

# JUDICIAL COUNCIL OF CALIFORNIA

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## INVITATION TO COMMENT SPR22-04

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**Title**

Rules and Forms: Name and Gender Change  
Forms to Implement Assembly Bill 218

**Action Requested**

Review and submit comments by May 13,  
2022

**Proposed Rules, Forms, Standards, or Statutes**

Adopt forms NC-311, NC-312, NC-325,  
NC-520G, and NC-530; approve form  
NC-300-INFO; revise forms NC-100,  
NC-100-INFO, NC-110, NC-120, NC-150,  
NC-300, NC-330, NC-500, NC-500-INFO,  
NC-510G, NC-520, and NC-530; renumber  
form NC-125/NC-225 as form NC-125; and  
revoke forms NC-200, NC-225, NC-230, and  
NC-530G

**Proposed Effective Date**

January 1, 2023

**Contact**

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**Proposed by**

Civil and Small Claims Advisory Committee  
Hon. Tamara Wood, Chair

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### Executive Summary and Origin

The Civil and Small Claims Advisory Committee is proposing revisions and additions to the Judicial Council forms that individuals use to request name changes and orders recognizing a change of gender, to implement new laws going into effect January 1, 2023. Assembly Bill 218 (Stats. 2021, ch. 577) authorizes that petitions for recognition of a change of gender (and now sex identifier as well) and issuance of a new birth certificate may now be joined with requests to have other administrative records issued anew to reflect the person's changed gender and sex identifier. In addition, the bill authorizes non-California residents to request name changes if they want to change their name on certain administrative records issued in California. Finally, AB 218 has also made significant changes to requirements for petitions for recognition of gender change for minors and has added a new category of petitioners who may make such petitions on behalf of minors. All the statutory changes will be reflected in the proposed forms, along with other minor non-substantive changes to make the forms clearer.

*This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.*

## Summary of New Law

AB 218 incorporates the provisions in [Assembly Bill 1578](#) (Stats. 2021, ch. 401) that clarify that Code of Civil Procedure section 1276(e) allows court-appointed guardians ad litem of minors and nonminors in the juvenile dependency system (appointed under Welfare and Institutions Code section 326.5) to petition for name changes for the minors, and provides that counsel for minors in the juvenile justice system (under Welfare and Institutions Code sections 601 and 602) may do so as well. A petition for name change brought by either is exempt from the requirement that the court issue an order to show cause.<sup>1</sup>

In addition to incorporating those provisions, AB 218 primarily does three things. First, it provides that individuals who do not reside in this state may obtain a name change decree from a California court if they want to change their name on certain administrative records that were issued in California (i.e., their birth certificate, their child’s birth certificate, or their marriage license or certificate).<sup>2</sup> Any required publication of orders to show cause in such actions is to take place in the county or area in which the individuals reside.<sup>3</sup>

Second, the new law expands the types of requests that may be made in conjunction with a petition to recognize a change in gender<sup>4</sup>. Currently, such petitions may also include a request that the court order issuance of a new birth certificate reflecting this change of petitioner’s gender and a decree changing petitioner’s name.<sup>5</sup> The new law provides that the petition may also include additional requests as well: to change petitioner’s designation as bride, groom, or neither, on a confidential or nonconfidential marriage license and certificate issued in California;<sup>6</sup> or to change their gender on a birth certificate their child if born in California.<sup>7</sup> Each of those requests (for change to marriage certificate or to child’s birth certificate) may be brought in conjunction with a request for change of name on that certificate, and all may be brought as a single petition.<sup>8</sup>

Third, the new law changes provisions relating to petitions for orders recognizing gender changes (and new birth certificates reflecting such changes) for minors. AB 218 has eliminated

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<sup>1</sup> New Code Civ. Proc., § 1277(c). (“New,” as used in citations hereafter, refers to provisions enacted in AB 218, all of which are effective now, but some of which will not become *operative* until January 1, 2023; “current” or “currently,” as used hereafter, refers to the law that is still operative.)

<sup>2</sup> New Code Civ. Proc., § 1276(g).

<sup>3</sup> New Code Civ. Proc., § 1277(a)(2)(B).

<sup>4</sup> The new law also expands what may be recognized by the court to “change of gender and sex identifier,” as is reflected in the titles of the proposed forms. Health & Saf. Code, § 103425(a). All references herein to “change of gender” should be read to encompass both gender and sex identifier.

<sup>5</sup> Health & Saf. Code, § 103425(b).

<sup>6</sup> New Health & Saf. Code, § 103425(c)&(e).

<sup>7</sup> New Health & Saf. Code, § 103425(d)&(e).

<sup>8</sup> New Health & Saf. Code, § 103435(a).

provisions currently operative providing that if the petition does not include the signatures of both living parents, any non-signing living parent must be served with a copy of the petition and an order to show cause with a date and time for a hearing.<sup>9</sup> At the same time as eliminating the provision for serving any living, non-signing parents, the new provisions have now *added* a requirement for serving the minor’s grandparents, although this requirement is triggered only if either or both of the parents are deceased or unable to be located, and the petition was signed by either a guardian or an attorney guardian ad litem for a juvenile dependent.<sup>10</sup> The other new service requirement in AB 218 relating to minors is for issuance and service of an order to show cause if a petition for a minor’s change of gender does not include a signature required in new subdivision (b)(1),<sup>11</sup> that is, a signature by at least one parent, a guardian, a juvenile attorney, or—if both parents are deceased—a near relative or friend.<sup>12</sup>

## The Proposal

### Forms for name change

To reflect the new laws, the proposal includes revisions to several forms used to request name changes, which are summarized below.

- *Petition for Change of Name* (form NC-100). Item 1 has been revised to reflect that California residency is no longer the sole basis for the court’s jurisdiction or venue for name-change petitions. In item 5, a new category has been added for petitioners who are guardians ad litem or attorneys appointed for juvenile defendants.
- *Instructions for Filing a Petition for Change of Name* (form NC-100-INFO). The new basis for jurisdiction and venue are described in paragraph 1, and paragraph 7 has been revised (and reorganized) to include the exemption from publication that will apply when the name change is for a minor or nonminor dependent under the jurisdiction of a juvenile court.
- *Attachment to Petition for Change of Name (Name and Information About the Person Whose Name Is to Be Changed)* (form NC-110). A cross-reference to form NC-300 (the petition for recognition of change of gender) has been added because this form may be attached to that one under the new organization of the gender-change forms. A category

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<sup>9</sup> Compare new Health and Safety Code section 103430(b)(1) and current subdivision (e)(1)(A) and (B).

<sup>10</sup> New Health & Saf. Code, § 103435(c)(2).

<sup>11</sup> New Health & Saf. Code, § 103435(e)(1).

<sup>12</sup> As discussed in Alternatives Considered, the committee finds it difficult to envision when such an order to show cause would be issued, however, because if the petition does not include a signature required in new subdivision (b)(1), it would not be a valid petition to begin with, since the statute provides that the petition must be signed by an individual from one of the categories listed in (b)(1). By the words of the statute, subdivision (b)(1) only requires one adult signature: the categories are alternative, not cumulative. In light of the ambiguity as to when such an OSC would be issued, the committee requests comments on whether the council should approve a form or leave it up to individual parties and courts to craft one that would comply with law and meet the particular circumstances of an action.

for guardians ad litem and attorneys appointed by a juvenile court has been added in item 7d.

- *Order to Show Cause—Change of Name* (form NC-120). This form provides notice of the hearing date and of the opportunity for and time to make objections. Most petitioners must publish the order to show cause (OSC) in a local newspaper of general circulation and the order form currently indicates the specific paper to be used. Because some petitions will now be brought by individuals who reside outside California, an alternative order is provided in item 3, which does not specify the paper in which the OSC is to be published. At the same time, the space for making other orders for publishing the OSC has been expanded, and the note for petitioners seeking to change the name of minors has been moved to the next page because of space constraints. There was also a minor change to the title, replacing the word “for” with an em dash to clarify that the order was not to show cause “for” a change of name.
- *Order to Show Cause—Change of Name to Conform to Gender Identity* (form NC-125). The only revision to this form, currently numbered jointly as form NC-125/NC-225, is to remove NC-225 (for the reasons set out below). As with form NC-120, there was also a minor change to the title, replacing the word “for” with an em dash to clarify that the order was not to show cause “for” a change of name.
- *Notice of Hearing on Petition* (form NC-150). This is a form for courts to use to set a hearing that is required if someone has filed timely objection to an OSC for change of name to conform to gender identity, or to a petition for recognition of change of gender. The proposal revised the form to allow it to be used for objections raised to a petitioner’s seeking a changed designation on a marriage license and certificate or on their child’s birth certificate.

### **Forms for recognition of change of gender**

The proposal also includes revisions to several forms used to request recognition of gender change, along with the revocation of three forms and the addition of six others.

#### ***NC-200 forms series***

Currently, because the law provides that an adult may petition the court for recognition of gender change (which does not require that an OSC be issued) or may, in a single petition, combine that request with a request for a name change (for which an OSC must be issued, and must sometimes be served),<sup>13</sup> the council has adopted two sets of forms for petitions by adults: one set for petitions seeking only recognition of gender change (the NC-300 forms series) and another for those seeking both recognition of gender change and a name change at the same time (the NC-200 forms series).<sup>14</sup> Because under AB 218 the combined petitions are not limited to just

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<sup>13</sup> Health & Saf. Code, § 103435.

<sup>14</sup> The NC-500 forms series is for petitions on behalf of minors seeking recognition of change of gender, either alone or with a name change.

gender and name change but must also allow for additional types of requests, each with different requirements, the committee has concluded that it no longer makes sense to try to have a discrete set of forms for each type, or combination of types, of requests, but instead to have a single petition that includes all the possible options.

For this reason, this proposal includes revoking and renumbering the forms in the NC-200 series, which is comprised of the following forms:

- *Petition for Change of Name, Recognition of Change of Gender, and Issuance of New Birth Certificate* (form NC-200) (revoke);
- *Order to Show Cause for Change of Name to Conform to Gender Identity* (form NC-125/NC-225) (renumber as form NC-125);<sup>15</sup> and
- *Decree Changing Name and Order Recognizing Change of Gender and for Issuance of New Birth Certificate* (form NC-230) (revoke).

### ***NC-300 form series***

In order to implement the new provisions of AB 218, under which a petition for recognition of change of gender may be combined with a request for change of name, changes to petitioner's children's birth certificates (which, if for an adult child, requires the agreement of that child), and changes to designation on marriage licenses and certificates (for which, if a spouse has not provided signed agreement, an OSC may be necessary), the proposal revises the current petition form to allow it to serve as a combined petition form. Attachments may be completed as needed for requests that go beyond asking a court to recognize the change of gender. New and revised order forms to reflect these changes—and a new information sheet—are also being proposed. A summary of the proposed form revisions and new forms follows.

