUSE BILL ***1165***

AN ACT relative to gender designation on state-issued identification.

SPONSORS: Rep. S. King, Coos 4; Rep. Berry, Hills. 44; Rep. Cambrils, Merr. 4; Rep. Granger, Straf. 2; Rep. Perez, Rock. 16; Rep. Sellers, Graf. 10; Rep. Panek, Hills. 1

COMMITTEE: Transportation

ANALYSIS

This bill removes "X" or "other" as an option for gender designation by individuals for state identification.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty-Six

AN ACT relative to gender designation on state-issued identification.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Identification Cards. Amend RSA 260:21, III to read as follows:

2 III. The identification card shall bear the name, address, date of birth, blood type (optional),
3 gender indicated as "M" for "male[;]" **or** "F" for "female," [~~or "X" for "other,;"~~] veteran's status for the
4 purposes of identification for receiving benefits and services under New Hampshire law (optional),
5 and the picture and signature of the applicant. The identification card shall bear an approved
6 security marking indicating that it was not issued in compliance with Public Law 109-13 and is
7 therefore not acceptable for federal identification purposes.

8 2 Public Law 109-13 Compliant Identification Card. Amend RSA 260:21-a, II to read as follows:

9 II. The identification card shall bear the name, address, date of birth, gender indicated as
10 "M" for "male[;]" **or** "F" for "female," [~~or "X" for "other,;"~~] veteran's status for the purposes of
11 identification for receiving benefits and services under New Hampshire law (optional), organ donor
12 status (optional), picture, and signature of the applicant.

13 3 Enhanced Identification Card. Amend RSA 260:21-b, II to read as follows:

14 II. The identification card shall bear the name, address, date of birth, gender indicated as
15 "M" for "male[;]" **or** "F" for "female," [~~or "X" for "other,;"~~] veteran's status for the purposes of
16 identification for receiving benefits and services under New Hampshire law (optional), organ donor
17 status (optional), picture, and signature of the applicant.

18 4 Application for License. Amend RSA 263:5, II(b) to read as follows:

19 (b) A physical description of the applicant, including gender indicated by checking either
20 "M" for "male[;]" **or** "F" for female," [~~or "X" for "other,;"~~] height, weight, eye and hair color;

21 5 Form of License. Amend RSA 263:40, II and III to read as follows:

22 II. Drivers' licenses compliant with Public Law 109-13 issued pursuant to RSA 263:14-b
23 shall bear the name, address, date of birth, gender indicated as "M" for "male[;]" **or** "F" for "female,"
24 [~~or "X" for "other,;"~~] veteran's status for the purposes of identification for receiving benefits and
25 services under New Hampshire law (optional), organ donor status (optional), picture, and signature
26 of the applicant. The driver's license card shall bear an approved security marking indicating that it
27 was issued in compliance with Public Law 109-13 and is therefore acceptable for federal
28 identification purposes.

29 III. Enhanced drivers' licenses issued pursuant to RSA 263:14-c shall bear the name,
30 address, date of birth, gender indicated as "M" for "male[;]" **or** "F" for "female," [~~or "X" for "other,;"~~]
31 veteran's status for the purposes of identification for receiving benefits and services under New

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1 Hampshire law (optional), organ donor status (optional), picture, and signature of the applicant. The
2 driver's license card shall bear an approved security marking indicating that it is an enhanced
3 driver's license.

4 6 Application for Commercial Driver License. Amend RSA 263:90, I(b) to read as follows:

5 (b) A physical description of the applicant, including gender indicated by checking either
6 "M" for "male[~~;~~]" **or** "F" for "female," [~~or "X" for "other,"~~] height, weight, eye and hair color;

7 7 Commercial Driver License. Amend RSA 263:91, I(c) to read as follows:

8 (c) A physical description of the licensee including gender indicated as "M" for "male[~~;~~]"
9 **or** "F" for "female," [~~or "X" for "other,"~~] height, weight, eye, and hair color;

10 8 Effective Date. This act shall take effect 60 days after its passage.