- *Petition for Recognition of Change of Gender and Sex Identifier, Name Change, and Issuance of New Certificates* (form NC-300)<sup>16</sup> (formerly *Petition for Recognition of Change of Gender and for Issuance of New Birth Certificate*). This proposed revised form may be used as a stand-alone form to ask the court to recognize an adult petitioner's change in gender and sex identifier<sup>17</sup> and to order issuance of a new birth certificate reflecting that change, just as the current form NC-300 may. It includes the only support required for such a petition: a declaration that the request is to conform to petitioner's gender identity and is not for any fraudulent purpose.

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<sup>15</sup> As noted above, this form has the same content as form NC-125, which would not be revoked but remain in effect. The form will be renumbered to include only a single number in place of the current double-numbered NC-125/NC-225.

<sup>16</sup> The revisions to proposed form NC-300 have not been highlighted on the attached form because they are so extensive that the form would be almost entirely yellow.

<sup>17</sup> As noted above, this phrase has been added to "gender" in the new statute. (New Health & Saf. Code, § 103425.)

The proposed form also includes optional items by which a petitioner may include requests for a change of name (in which case form NC-110 must be attached<sup>18</sup>); for a new birth certificate for petitioner's child with petitioner's gender changed (in which case new form NC-311 must be attached); and for a new marriage license and certificate with petitioner's designation as bride, groom, or neither changed (in which case new form NC-312 must be attached). For each such certificate, petitioners may also request their name be changed.

Because of the added complexity resulting from the law mandating that several different petitions, each with different requirements, can be brought as a single petition, the committee is recommending that this form be mandatory for all petitions requesting recognition of change of gender or sex identifier.

The revised form would continue to start with a referral to instructions, and the information that the requests do not have to be made to the courts at all but can be made via administrative process instead.

- *Birth Certificate for Child of Petitioner—Attachment* (form NC-311). This new form would provide the necessary information for a request to change the petitioner's gender on their child's birth certificate that was issued in California. A separate attachment form is needed for each child. If the petitioner wants their own name changed on the child's birth certificate as well, that can be indicated (and form NC-110 will have to be attached as well, or a decree in which petitioner's name has already been changed). If the birth certificate is for an adult child—and the individual is alive and not incapacitated—that individual must agree to the change.<sup>19</sup> The form provides space for a signature of the adult child, or for petitioner to explain why there is not one.
- *Marriage License and Certificate—Attachment* (form NC-312). This new form would provide the necessary information for a request to change the petitioner's designation on a marriage license and certificate that was issued in California and is maintained either by the county where the marriage occurred (for a confidential marriage license) or by the State Registrar (for a nonconfidential marriage license). Petitioner's new designation can be bride, groom, or neither. As with the form above, if the petitioner wants their name changed on the marriage license and certificate, that can be indicated as well (and form NC-110 attached or a decree in which petitioner's name has already been changed).

The new law provides that the spouse who shares the marriage license and certificate must sign the petition as well, if alive and not incapacitated,<sup>20</sup> so proposed form NC-312

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<sup>18</sup> Requests for name changes made with these petitions must meet the same requirements of any other petitions for requests for name changes to conform to gender. (Health & Saf. Code, § 103435(a)(1); Code Civ. Proc., § 1277.5.)

<sup>19</sup> New Health & Saf. Code, § 103430(b)(3).

<sup>20</sup> New Health & Saf. Code, § 103430(b)(2).

includes a space for that signature or for petitioner to explain that the spouse is deceased or incapacitated. However, another provision of the new law implies that the other spouse's signature is not actually required and that a petition may be filed without it, by mandating that if the "required" signature is not on the petition, then the court is to issue (and the petitioner to serve) an order directing the non-signing spouse to make known any objections in writing within a certain period of time after issuance of the order.<sup>21</sup> For that reason, the form also includes an item whereby the petitioner may request that such an order be issued. The advisory committee asks for comments on whether this is appropriate in light of the conflicting provisions.

- *Order to Show Cause—Issuance of New Marriage License and Certificate* (form NC-325) is the new order to be issued and served if a living and capable spouse does not sign form NC-312.
- *Order Recognizing Change of Gender and Sex Identifier, Name Change, and Issuance of New Certificates* (form NC-330).<sup>22</sup> The current form is an order addressing only change of gender and issuance of a new birth certificate. This revised form—which has been substantially reorganized—would also address the other orders potentially requested by an adult petitioner under Health and Safety Code section 103430. It includes the findings required for a name change (that the petitioner is not required to register as a sex offender under Penal Code section 290); for changing the birth certificate of an adult child of petitioner (that the adult child signed as well, or is incapacitated or deceased); and for changing a marriage license and certificate (that the spouse sharing the documents signed as well, is incapacitated or deceased, or was served with an OSC allowing objections). In item 8, an expanded "Other findings" box has been added should a court make findings to deny the petition or any part of it. And finally, the form includes items for orders by which a court may grant each request and an "Other Orders" item in which any or all may be denied.
- *Instructions for Filing Petition for Recognition of Gender Change and Sex Identifier, Name Change, and Issuance of New Certificate* (form NC-300-INFO). The instructions have been removed from page two of current form NC-300 and relocated to this new stand-alone instructions form. The information has been expanded to cover how to petition the court in this area, with potentially multiple requests. It includes the new venue and jurisdiction requirements. A list of the necessary forms is included, for a petition simply for recognition of a change of gender, as well as for petitions that also include requests for a name change, a new birth certificate for a child, or a new marriage license. Information is included as to when an OSC may have to be served regarding a new marriage license, and when the petition may need to be served on governmental

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<sup>21</sup> New Health & Saf. Code, § 103430(e)(2) & (f).

<sup>22</sup> As with form NC-300, the revisions on this form have not been highlighted because they are so extensive that the form would be almost entirely yellow..

agencies (i.e., when it includes a name change request by an individual under the jurisdiction of the Department of Corrections and Rehabilitation). Information as to how to obtain new certificates if the petition is granted is also included.

### ***NC-500 forms series***

As noted above, the NC-500 forms series is for petitions to recognize a minor's change of gender, potentially combined with a name change. The proposed forms have been revised, and a new form proposed, as follows.

- *Petition for Recognition of Minor's Change of Gender and Sex Identifier and Issuance of New Birth Certificate and Change of Name* (form NC-500) (formerly *Petition for Recognition of Minor's Change of Gender and Issuance of New Birth Certificate and Change of Name*). Because, as noted above, as of January 1, 2023, the law will no longer require that the petitioner either be signed by both parents of the minor, if living, or that the non-signing parent be served with a copy of the petition and an OSC, the item seeking information about non-signing parents has been removed from the change of gender section of the petition and moved to item 7 relating to name-change requests. In its place in the gender-change section is a new item asking the court to issue an OSC (under Health and Safety Code section 103420(e)(1)) if the petition does not include the signature from a petitioner in one of the categories listed in item 1 of the forms, that is, by a category of petitioner required under Health and Safety Code section 103420(b)(1). This section of the petition also includes an item whereby a guardian or guardian ad litem appointed for a dependent juvenile may ask, as required if either or both parents is deceased or cannot be located, that a hearing be set and an OSC with notice of that hearing be issued for all grandparents known to the petitioner.

In item 7, in which a petitioner may request that a name change for the minor be granted along with recognition of a change of gender, the proposed revised form now includes an item regarding the minor's parents, inquiring whether non-signing parents are living or deceased, similar to what previously had been in the prior section of the form, because that information is still relevant for the name-change request.<sup>23</sup> The committee has revised this item to allow a petitioner to assert that they do not know if a non-signing parent is alive. Item 8 regarding the jurisdiction and venue of the proceeding has also been revised, to reflect the new provisions allowing non-California residents to request name changes in certain circumstances. Item 9 has been added for petitioners who want

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<sup>23</sup> An OSC must be issued on any petition for name change to conform to gender and, if for a minor, it must be served, along with a copy of the petition, on any living parent who has not signed the name-change petition. Code Civ. Proc. § 1277.5; and see Health & Saf. Code, § 103435 and new Health & Saf. Code, § 103435(a) (a name-change petition included with a gender-change petition must comply with the Code of Civil Procedure provision regarding name change, except that the order to show cause shall not include the petition for recognition of change of gender). *Order to Show Cause—Change of Name to Conform to Gender Identity* (form NC-125) will continue to be used for this purpose.



the new birth certificates, but have already obtained a court-ordered name change, to request that.

- *Declaration of Guardian or Juvenile Attorney* (form NC-510G) (formerly *Declaration of Guardian or Dependency Attorney*) has been revised to reflect that attorneys acting for juveniles in the juvenile justice system (under Welfare and Institutions Code section 601 or 602) are now among those who may petition for minors, and must complete this form. Item 4 has also been revised to use nongendered terms for grandparents.
- *Order to Show Cause—Recognition of Minor’s Change of Gender and Sex Identifier* (form NC-520) (formerly *Order to Show Cause for Recognition of Minor’s Change of Gender and Issuance of New Birth Certificate*) has been substantially revised, with almost entirely new content. This form is intended to meet the requirements of new Health and Safety Code section 103430(e)(1), which requires that the court issue an order when a petition is filed that does not include the signatures required under section 103430(b)(1). The order is no longer addressed to non-signing parents (because under the new law they do not need to be served with any notice) and no longer contains notice of a hearing (because a hearing is to be set in only limited instances in which a guardian or guardian ad litem has signed the petition).<sup>24</sup> Because it is unlikely that this order will be issued, it did not make sense to continue to include the OSC for name change on the same form. (Form NC-125 will continue to be used for such orders.)

As noted above, the committee was unable to identify when this order would be issued, because the petition has to be signed by an adult in one of the categories listed in (b)(1) to be valid in the first place. Should the court be required to issue this order, the next questions would be to whom the OSC would be directed, and on whom it should be served. In an attempt to clarify this latter issue, the proposed form includes an item in which signing petitioner can list any other individuals who the petitioner is asserting were required to sign and did not. In addition, instructions have been added at the top of the form.

- *Order to Show Cause—Petition by Guardian or Guardian ad Litem* (form NC-520G). This is a new form for a court to use to set a hearing date when a petition for gender change for a minor is brought by a guardian or guardian ad litem and one or both parents of the minor are deceased or cannot be located.<sup>25</sup> In those circumstances, the petitioner is required to serve all grandparents of the minor known to petitioner with a notice or OSC that includes the time and date of a hearing. (There is no separate provision mandating the court set such a hearing, and no timeline for one, but the committee concluded that

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<sup>24</sup> In such an action, this OSC would not be issued because the petition would include a signature required by Health and Safety Code section 103430(b)(1).

<sup>25</sup> New Health & Saf. Code, § 103430(c)(2).

such a requirement is implicit in the requirement that the petitioner serve notice of a hearing.)

- *Order Recognizing Change of Gender and Sex Identifier and for Issuance of New Birth Certificate* (form NC-530). This is a new proposed order form. Currently, for an order recognizing only a change of gender for a minor, the order form for such petitions by adults (form NC-330) is used; for an order for both change of gender and change of name for a minor, form NC-230 is used; except that when either is brought by a guardian, form NC-530G is used.<sup>26</sup> The new proposed form would take the place of all three of those forms when a petition is for a minor. The form includes the findings needed for making orders on both gender-change and name-change petitions, whether unopposed or after objections (including the different findings required if objection is by a parent). It also includes the finding needed for a petition made by a guardian (that the minor will not likely be returning to a parent's custody) or by a friend or relative (that the parents are deceased and no guardian appointed).
- *Instructions for Filing Petition for Recognition of Minor's Change of Gender and Sex Identifier* (form NC-500-INFO). The information sheet has been substantially revised to reflect the changes in the law and forms described above.

### **Alternatives Considered**

The committee did not consider the alternative of taking no action. The forms for name-change petitions are mandatory and would be incorrect if not changed to comply with law. Similarly, some of the current forms for the gender-change petitions are also mandatory and, particularly with the changes of law in this area, the petitions and accompanying orders are so complex that failure to have up-to-date forms would be burdensome for courts as well as parties.

The committee considered not proposing any form order for courts to issue under Health and Safety Code section 103430(e)(1), which requires that the court issue an order when a petition is filed that does not include a signature required under subdivision (b)(1) of that section. The committee finds it difficult to envision when such an OSC would be issued, because the petition may only be filed if it is signed by an adult from one of the categories listed in (b)(1). The provisions of that subdivision require only one adult signature: the categories are alternative, not cumulative. The committee considered leaving it to individual parties and courts to craft an order that would comply with subdivision (e)(1) and also meet the circumstances of a particular action. However, the committee developed and tentatively proposes the revised *Order to Show Cause—Petition by Guardian or Guardian ad Litem* (form NC-520) as a means of complying with subdivision (e)(1). The committee asks for specific comments on whether such a form is appropriate.

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<sup>26</sup> The committee proposes that the current *Order Recognizing Minor's Change of Gender and for Issuance of New Birth Certificate* (form NC-530G) be revoked.

## **Fiscal and Operational Impacts**

The statutory changes will require education of court staff and judicial officers. The new forms are intended to facilitate the courts' and parties' implementation of the changes in statute and will also require education, and may require some changes to computerized cases management systems as well.

### Request for Specific Comments

In addition to comments on the proposal as a whole, and on any of the individual proposed forms, the advisory committee is interested in comments on the following:

- Does the proposal appropriately address the stated purpose?
- Should the council adopt a form for an OSC under Health and Safety Code section 103430(e)(1) (proposed form NC-520; and see item 4 on form NC-500 requesting the order) given that subdivision (e)(1) requires that the order be issued only when a petition is filed that does not include a signature that subdivision (b)(1) mandates be on the petition to begin with?
  - If yes, should form NC-520 require the petitioner to identify for the court to whom the order under section 103430 be directed, as proposed here? Is there any other information or content that should be included on the form?
- Should the council adopt a form for an OSC under Health and Safety Code section 103430(e)(2) (such as proposed form NC-325; and see item 3d on form NC-312 requesting the order) subdivision(e)(2), requiring that the order be issued only when a petition is filed that does not include a signature (of a spouse sharing a marriage license and certificate) that subdivision (b)(2) mandates be on the petition to begin with?
- In form NC-500, at item 7a, relating to name-change requests, the committee is proposing, as an alternative to stating whether any non-signing parents are living, an option to state that minor and petitioner do not know. The committee seeks comments on the content of this item and whether it may be helpful to courts.

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would 3 months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?

### Attachments and Links

1. Forms NC-100, NC-100-INFO, NC-110, NC-120, NC-125/NC-225, NC-150, NC-200, NC-230, NC-300, NC-300-INFO, NC-311, NC-312, NC-325, NC-330, NC-500, NC-510G, NC-520, NC-520G, NC-530, and NC-530G, at pages 12–\_\_\_
2. Link B: Assembly Bill 218,  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=202120220AB218](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB218)

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	<h2 style="margin: 0;">DRAFT</h2> <h2 style="margin: 0;">03/29/22</h2> <h1 style="margin: 20px 0 0 0;">Not Approved by Judicial Council</h1>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name of each petitioner):	
<b>PETITION FOR CHANGE OF NAME</b>	CASE NUMBER:

**Before you complete this petition, read the *Instructions for Filing a Petition for Change of Name* (form NC-100-INFO). (To change your name as part of a petition to recognize a change of gender, and obtain a new California birth certificate for yourself or your child, or a marriage certificate reflecting those changes, use form NC-300.)**

1. Petitioner (present name): (check a or b)
  - a.  resides in this county.
  - b.  does not live in California and (check 1 or 2)
    - (1)  wants a name change on a marriage license, and was married in this county.
    - (2)  wants a name change on their or their child's birth certificate, which was issued in this county. Petitioner
2. requests that the court decree the following name changes (list every name that you are seeking to change):
 

<u>Present name</u>		<u>Proposed name</u>
a.	changed to	
b.	changed to	
c.	changed to	

Continued (If you are seeking to change additional names, you must prepare a list and attach it to this petition as Attachment 2.)
3. Petitioner requests that the court issue an order directing all interested persons to appear or file objections to show cause why this petition for change of name of the persons identified in item 2 should not be granted.
4. The number of persons under 18 years of age whose names are to be changed is (specify):
5. If this petition requests the change of name of any person or persons under 18 years, this request is being made by
  - a.  two parents.
  - b.  one parent.
  - c.  near relative (name and relationship):
  - d.  guardian (name):
  - e.  attorney for an individual under the jurisdiction of the juvenile court (name):
  - f.  other (specify):
6.  This petition seeks to change name of (check one)  petitioner  (name):  
to conform to that person's gender identity.
7. For each person whose name is to be changed, petitioner provides the following information (you must attach Name and Information About the Person Whose Name Is to Be Changed (form NC-110) for each person identified in item 2):
  - a. The number of attachments included in this petition is (specify number):
  - b.-f. (These are the items on the attached page or pages of form NC-110.)

# INSTRUCTIONS FOR FILING A PETITION FOR CHANGE OF NAME

NC-100-INFO

**DRAFT: 03/22/2022 Not approved by  
the Judicial Council**

## 1. Where to File

- a. **California residents:** The petition for change of name must be filed in the superior court of the county where the person whose name is to be changed is a resident.
- b. **Non-California residents:** If the person whose name is to be changed is also requesting an order for the issuance of a new California marriage license and certificate, a new California birth certificate for the person whose name is to be changed, or a new California birth certificate for a minor or adult child of the person whose name is to be changed, the petition for change of name must be filed in the superior court of the county where the marriage took place, or where the birth certificate was issued.

## 2. Whose Name May Be Changed

The petition may be used to change your own name and, under certain circumstances, the names of others (e.g., children under 18 years of age).

## 3. Confidentiality of Certain Names

If you are a participant in the Secretary of State's address confidentiality program (Safe at Home), your current and proposed names may be kept confidential. (Code Civ. Proc., § 1277(b).) See *Information Sheet for Name Change Proceedings Under Address Confidentiality Program (Safe at Home)* (form NC-400-INFO) for additional instructions.

## 4. What Forms Are Required

Prepare an original and two copies of each of the following documents:

- a. *Petition for Change of Name* (form NC-100)
- b. *Name and Information About the Person Whose Name Is to Be Changed (Attachment to Petition for Change of Name)* (form NC-110) (attach as many copies as necessary)
- c. *Order to Show Cause—Change of Name* (form NC-120) or, if applicable, *Order to Show Cause—Change of Name to Conform to Gender Identity* (form NC-125)
- d. *Decree Changing Name* (form NC-130 or, for guardians, form NC-130G)
- e. *Civil Case Cover Sheet* (form CM-010)

In addition, a guardian must prepare and attach a *Declaration of Guardian (Supplemental Attachment to Petition for Change of Name)* (form NC-110G) for each child whose name is to be changed.

## 5. Filing and Filing Fee

Prepare an original *Civil Case Cover Sheet* (form CM-010). File the original petition and *Civil Case Cover Sheet* with the clerk of the court and obtain two filed-endorsed copies of the petition. A filing fee will be charged unless you qualify for a fee waiver. (If you want to apply for a fee waiver, see *Request to Waive Court Fees* (form FW-001) and *Information Sheet on Waiver of Court Fees and Costs* (form FW-001-INFO). There is no filing fee for minors in the State's address confidentiality program (Safe at Home).

## 6. Requesting a Court Hearing Date and Obtaining the Order to Show Cause

You should request a date for the hearing on the *Order to Show Cause—Change of Name* (form NC-120) at least six weeks in the future. Take the completed form to the clerk's office. The clerk will provide the hearing date and location, obtain the judicial officer's signature, file the original, and give you a copy.

If you are changing your name to conform to gender identity, you need not request a hearing date. Instead, complete the *Order to Show Cause—Change of Name to Conform to Gender Identity* (form NC-125) and take the completed form to the clerk's office. The clerk will obtain the judicial officer's signature, file the original, and give you a copy.

## 7. Publishing the Order to Show Cause

In most cases, a copy of the *Order to Show Cause* must be published in a local newspaper of general circulation once a week for **at least four consecutive weeks** before the date of the hearing. You must select the newspaper from among those newspapers legally qualified to publish orders and notices. The newspaper used must file a Proof of Publication with the superior court before the hearing. If no newspaper of general circulation is published in the county, the court may order the *Order to Show Cause* to be posted by the clerk.

But you **do not have to publish** the order if the following applies:

- You are seeking to change a name to conform to your gender identity;
- You are an participant in the State Witness Program;
- You are a participant in the address confidentiality program, and the petition alleges that you are petitioning to (a) avoid domestic violence, (b) avoid stalking, (c) avoid sexual assault, or (d) avoid human trafficking; or
- The name change is for a minor or nonminor dependent under the jurisdiction of the juvenile court.

Page 1 of 2

## 8. Name Change for Children

- a. If you are a petitioning parent requesting the name change for a child under 18 years of age, and one of the parents, if living, does not join in consenting to the name change, the petitioning parent must have a copy of the *Order to Show Cause* or notice of the time and place of the hearing served on the nonconsenting parent. Service must be made **at least 30 days prior to the hearing**, under Code of Civil Procedure section 413.10, 414.10, 415.10, or 415.40.
- b. If you are a petitioning parent or any other adult requesting the name change for a child **to conform to that child's gender identity** and a living parent does not join in the petition for the name change, you must have a copy of the petition and the *Order to Show Cause* served on the nonconsenting parent. Service must be made **within 30 days of the date the order is made by the court**, under Code of Civil Procedure section 413.10, 414.10, 415.10, or 415.40.
- c. If the nonconsenting parent resides in California, the order or notice must be personally served on the nonconsenting parent. You cannot personally serve this document.
- d. If the nonconsenting parent resides outside California, that parent may be served by sending a copy of the order or notice by first-class mail, postage prepaid, return receipt requested.
- e. If you are the guardian of a minor and filing a petition to change the name of that minor, you must (1) provide notice of the hearing to any living parent of the child by personal service at least 30 days before the hearing (or as in b above), or (2) if either or both parents are deceased or cannot be located, serve notice of the hearing on the child's grandparents, if living, not less than 30 days before the hearing, under Code of Civil Procedure section 413.10, 414.10, 415.10, or 415.40. *(If the minor's name is being changed to conform to gender identity, these notices and orders for grandparents need not be completed or served.)*

If you have served a parent or grandparent, file a copy of the completed *Proof of Service of Order to Show Cause* (form NC-121) with the court before the hearing.

## 9. Name Change for Person in Jail or Prison or on Parole

If you are a person in county jail, or under the jurisdiction of the Department of Corrections and Rehabilitation (in state prison, or on parole) you may file a petition to change your name, but must serve the petition on a government agency.

- If in county jail, you must provide a copy of the petition to the county sheriff's department. Check with the department as to how that should be done.
- If in state prison, you must provide a copy of the petition to the warden. Check with the warden's office as to how that should be done.
- If on parole, you must provide a copy of the petition to the regional parole administrator. Check with the administrator's office as to how that should be done.

After you have provided a copy to the sheriff, warden, or regional parole administrator, file a copy of the completed *Proof of Service By Mail* (form POS-030) with the court.

Note that the declaration on form NC-110 as to whether the petitioner is in jail or under jurisdiction of the California Department of Corrections and Rehabilitation is only for purposes of determining if service of the petition is required.

## 10. Court Hearing

If no written objection is filed at least two court days before the scheduled hearing, the court may grant the petition and sign the decree without a hearing. Check with the court to find out if a hearing will be held. If there is a hearing, bring copies of all documents to the hearing. If the judge grants the petition, the judge will sign the original decree.

If you filed a petition for name change to conform to gender identity, and timely objections were filed, the court may set a hearing date after receiving the objections. If it does, you will be sent a notice of the hearing date. Check with the court after the deadline for filing objections to see if a hearing date has been set. If there are no objections, the court will grant the petition and sign the decree without a hearing.

11. If you were born in California and want to amend a birth certificate to show the name change, you should contact the following office:

**California Department of Public Health**  
**Vital Records - MS 5103**  
**P.O. Box 997410**  
**Sacramento, CA 95899-7410**

**Phone: 916-445-2684**  
**website: [www.cdph.ca.gov](http://www.cdph.ca.gov)**

Local courts may supplement these instructions. Check with the court to determine whether supplemental information is available. For instance, the court may provide you with additional written information identifying the department that handles name change petitions, the times when petitions are heard, and the newspapers that may be used to publish the *Order to Show Cause*.

PETITION OF (Name of petitioner or petitioners):	CASE NUMBER:
FOR CHANGE OF NAME	

**NAME AND INFORMATION ABOUT THE PERSON  
WHOSE NAME IS TO BE CHANGED**

Attachment of

Attachment to Petition (form NC-100, form NC-300, or form NC-500)

(You must use a **separate** attachment for each person whose name is to be changed. If petitioner is a guardian of a minor, a supplemental attachment, Declaration of Guardian (form NC-110G), must also be completed and attached for each minor whose name is to be changed.)

7. (Continued) Petitioner applies for a decree to change the name of the following person:

**DRAFT  
03/22/22**

**Not approved  
by Judicial  
Council**

- b.  Self  Other
- (1) Present name (specify):
- (2) Proposed name (specify):
- (3) Born on (date of birth):  
and presently  under 18 years of age  18 years of age or older
- (4) Born at (place of birth):
- (5) Sex (as stated on original birth certificate):  Male  Female
- (6) Current residence address (street, city, county, state, and zip code):

c. Reason for name change (explain):

d. Relationship of the petitioner to the person whose name will be changed:

- (1)  Self (4)  Guardian ad litem or attorney for minor appointed by juvenile court
- (2)  Parent (5)  Near relative (indicate relationship):
- (3)  Guardian (6)  Other (specify):

e. If the person whose name will be changed is under 18 years of age, provide the names and addresses, if known, of the following persons:

- (1) Parent (name): (address):
- (2) Parent (name): (address):
- (3) (Only if neither parent is living) Near relatives (names, relationships, and addresses):

f. If the person whose name will be changed is 18 years of age or older, that person must sign the following declaration:

<b>DECLARATION</b>	
<p>I declare under penalty of perjury under the laws of the State of California that (check one) <input type="checkbox"/> I am not <input type="checkbox"/> I am under the jurisdiction of the California Department of Corrections and Rehabilitation (in state prison or on parole) or in county jail <b>and</b> (check one) <input type="checkbox"/> I am not <input type="checkbox"/> I am required to register as a sex offender under Penal Code section 290.</p>	
Date:	
_____	_____
(TYPE OR PRINT NAME OF PERSON WHOSE NAME IS TO BE CHANGED)	(SIGNATURE OF PERSON WHOSE NAME IS TO BE CHANGED)

**(If petitioner is represented by an attorney, the attorney's signature follows):**

Date:	
_____	_____
(TYPE OR PRINT NAME)	(SIGNATURE OF ATTORNEY)

**(Each petitioner must sign this petition in the space provided below or, if additional pages are attached, at the end of the last attachment.)** I declare under penalty of perjury under the laws of the State of California that the information in the foregoing petition is true and correct.

Date:	
_____	_____
(TYPE OR PRINT NAME)	(SIGNATURE OF PETITIONER)

Date:	
_____	_____
(TYPE OR PRINT NAME)	(SIGNATURE OF PETITIONER)

ADD ADDITIONAL SIGNATURE LINES FOR ADDITIONAL PETITIONERS

SIGNATURE OF PETITIONERS FOLLOWS LAST ATTACHMENT



PETITIONER OR ATTORNEY <i>(Name, State Bar number, and address):</i>  TELEPHONE NO.: _____ FAX NO. <i>(Optional):</i> _____ E-MAIL ADDRESS <i>(Optional):</i> _____ ATTORNEY FOR <i>(Name):</i> _____	<b>FOR COURT USE ONLY</b>  <h1 style="margin: 0;">DRAFT</h1>  <h2 style="margin: 0;">03.22.2022</h2>  <h3 style="margin: 0;">not approved by Judicial Council</h3>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF <i>(Name of each petitioner):</i>  <div style="text-align: right;">FOR CHANGE OF NAME</div>	
<b>ORDER TO SHOW CAUSE—CHANGE OF NAME</b>	CASE NUMBER: _____

TO ALL INTERESTED PERSONS:

1. Petitioner *(name):* \_\_\_\_\_ filed a petition with this court  
 for a decree changing names as follows:
- | <u>Present name</u> | to | <u>Proposed name</u> |
|---------------------|----|----------------------|
| a. _____            | to | _____                |
| b. _____            | to | _____                |
| c. _____            | to | _____                |
| d. _____            | to | _____                |
| e. _____            | to | _____                |

Continued on Attachment 1.

2. THE COURT ORDERS that all persons interested in this matter appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted. Any person objecting to the name changes described above must file a written objection that includes the reasons for the objection at least two court days before the matter is scheduled to be heard and must appear at the hearing to show cause why the petition should not be granted. If no written objection is timely filed, the court may grant the petition without a hearing.

**NOTICE OF HEARING**

a. Date: _____ Time: _____ <input type="checkbox"/> Dept.: _____ <input type="checkbox"/> Room: _____
---

- b. The address of the court is  same as noted above  other *(specify):* \_\_\_\_\_

(To appear remotely, check in advance of the hearing for information about how to do so on the court's website. To find your court's website, go to <https://www.courts.ca.gov/find-my-court.htm>.)

3. a.  A copy of this *Order to Show Cause* must be published at least once each week for four successive weeks prior to the date set for hearing on the petition in a newspaper of general circulation:  
 *(for resident of this county)* printed in this county *(specify paper):* \_\_\_\_\_  
 *(for other petitioners)* printed in the county in which petitioner resides, or if no county, in the local subdivision or territory where petitioner resides.
- b.  Other *(specify):* \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
JUDGE OF THE SUPERIOR COURT

*[If petitioner is requesting change of name of a minor, see Note Regarding Petition for Minors on page 2.]*

**NOTE REGARDING PETITIONS FOR MINORS**

When a *Petition for Change of Name* has been filed for a child by one parent and the other parent, if living, does not join in consenting to the name change, the petitioner must have a notice of the time and place of the hearing or a copy of the *Order to Show Cause* served on the other parent not less than 30 days prior to the hearing under Code of Civil Procedure section 413.10, 414.10, 415.10, or 415.40.

If a petition to change the name of a child has been filed by a guardian, the guardian must (1) provide notice of the hearing to any living parent of the child by personal service at least 30 days before the hearing, or (2) if either or both parents are deceased or cannot be located, serve notice of the hearing on the child's grandparents, if living, not less than 30 days before the hearing under Code of Civil Procedure section 413.10, 414.10, 415.10, or 415.40.

*(This Note is included for the information of the petitioner and is not to be included in the Order to Show Cause published in the newspaper.)*

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR ( <i>name</i> ):	<h1 style="margin: 0;">DRAFT</h1> <h2 style="margin: 10px 0 0 0;">03.22.22</h2> <h1 style="margin: 10px 0 0 0;">NOT APPROVED BY JC</h1>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF ( <i>Name of each petitioner</i> ):   <div style="text-align: right;">FOR CHANGE OF NAME</div>	
<b>ORDER TO SHOW CAUSE—CHANGE OF NAME TO CONFORM TO GENDER IDENTITY</b>	CASE NUMBER:

TO ALL INTERESTED PERSONS:

1. Petitioner (*name*): filed a petition with this court  
 for a decree changing name as follows:

	<u>Present name</u>	to	<u>Proposed name</u>
a.		to	
b.		to	
c.		to	
d.		to	

2. THE COURT ORDERS that any person objecting to the name changes described above must file a written objection that includes the reasons for the objection within six weeks of the date this order is issued. If no written objection is timely filed, the court will grant the petition without a hearing.
  
3. A hearing date may be set only if an objection is timely filed and shows good cause for opposing the name change. Objections based solely on concerns that the proposed change is not the person's actual gender identity or gender assigned at birth do not constitute good cause. (See Code Civ. Proc., § 1277.5(c).)

**NOTE: When a petition has been filed to change the name of a minor to conform to gender identity and the petition does not include the signatures of both living parents, the petition and this order to show cause must be served on the parent who did not sign the petition, under Code of Civil Procedure section 413.10, 414.10, or 415.40, within 30 days from the date on which the order is made by the court.**

Date:

---

JUDGE OF THE SUPERIOR COURT

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:  NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY  <b>DRAFT</b>  <b>03.22.2022</b>  <b>not approved by Judicial Council</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name):	
<b>NOTICE OF HEARING ON PETITION</b>	CASE NUMBER:

Objections having been filed to petitioner's request for (check all that apply):

- a decree changing name to conform to gender.
- an order for the issuance of a new birth certificate reflecting the change of petitioner's gender.
- an order for the issuance of a new marriage license and certificate reflecting the change in designation of the petitioner to bride, groom, or neither bride nor groom.
- an order for the issuance of a new birth certificate for petitioner's child reflecting the change of petitioner's gender.

A hearing will take place at the time and place below, at which time the court may consider the objections that have been filed.

*(To be completed by clerk.)*

a.	Date:	Time:	Dept.:	Room:
----	-------	-------	--------	-------

b. The address of the court is

- same as noted above.
- other

(specify):

(To appear remotely, check in advance of the hearing for information about how to do so on the court's website. To find your court's website, go to <https://www.courts.ca.gov/find-my-court.htm>.)

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:  NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR ( <i>name</i> ):	<p style="font-size: 24pt; font-weight: bold;">DRAFT</p> <p style="font-size: 18pt; font-weight: bold;">03/22/22</p> <p style="font-size: 14pt; font-weight: bold;">Not approved by the Judicial Council</p>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF ( <i>name</i> ):	
<b>PETITION FOR CHANGE OF NAME, RECOGNITION OF CHANGE OF GENDER, AND ISSUANCE OF NEW BIRTH CERTIFICATE</b>	CASE NUMBER:

**Before you complete this petition, you should read the *Instructions for Filing* on the next page. You must answer all questions and check all boxes that apply to you on this petition. You must file this petition in the superior court of the county where the person whose name is to be changed resides.**

1. Petitioner (*present name*): \_\_\_\_\_ is 18 years old or older and a resident of this county.
2. Petitioner requests that the court decree that petitioner's name is changed, in order to conform to petitioner's gender identity, to (*proposed name*): \_\_\_\_\_
3. Petitioner requests a decree recognizing that the petitioner's gender is changed to:
  - a.  female.
  - b.  male.
  - c.  nonbinary.
4. Petitioner requests that the court order that a new birth certificate be issued reflecting the gender and name changes sought by this petition.
5. Petitioner requests that the court issue an order directing any interested persons to file written objections to show cause why the petition for change of name should not be granted.
6. Petitioner provides the following information in support of this petition:
  - a. The declaration below.
  - b.-f. The information contained in the attachment (*attach a completed copy of the Name and Information About the Person Whose Name Is to Be Changed (form NC-110)*).

DECLARATION

I (*present name*): \_\_\_\_\_ declare under penalty of perjury under the laws of the State of California that the request for a change in gender to (*check one*)  female  male  nonbinary is to conform my legal gender to my gender identity and is not for any fraudulent purpose.

Date: \_\_\_\_\_

(TYPE OR PRINT NAME OF PETITIONER)

(SIGNATURE OF PETITIONER)

(Instructions on next page)

## INSTRUCTIONS FOR FILING A PETITION FOR CHANGE OF NAME AND GENDER

### 1. Where to File

The petition for change of name and gender must be filed in the superior court in the county where the petitioner is a resident.

### 2. Whose Name May Be Changed

The petition may be used to change your name and to obtain a court order recognizing a change of gender and for issuance of a new birth certificate, if you are 18 or older. (Minors must use form NC-500.) If you were born in California, you may file the order with the State Registrar and obtain a new birth certificate.

### 3. What Forms Are Required

You need an original and two copies of each of the following documents:

- a. *Petition for Change of Name, Recognition of Change of Gender, and Issuance of New Birth Certificate* (form NC-200)
- b. *Name and Information About the Person Whose Name Is to Be Changed (Attachment to Petition for Name Change)* (form NC-110)
- c. *Order to Show Cause—Change of Name to Conform to Gender Identity* (form NC-125)
- d. *Decree Changing Name and Order Recognizing Change of Gender Identity and for Issuance of New Birth Certificate* (form NC-230)
- e. *Civil Case Cover Sheet* (form CM-010)

### 4. Filing and Filing Fee

Prepare an original *Civil Case Cover Sheet* (form CM-010). File the original petition and *Civil Case Cover Sheet* with the clerk of the court and obtain two filed-endorsed copies of the petition. A filing fee will be charged unless you qualify for a fee waiver. (If you want to apply for a fee waiver, see *Request to Waive Court Fees* (form FW-001) and *Information Sheet on Waiver of Superior Court Fees and Costs* (form FW-001—INFO).)

### 5. Filing the Order to Show Cause

Ask the court clerk to obtain a judge's signature on the *Order to Show Cause*, then file the original order in the clerk's office and obtain filed-endorsed copies of the order.

### 6. Domestic Violence Confidentiality Program

In cases where the petitioner is a participant in the state address confidentiality program (Safe at Home), the petition, the order to show cause, and the decree should, instead of giving the proposed name, indicate that the name is confidential and on file with the Secretary of State. See *Information Sheet for Name Change Proceedings Under Address Confidentiality Program (Safe at Home)* (form NC-400-INFO).

### 7. Court Hearing

If no objections are filed, the court will grant the petition without a hearing. A hearing date will be set if timely objections have been filed. If there is a hearing, you will be sent a notice by the court. You may also check with the court after the deadline to see if a hearing date has been set. Bring copies of all documents to the hearing. If the judge grants the name and gender change petition, the judge will sign the original decree.

### 8. Birth Certificate

If you were born in California, to obtain a new birth certificate reflecting the change of gender, file a certified copy of the order within 30 days with the Secretary of State and the State Registrar and pay the applicable fees. You may write or contact the State Registrar at:

**California Department of Public Health**  
**Vital Records – MS 5103**  
**P.O. Box 997410**  
**Sacramento, CA 95899-7410**  
**Phone: 916-445-2684**  
**Website: [www.cdph.ca.gov](http://www.cdph.ca.gov)**

Local courts may supplement these instructions. Check with the court to determine whether supplemental information is available. For instance, the court may provide you with additional written information identifying the department that handles name and gender change petitions, and the times when petitions are heard.

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	STATE BAR NUMBER:  <b>FOR COURT USE ONLY</b>  <b>DRAFT</b>  <b>03/22/22</b>  <b>Not approved by the Judicial Council</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name of petitioner):  FOR CHANGE OF NAME AND GENDER	
<b>DECREE CHANGING NAME AND ORDER RECOGNIZING CHANGE OF GENDER AND FOR ISSUANCE OF NEW BIRTH CERTIFICATE</b>	CASE NUMBER:

1. The petition was duly considered:
- a.  at the hearing on (date): \_\_\_\_\_ in Courtroom: \_\_\_\_\_ of the above-entitled court.
  - b.  without hearing.

**THE COURT FINDS**

2. a. All notices required by law have been given.
- b. Each person whose name is to be changed identified in item 3 below  
 is not  is required to register as a sex offender under section 290 of the Penal Code.  
 This determination was made  by using CLETS/CJIS  based on information provided to the clerk of the court  
 by a local law enforcement agency.
- c.  No objections to the proposed change of name were made.
- d.  Objections to the proposed change of name were made by (name): \_\_\_\_\_
- e. It appears to the satisfaction of the court that all the allegations in the petition are true and sufficient and that the petition should be granted.
- f.  Other findings (if any): \_\_\_\_\_

**THE COURT ORDERS**

3. The name of (present name): \_\_\_\_\_  
 is changed to (new name): \_\_\_\_\_

**THE COURT FURTHER ORDERS**

4. The gender of (new name): \_\_\_\_\_  
 is changed to:
- a.  female.
  - b.  male.
  - c.  nonbinary.

**THE COURT FURTHER ORDERS**

5. A new birth certificate shall be issued reflecting the changes in name and gender.
6. If petitioner was born in California, a certified copy of this order shall be filed by petitioner within 30 days with the State Registrar. When the State Registrar receives a certified copy of this order and payment of the applicable fees, the State Registrar must establish for the petitioner a new birth certificate reflecting the new name and the gender of the petitioner as it has been altered.

Date: \_\_\_\_\_

\_\_\_\_\_ JUDGE OF THE SUPERIOR COURT  
 SIGNATURE OF JUDGE FOLLOWS LAST ATTACHMENT

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR ( <i>name</i> ):	<b>DRAFT</b>  <b>03/22/2022</b>  <b>Not approved by the Judicial Council</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF ( <i>name</i> ):	
<b>PETITION FOR RECOGNITION OF CHANGE OF GENDER AND SEX IDENTIFIER</b> <input type="checkbox"/> <b>AND CHANGE OF NAME</b> <input type="checkbox"/> <b>AND ISSUANCE OF NEW CERTIFICATES</b>	CASE NUMBER:
Before you complete this petition, read <i>Instructions for Filing Petition for Recognition of Change of Gender and Sex Identifier</i> (form NC-300-INFO). <b>Note:</b> You do not need to file this petition or to obtain a court order in order to obtain a new California birth certificate for you or your child reflecting a change of your gender or a new California marriage license and certificate reflecting a change of gender. You may use an administrative process; see Health and Safety Code section 103426.	

1. Petitioner (*present name*): \_\_\_\_\_ is 18 years old or older and requests an order recognizing the change of petitioner's gender and sex identifier to

a.  female.                      b.  male.                      c.  nonbinary.

2.  Petitioner requests that the court decree that petitioner's name be changed, in order to conform to petitioner's gender identity, to (*proposed name*): \_\_\_\_\_

- a. This is the right court for the petition to change name, because petitioner (*check (1) or (2).*)
- (1)  resides in this county.  
 (2)  does not reside in California and (*check one*)
- wants a name change on their or their child's birth certificate, which was issued in this county.  
 wants a name change on a marriage license, and was married in this county.
- b. Petitioner requests that the court issue an order directing any interested persons to file written objections to show cause why the petition for change of name should not be granted.
- c. Form NC-110, *Name and Information About the Person Whose Name Is to Be Changed*, is attached to this form.

**Note:** If you have already obtained a decree of change of name and want new certificates issued to reflect your new name, attach a certified copy of the decree to this petition.

3.  **Issuance of New Certificate**

- a.  Petitioner requests an order for the issuance of a new birth certificate for petitioner reflecting the change of gender  and change of name.
- b.  Petitioner requests an order for the issuance of a new birth certificate for petitioner's child reflecting petitioner's change of gender  and change of name.  
 (*Attach Birth Certificate for Minor or Adult Child of Petitioner—Attachment* (form NC-311).)
- c.  Petitioner requests an order for the issuance of a new marriage license and certificate with a change of designation of the person as bride, groom, or having neither box checked  and change of name.  
 (*Attach Marriage License or Certificate—Attachment* (form NC-312).)

4. I declare under penalty of perjury under the laws of the State of California that the request for a change in gender and sex identifier to (*check one*)  female  male  nonbinary is to conform my legal gender and sex identifier to my gender identity and is not for any fraudulent purpose.

Date:

\_\_\_\_\_  
 (TYPE OR PRINT NAME OF PETITIONER)

\_\_\_\_\_  
 (SIGNATURE OF PETITIONER)



**INSTRUCTIONS FOR FILING PETITION FOR RECOGNITION OF CHANGE OF GENDER AND SEX IDENTIFIER, NAME CHANGE, AND ISSUANCE OF NEW CERTIFICATES**

**Note that if you were born in California you do not need to file this petition or obtain a court order in order for the State Registrar to issue a new birth certificate reflecting a change of gender.** See Health and Safety Code section 103426. You may make the request directly to the State Registrar at the California Department of Public Health. (See contact information on page 2.)

**1. How to Make Request**

A petition for recognition of change of gender and sex identifier, either on its own or combined with a request for a name change, a new birth certificate for petitioner, a new birth certificate for petitioner's child or children, and a new marriage license and certificate must be filed on form NC-300. This form may only be used by individuals 18 years old or older. (Minors must use form NC-500.)

**2. Where to File**

- a. California residents: If this petition includes a request for name change, it must be filed in the superior court of the county where the person whose name is to be changed is a resident. Otherwise, this petition may be filed in the superior court of any county in California.
- b. Non-California residents: If the petition includes a request for an order for the issuance of a new California marriage license and certificate, a new California birth certificate for the petitioner, or a new California birth certificate for a minor or adult child of the petitioner, the petition must be filed in the superior court of the county where the marriage took place, or where the birth certificate was issued.

**3. What Forms Are Required**

You will need to have an original and a copy of each of the following documents:

- a. *Petition for Recognition of Change of Gender and Sex Identifier, for Name Change, and Issuance of New Certificates* (form NC-300)
- b. *Order Recognizing Change of Gender and Sex Identifier, Name Change, and Issuance of New Certificates* (form NC-330)
- c. If requesting name change:  
*Name and Information About the Person Whose Name Is to Be Changed* (form NC-110), and  
*Order to Show Cause—Change of Name to Conform to Gender Identity* (form NC-125)  
(Note: If you already have a decree of change of name, attach a certified copy of the decree to the petition instead of completing form NC-110 and form NC-125.)
- d. If requesting order for new birth certificate for child:  
*Birth Certificate for Minor or Adult Child of Petitioner—Attachment* (form NC-311)
- e. If requesting order for new marriage license and certificate:  
*Marriage License and Certificate—Attachment* (form NC-312) and, if form NC-312 is not signed by the other spouse, *Order to Show Cause—Issuance of New Marriage License and Certificate* (form NC-325)
- f. *Civil Case Cover Sheet* (form CM-010)

**4. Filing with Court**

Prepare an original *Civil Case Cover Sheet* (form CM-010). Take the complete petition, with any required attachments and the proposed orders with the *Civil Case Cover Sheet*, along with a copy of each document, to the clerk of the court. Obtain a filed-endorsed copy (stamped by the clerk) of the petition and ask that any required orders to show cause be issued.

A filing fee will be charged unless you qualify for a fee waiver. (If you want to apply for a fee waiver, see *Request to Waive Court Fees* (form FW-001) and *Information Sheet on Waiver of Superior Court Fees and Costs* (form FW-001-INFO).)

**5. Service on Spouse**

If seeking a change to your marriage license and certificate, and the spouse sharing that marriage license has not signed the form (and is alive and capable of signing it), you must serve the *Order to Show Cause—Issuance of New Marriage License and Certificate* (form NC-325) that has been issued by the court, along with a copy of the petition, on that spouse within 30 days from the date on which the order is made by the court. It must be served in person, or if out of state, by mail, in the manner described in Code of Civil Procedure sections 413.10, 414.10, or 415.40. Service must be made by someone other than you, but you must have the server complete a proof of service and file it with the court.

## 6. Service on Government Agency—Name Change for Person in Jail or Prison or on Parole

If you are a person in county jail, or under the jurisdiction of the California Department of Corrections and Rehabilitation (in state prison, or on parole) a petition to change your name—including one on form NC-300—must be served on a government agency.

- If in county jail, you must provide a copy of the petition to the county sheriff's department.
- If in state prison, you must provide a copy of the petition to the warden.
- If on parole, you must provide a copy of the petition to the regional parole administrator.

Check with each office as to how to serve it. After you have provided a copy to the sheriff, warden, or regional parole administrator, file a copy of the completed *Proof of Service By Mail* (form POS-030) with the court.

Note that the declaration on form NC-300 as to whether the petitioner is in jail or under jurisdiction of the California Department of Corrections and Rehabilitation is only for purposes of determining if service of the petition is required.

## 7. Court Hearings

A hearing date will only be set if timely objections have been filed. If there is a hearing, you will be sent a notice by the court. Bring copies of all documents to the hearing. If the judge grants the petition, the judge will sign the *Order Recognizing Change of Gender and Sex Identifier, Name Change, and for Issuance of New Certificates* (form NC-330).

If there are no timely objections filed, the court will grant the petition and sign the order without a hearing.

## 8. Issuance of New Birth Certificate

If you were born in California, or if your children were, to obtain a new birth certificate for you or them reflecting your change of gender, file a certified copy of the order within 30 days with the State Registrar and pay the applicable fees. You may write or contact the State Registrar at:

**California Department of Public Health**  
**Vital Records – MS 5103**  
**P.O. Box 997410**  
**Sacramento, CA 95899-7410**

**Phone: 916-445-2684**  
**Website: [www.cdph.ca.gov](http://www.cdph.ca.gov)**

## 9. Issuance of New Marriage License and Certificate

If you were married in California, to obtain a new marriage license and certificate reflecting your change of gender with a change in your designation to bride, groom, or neither, file a certified copy of the order within 30 days, and pay the applicable fees, as follows:

- If the original marriage license and certificate was **confidential**, then file with the county clerk in the county where the confidential marriage license and certificate was issued.
- If the original marriage license and certificate was **not** confidential, then file with the State Registrar, whose contact information is given in item 8 above.

Local courts may supplement these instructions. Check with the court to determine whether supplemental information is available. For instance, the court may provide you with additional written information identifying the department that handles these petitions, the times when petitions are heard if hearings are required, and whether remote appearances by video or telephone are available.

PETITION OF (Name of petitioner):

CASE NUMBER:

**Not approved by Judicial Council**

**BIRTH CERTIFICATE FOR CHILD OF PETITIONER—ATTACHMENT**  
**Attachment to Petition for Recognition of Change of Gender and Sex Identifier (form NC-300)**

Petitioner must complete and attach this form to form NC-300 if asking the court to order issuance of a new birth certificate of a minor or adult child that reflects petitioner's change in gender, or change in both gender and name. A separate form is required for each child.

1. This is an attachment to a request for an order for the issuance of a new birth certificate for a minor or adult child to reflect petitioner's (check all that apply):

- a.  Recognition of change of gender and sex identifier.
- b.  Change of name
  - (1)  Petitioner is seeking a decree changing their name as part of this petition, and form NC-110 is also attached.
  - (2)  Petitioner has already obtained a decree for change of name; a certified copy of the decree to the petition for recognition of change of gender and sex identifier is attached.

2. Information about petitioner's minor or adult child

- a. Name of child:
- b. Date of birth:
- c. City and county of birth:
- d. Petitioner's child is:  a minor (under 18 years of age)  an adult (18 years of age or older)

3.  Child whose birth certificate will be changed is an adult.

If petitioner's child is 18 years of age or older, this request must be signed by the adult child whose birth certificate would be changed by granting this petition, unless the adult child is deceased or incapable of providing a signature. (Check applicable item below.)

a.  Petitioner's adult child agrees to the issuance of a new birth certificate and provides a signature below.

Date:

\_\_\_\_\_  
(TYPE OR PRINT NAME)



\_\_\_\_\_  
(SIGNATURE OF PETITIONER'S ADULT CHILD)

b.  Petitioner's adult child is deceased. Date of death:

c.  Petitioner's adult child is incapable of providing a signature for the following reason:

Explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date:

\_\_\_\_\_  
(TYPE OR PRINT NAME)



\_\_\_\_\_  
(SIGNATURE OF PETITIONER)

PETITION OF (Name of petitioner):

CASE NUMBER:

Not approved by Judicial Council

MARRIAGE LICENSE AND CERTIFICATE—ATTACHMENT
Attachment to Petition for Recognition of Change of Gender and Sex Identifier (form NC-300)

Petitioner must complete and attach this form to form NC-300 if asking the court to order issuance of a new marriage license and certificate or a new confidential marriage license and certificate that reflects petitioner's change in gender, or change in both gender and name.

1. This is an attachment to a request for an order for the issuance of a new marriage license and certificate or new confidential marriage license and certificate to reflect (check all that apply):

a. [ ] Recognition of petitioner's change of gender and sex identifier by changing petitioner's designation to:

[ ] bride. [ ] groom. [ ] neither bride nor groom.

b. [ ] Change of name:

(1) [ ] Petitioner is seeking a decree changing their name as part of this petition, and form NC-110 is also attached.

(2) [ ] Petitioner has already obtained a decree for change of name; a certified copy of the decree to the petition for recognition of change of gender and sex identifier is attached.

2. Information about marriage license and certificate to be reissued

a. Marriage license and certificate are: [ ] nonconfidential [ ] confidential

b. Date of issuance:

c. County of issuance:

d. Petitioner name on marriage license and certificate to be reissued:

e. Petitioner date of birth:

f. Name of spouse on marriage license and certificate to be reissued:

g. Spouse date of birth:

3. Spouse who shares petitioner's marriage license and certificate

To be granted without further notice required, this request must be signed by the spouse sharing the marriage license and certificate to be reissued, unless that person is deceased or incapable of providing a signature. (One item below must be checked.)

a. [ ] The spouse who shares petitioner's marriage license and certificate agrees to the issuance of a new marriage license and certificate with petitioner's new designation. (Sign below.)

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF SPOUSE LISTED ON THE MARRIAGE LICENSE AND CERTIFICATE TO BE REISSUED)

b. [ ] The spouse is deceased. Date of death:

c. [ ] The spouse is incapable of providing a signature for the following reason (explain):

(Blank lines for explanation)

d. [ ] (Check this item if spouse is living and capable of signing but has not.) Petitioner requests that the court issue an order directing the spouse who shares petitioner's marriage license and certificate to file written objections to show cause why the requested changes should not be made.

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER)

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:  NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR ( <i>name</i> ):	<p style="font-size: 24pt; margin: 0;">DRAFT</p> <p style="font-size: 24pt; margin: 10px 0 0 0;">03/22/22</p> <p style="font-size: 24pt; margin: 20px 0 0 0;">not approved by Judicial Council</p>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF ( <i>Name of each petitioner</i> ):   <p style="text-align: right;">FOR CHANGE OF NAME</p>	
<b>ORDER TO SHOW CAUSE—ISSUANCE OF NEW MARRIAGE LICENSE AND CERTIFICATE</b>	CASE NUMBER:

TO ALL INTERESTED PERSONS:

1. Petitioner (*name*): \_\_\_\_\_ filed a petition with this court for an order that a new  marriage license and certificate  confidential marriage license and certificate be prepared

a. changing petitioner's designation on the license and certificate to (*check one*):

bride

groom

neither bride nor groom

b. and changing name to (*proposed name*): \_\_\_\_\_

2. THE COURT ORDERS that any person objecting to issuance of a new marriage license and certificate with the changes described above must file a written objection that includes any reasons why the requested changes would be fraudulent, within six weeks of the date this order is issued. If no written objection showing good cause to oppose the changes to the marriage license and certificate is timely filed, the court will enter the order that the gender and sex identifier recognition is granted without a hearing.
3. A hearing date may be set only if an objection is timely filed and shows good cause for opposing the petition. Objections based solely on concerns that the proposed change is not the person's actual gender identity or gender assigned at birth do not constitute good cause. (See Code Civ. Proc., § 1277.5(c) and Health & Saf. Code, § 103430(h).)

Date:

\_\_\_\_\_  
JUDGE OF THE SUPERIOR COURT

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:  NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY  <b>DRAFT</b>  <b>03/22/2022</b>  <b>Not approved by the Judicial Council</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name):	
<b>ORDER RECOGNIZING CHANGE OF GENDER AND SEX IDENTIFIER</b> <input type="checkbox"/> <b>AND FOR NAME CHANGE</b> <input type="checkbox"/> <b>AND FOR ISSUANCE OF NEW CERTIFICATES</b>	CASE NUMBER:

1. The petition was duly considered:
- a.  at the hearing on (date): \_\_\_\_\_ in Department: \_\_\_\_\_ of the above-entitled court.
  - b.  without hearing.

**The Court finds:**

2. a.  All notices required by law have been given.  
 b.  No objections to the petition were made.  
 c.  Objections to the petition were made by (name): \_\_\_\_\_
3.  The petition included a **request for change of name** for the person described in item 10 below.
- a. The person whose name is to be changed:
    - is not  is required to register as a sex offender under Penal Code section 290.
    - This determination was made  by using CLETS/CJIS  based on information provided to the clerk of the court by a local law enforcement agency.
    - b.  A certified copy of a decree from another state changing petitioner's name was attached to the petition.
4.  The petition included a **request to order the issuance of a new birth certificate for one or more minor children of petitioner.**
5.  The petition included a **request to order the issuance of a new birth certificate for one or more adult children of petitioner** and (check one)
- a.  each request for a new birth certificate for an adult child on form NC-311 contains the signature of the adult child agreeing to the reissuance of their birth certificate.
  - b.  the court was satisfied that the following adult child or children who did not sign form NC-311 are either deceased or incapable of providing a signature:
    - Full Name: \_\_\_\_\_ Date of birth: \_\_\_\_\_
    - Full Name: \_\_\_\_\_ Date of birth: \_\_\_\_\_
6.  The petition included a **request for an order for the issuance of a new marriage certificate**, for a marriage on (date) \_\_\_\_\_, with a change of designation of the petitioner as bride, groom, or having neither box checked and (check one):
- a.  The spouse who shares the marriage certificate with the petitioner has agreed to the issuance of a new marriage license and certificate OR the court is satisfied that the spouse is deceased or incapable of providing a signature.
  - b.  The petition did not include the agreement of the spouse who shares the marriage license and certificate with the petitioner. An order directing the spouse to make known any objection to the changes requested on the marriage license and certificate or confidential marriage license and certificate by filing a written objection, which includes any reasons why the requested changes would be fraudulent, was issued and served.

PETITION OF ( <i>name</i> ):	CASE NUMBER:
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7.  It appears to the satisfaction of the court that all the allegations in the petition are true and sufficient and that the petition should be granted.
8.  Other findings (*if any*):

**THE COURT ORDERS**

9. The gender and sex identifier of petitioner has been changed to:
- a.  female.                      b.  male.                      c.  nonbinary.

**THE COURT FURTHER ORDERS**

10.  The name of (*present name*):  
is changed to (*new name*):

11.  A new birth certificate shall be issued reflecting the change of gender and sex identifier described in item 9  
 and change of name described in item 10.

If petitioner was born in California, a certified copy of this order shall be filed by the petitioner within 30 days with the State Registrar. When the State Registrar receives a certified copy of this order and payment of the applicable fees, the State Registrar shall establish for the petitioner a new birth certificate reflecting the gender of the petitioner as it has been altered.

12.  A new birth certificate for the following child or children of the petitioner shall be issued reflecting petitioner's change of gender and sex identifier described in item 9  
 and change of name described in item 10.

Full Name: _____	Date of birth: _____
Full Name: _____	Date of birth: _____
Full Name: _____	Date of birth: _____
Full Name: _____	Date of birth: _____

If petitioner's child or children were born in California, a certified copy of this order shall be filed by the petitioner within 30 days with the State Registrar. When the State Registrar receives a certified copy of this order and payment of the applicable fees, the State Registrar shall establish for each child a new birth certificate reflecting the gender of the petitioner as it has been altered.

13.  The marriage license and certificate for petitioner and (*name of spouse*): \_\_\_\_\_  
issued on (*date*): \_\_\_\_\_ in the following county: \_\_\_\_\_ shall be reissued  
with a change of designation of the petitioner to:  bride  groom  neither bride nor groom  
 and change of name as described in item 10.

If the original marriage license and certificate was **confidential** and issued within this state, a certified copy of this order shall be filed by the petitioner within 30 days with the county clerk in the county where the confidential marriage license and certificate was issued. When the county clerk receives a certified copy of this order with an application and payment of applicable fees, the county clerk shall issue a confidential marriage license and certificate for the petitioner.

If the original marriage license and certificate was **not** confidential and issued within this state, a certified copy of this order shall be filed by the petitioner within 30 days with the State Registrar. When the State Registrar receives a certified copy of this order with an application and payment of applicable fees, the State Registrar shall issue a marriage license and certificate for the petitioner.

12.  Other Orders:

Date:

\_\_\_\_\_  
JUDICIAL OFFICER

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	<h1 style="margin: 0;">DRAFT</h1> <h2 style="margin: 10px 0 0 0;">03.22.2022</h2> <h3 style="margin: 10px 0 0 0;">not approved by Judicial Council</h3>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name of each petitioner):	
<b>PETITION FOR RECOGNITION OF MINOR'S CHANGE OF GENDER AND SEX IDENTIFIER AND FOR ISSUANCE OF NEW BIRTH CERTIFICATE</b> <input type="checkbox"/> <b>AND CHANGE OF NAME</b>	CASE NUMBER:
Use this form only for a petition relating to a minor. (Petitioners 18 years or older must use form NC-300.) Before you complete this petition, read the <i>Instructions for Filing Petition for Recognition of Minor's Change of Gender and Sex identifier</i> (form NC-500-INFO). <ul style="list-style-type: none"> <li>Complete items 1 through 6 if applicable, and the declaration on page 2.</li> <li>If you are seeking a name change in addition to recognition of gender change, you must also complete items 7 and 8, and form NC-110.</li> <li>If the petition is being brought by a guardian, an attorney appointed as guardian ad litem for a dependent minor (Welf. &amp; Inst. Code, § 326.5), or an attorney for a minor under the jurisdiction of the juvenile court (Welf. &amp; Inst. Code, § 601 or 602), you must also complete form NC-510G.</li> </ul>	

1. This request is being made by (minor's present name): \_\_\_\_\_ and (check one of the following)
  - a.  two parents (names):
  - b.  one parent (name):
  - c.  guardian (name):
  - d.  attorney for minor under jurisdiction of juvenile court (name):
  - e.  near relative or friend (check only if both parents of minor are deceased and no guardian has been appointed)  
Name and relationship to minor: \_\_\_\_\_
2. Petitioners request a decree recognizing that minor's gender and sex identifier is changed to:
  - a.  female.
  - b.  male.
  - c.  nonbinary.
3. Petitioners request the court to order that a new birth certificate be issued reflecting the gender change sought by this petition.
4.  (Check if petition does not include a signature by one of the individuals listed in item 1 above (as required by Health and Safety Code section 103430(b)(1)).)  
 Petitioners request that the court **issue an order** on form NC-520 directing any person who is required to sign this petition under Health and Safety Code section 103430(b)(1) to file written objections to show cause why the petition for recognition of gender change and sex identifier should not be granted.
5.  (Check if petition is filed by a guardian or guardian ad litem for minor, and either parent is deceased or cannot be located.)  
 Petitioners request that the court **set a hearing and issue an order** on form NC-520G providing that any living grandparent may appear to show cause why the petition for recognition of gender change and sex identifier should not be granted.
6.  (Check if petition is filed by a guardian or attorney appointed for minor under jurisdiction of juvenile court.)  
 This petition is supported by the information contained in attached *Declaration of Guardian or Juvenile Attorney (Supplemental Attachment to Form NC-500)* (form NC-510G).

(If no name change is requested, skip items 7, 8, and 9, and go to Declaration on page 2.)



PETITION OF <i>(name of each petitioner)</i> :	CASE NUMBER:
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7.  Petitioners request that the court decree that the minor's name is changed to conform to minor's gender identity to *(proposed name)*:
- a. Check one item below *(this relates to required service of form NC-125)*:
- (1)  The minor has no living parent.
  - (2)  The minor has no living parent other than the parent or parents who have signed this petition.
  - (3)  Neither the minor nor the adult petitioner has any information about whether any non-signing parent is living.
  - (4)  The minor has one or more living parents who have not signed the petition. Petitioners will serve the following people with the court order on form NC-125 providing that written objections may be filed to show cause why the petition for change of name should not be granted.  
 Living parents of petitioning minor who did not sign this petition are *(specify names and addresses)*:
- b. Petitioners provide the additional required information in support of this request for name change on the attached *Name and Information About the Person Whose Name Is to Be Changed* (form NC-110).
8.  The minor named in item 1: *(You must check one if a name change is requested.)*
- a.  is a resident of this county.
  - b.  has a birth certificate that was issued in this county.
9.  A decree of change of name for the minor has already been obtained and a certified copy of the decree is attached. Petitioner requests that the court order that the changed name be included on the minor's new birth certificate.

**DECLARATION**

I *(minor's present name)*: \_\_\_\_\_ declare under penalty of perjury under the laws of the State of California that the request for a change in gender to *(check one)*:  **female**  **male**  **nonbinary** is to conform my legal gender to my gender identity and is not for any fraudulent purpose.

Date:

\_\_\_\_\_  
 (TYPE OR PRINT NAME OF MINOR)

▶

\_\_\_\_\_  
 (SIGNATURE OF MINOR)

Date:

\_\_\_\_\_  
 (TYPE OR PRINT NAME OF PETITIONING ADULT and RELATIONSHIP TO MINOR)

▶

\_\_\_\_\_  
 (SIGNATURE OF PETITIONING ADULT)

Date:

\_\_\_\_\_  
 (TYPE OR PRINT NAME OF PETITIONING ADULT and RELATIONSHIP TO MINOR)

▶

\_\_\_\_\_  
 (SIGNATURE OF PETITIONING ADULT)

Date:

\_\_\_\_\_  
 (TYPE OR PRINT NAME OF PETITIONING ADULT and RELATIONSHIP TO MINOR)

▶

\_\_\_\_\_  
 (SIGNATURE OF PETITIONING ADULT)

## INSTRUCTIONS FOR FILING PETITION FOR RECOGNITION OF MINOR'S CHANGE OF GENDER AND SEX IDENTIFIER

### 1. Who Can File

Anyone who lives in California or was born here (or got married or had children here) can ask a court for an order recognizing a change of gender and sex identifier and for issuance of a new birth certificate reflecting that change. If the person asking for the order is under 18, the petition must be made on form NC-500 and signed by an adult. (If the person is 18 or older, use form NC-300.) The petition for a minor must be signed by at least one of the following (it can be signed by more than one):

- one or both of the minor's parents
- the minor's guardian
- an attorney appointed to act as guardian ad litem for a dependent minor (under Welfare and Institutions Code section 326.5)
- an attorney representing a minor in the juvenile justice system (under Welfare and Institutions Code section 601 or 602)
- if both of minor's parents are deceased and no guardian has been appointed, a near relative or friend.

### 2. Where to File

The petition to recognize a change of gender and sex identifier may be filed in the superior court of any county in California, but if the petition **includes a request to change the minor's name**, it must be filed either in the superior court in the county where the minor whose name is to be changed presently resides, or of the county where the minor's birth certificate was issued.

If the petition is filed by an attorney appointed as guardian ad litem for a dependent minor, or one representing a minor alleged or adjudged to be a person described in Welfare and Institutions Code section 601 or 602, the petition must be filed in the court having jurisdiction over the minor.

### 3. What Forms Are Required

All petitioners need an original and two copies of each of the following forms:

- *Petition for Recognition of Minor's Change of Gender and Sex Identifier and Issuance of New Birth Certificate and Change of Name* (form NC-500)
- *Order Recognizing Change of Gender and Sex Identifier and for Issuance of New Birth Certificate* (form NC-530)
- *Civil Case Cover Sheet* (form CM-010)

Some petitioners will also need an original and two copies of each of the following forms:

If petition is filed by a guardian, by an attorney guardian ad litem, or an attorney acting for a minor under Welfare and Institutions section 601 or 602:

- *Declaration of Guardian or Juvenile Attorney* (form NC-510G)
- *Order to Show Cause—Petition by Guardian or Guardian ad Litem* (form NC-520G) (required only if one or both parents deceased or unable to be located)

If petition does not include a signature required under Health and Safety Code section 103430(b)(1):

- *Order to Show Cause—Recognition of Minor's Change of Gender and Issuance of New Birth Certificate* (form NC-520)

If the petition also includes a request for a name change for the minor:

- *Name and Information About the Person Whose Name Is to Be Changed (Attachment to Petition for Change of Name)* (form NC-110)
- *Order to Show Cause—Change of Name to Conform to Gender Identity* (form NC-125)

### 4. Completing the Petition

Use form NC-500 only for a person under 18. (Adults seeking an order recognizing change of gender must use form NC-300.)

- In item 1, provide the name of the minor and the name and relationship of the adult who is signing the petition. One of the persons listed in that item must sign. (See paragraph 1 above as to which adults can sign.)
- In Item 2, check the box to indicate what gender or sex identifier the minor wants the court to recognize as the new gender and sex identifier.
- Item 4 asks the court to issue an order that will give notice to certain individuals that any objections to the petitions must be filed with the court within a certain time frame. This order is required under Health and Safety Code, section 103430(e)(1) if the petition does not include a signature required under Health and Safety Code, section 103430(b)(1). Do NOT check this item if the petition is signed by a person described in paragraph 1 above.

(If this item is checked, the *Order to Show Cause—Recognition of Minor's Change of Gender and Issuance of New Birth Certificate* (form NC-520) must also be completed and provided to the court with the petition.)

- Item 5 asks the court to set a hearing and issue an order that will give notice of the hearing and right to object to the petition to any living grandparents of the minor. This item must be checked if (1) the petition is signed by a guardian or dependency attorney appointed as a guardian ad litem, and (2) one or both parents are deceased or cannot be located.

(If this item is checked, the *Order to Show Cause—Petition by Guardian or Guardian ad Litem* (form NC-520G) must also be completed and provided to the court with the petition.)

- Item 6 should be checked if the the petition is signed by a guardian or dependency attorney appointed as a guardian ad litem, or an attorney acting for a minor under Welfare and Institutions Code section 601 or 602, and *Declaration of Guardian or Juvenile Attorney* (form NC-510G) must be attached to the petition.

If the petition is **not** asking to change the name of the minor, items 7, 8, and 9 can be skipped. (See *Declaration and Signatures* below.)

If asking the court to **change the name of the minor** in this petition, complete items 7 and 8, and check “Change of Name” in the title. If the minor has already obtained a name change from a court, complete item 9.

- Item 7 asks the court to decree that minor's name is changed, and includes the proposed new name.
- Item 7a asks for information needed to determine if the *Order to Show Cause for Change of Name to Conform to Gender Identity* (form NC-125) must be served. That form must be issued for every petition that includes a request for a name change, but only needs to be served if the minor has any living parents who did not sign the petition. If so, the name and address of each non-signing parent must be entered here.
- Item 7b notes that *Name and Information About the Person Whose Name Is to Be Changed* (form NC-110) must be attached.
- Item 8 provides the information as to why the name change petition may be filed in this court. (See paragraph 2 above.)
- Item 9 asks the court that the new birth certificate reflect a new name for a minor who has already obtained a name change decree or order from a court. If item 9 is checked, a certified copy of the name change decree or order must be attached to the petition.)
- *Declaration and Signatures*. The minor may complete (check the box identifying the new gender) and sign the Declaration on the second page of the petition. Note that it is signed under penalty of perjury. The adult named in item 1 must also sign the form, and any living parent may also sign.

## 5. Filing and Filing Fee

Prepare an original *Civil Case Cover Sheet* (form CM-010). File the original petition with any attachments or orders to show cause required on page 1 of this information sheet with the *Civil Case Cover Sheet* with the clerk of the court and obtain two filed-endorsed copies of the petition and any order to show cause. A filing fee will be charged unless you qualify for a fee waiver. If you want to apply for a fee waiver, see *Request to Waive Court Fees* (form FW-001) and *Information Sheet on Waiver of Court Fees and Costs* (form FW-001-INFO).

## 6. Requesting Orders to Show Cause and Hearing Date

One or more of the following orders to show cause may be required.

**If the petition is not signed by a person described in paragraph 1:**

- If the petition does **not** include a signature by a person described in paragraph 1, the court must issue an *Order to Show Cause--Recognition of Minor's Change of Gender and Issuance of New Birth Certificate* (form NC-520). Submit the completed form with the petition. The clerk will obtain the judicial signature and give you back copies.
- A copy of the order and the petition must be served on the non-signing person named in the order within 30 days of issuance of the order, and a Proof of Service must be filed with the court (form NC-121 may be used). If a non-signing person lives in California, the form must be served in person. If they live outside California, the form may be served either in person or by first-class mail requiring return receipt. If such service is not possible, or if such person lives outside the United States, then the court may order that service be done in another way.
- If the petition **is** signed by a person described in paragraph 1 above, this order to show cause will not be issued. The court will make the decision based on the petition, except as provided below.
- If objections are filed within six weeks of the issuance of that order, the court will set a hearing date and send you and the objectors notice of the date, time, and place. If no objections are filed, the court will make the decision based on the petition you filed.

(continued on next page)

**If the petition is signed by a guardian or attorney guardian ad litem:**

- If the petition is signed by a guardian or an attorney appointed as guardian ad litem, and one or both parents are deceased or cannot be located, then a hearing must be set. Any living grandparents known to petitioners must be served with an order to show cause with the date and time of the hearing.
- Petitioner should request a date for a hearing on the *Order to Show Cause—Petition by Guardian or Guardian ad Litem* (form NC-520G) at least six weeks in the future. **Submit the completed form with the petition.** The clerk will provide the hearing date and location, obtain the judicial officer's signature, file the original, and give back copies.
- A copy of the completed *Order to Show Cause* showing the time and place of the hearing must be served on the grandparents at least 30 days before the hearing date, and a Proof of Service must be filed with the court (form NC-121 may be used). If a grandparent lives in California, the form must be served in person. If a grandparent lives outside California, the form may be served either in person or by first-class mail requiring return receipt. If such service is not possible or if a grandparent lives outside the United States, then the court may order that service be done in another way.

**If the petition includes a request for a name change:**

- If the petition includes a request to change minor's name, the court must issue an *Order to Show Cause for Change of Name to Conform to Gender Identity* (form NC-125). **Petitioner should submit the completed form with the petition. The clerk will obtain the judicial signature and give you back copies.**
- **The order needs to be served on any living parent who did not sign the petition. (If all living parents did sign, it need not be served on anyone.) A copy of the order and the petition must be served on the non-signing parent within 30 days of issuance of the order, and a Proof of Service must be filed with the court (form NC-121 may be used). If a non-signing parent lives in California, the form must be served in person. If they live outside California, the form may be served either in person or by first-class mail requiring return receipt. If such service is not possible, or if such person lives outside the United States, then the court may order that service be done in another way.**
- If objections are filed within six weeks of the issuance of that form, the court will set a hearing date and send you and the objectors notice of the date, time, and place. If no objections are filed, the court will make the decision based on the petition you filed.

**7. Court Hearing**

Check with the court to find out if a hearing will be held. If a hearing is held, bring copies of all documents to the hearing. If the judge grants the petition, the judge will sign the original order, form NC-530.

**8. Domestic Violence Confidentiality Program**

In cases where the minor is a participant in the state address confidentiality program (Safe at Home), the petition, including the name change portion of the petition, and any order to show cause should, instead of giving the proposed name, indicate that the new name is confidential and on file with the Secretary of State. See *Information Sheet for Name Change Proceedings Under Address Confidentiality Program (Safe at Home)* (form NC-400-INFO).

**9. Birth Certificate**

If you were born in California, to obtain a new birth certificate reflecting the change of gender or name, file a certified copy of the order within 30 days with the Secretary of State and the State Registrar and pay the applicable fees. You may write or contact the State Registrar at:

**California Department of Public Health**

**Vital Records – MS 5103**

**P.O. Box 997410**

**Sacramento, CA 95899-7410**

**Phone: 916-445-2684**

**Website: [www.cdph.ca.gov](http://www.cdph.ca.gov)**

Local courts may supplement these instructions. Check with the court to determine whether supplemental information is available. For instance, the court may provide you with additional written information identifying the department that handles name and gender change petitions, and the times when petitions are heard.

PETITION OF <i>(Name of petitioner or petitioners):</i> <div style="text-align: center; font-weight: bold; font-size: 1.2em;">DRAFT 03.22.2022 not approved by JC</div> FOR CHANGE OF GENDER	CASE NUMBER:
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**DECLARATION OF GUARDIAN OR JUVENILE ATTORNEY (Attachment to Form NC-500)**

*Court-appointed guardians must fill out all items on this page.*

*An attorney appointed as guardian ad litem for a dependent minor (Welf. & Inst. Code, § 326.5), must complete items 1–4.*

*An attorney for a minor under the jurisdiction of the juvenile court (Welf. & Inst. Code, § 601 or 602), must complete items 1–3.*

1. a. Petitioner (*name*):  
 b. Address (*street, city, county, and zip code*):
  
2. a. Minor seeking recognition of gender change (*present name of minor*):  
 b. Address (*street, city, county, and zip code*):
  
3. Petitioner was appointed guardian for minor or is attorney for minor who is under the jurisdiction of the juvenile court as follows:
  - (a) Superior Court of California, County of (*name*):
  - (b) Department (*check one*):  Juvenile  Probate
  - (c) Case number (*specify*):
  - (d) Date of appointment (*if applicable*):
  
4. The living grandparents of the minor (*provide if known, and if either parent is deceased or cannot be located*):
  - (a) (Grandparent's name): \_\_\_\_\_ (address): \_\_\_\_\_
  - (b) (Grandparent's name): \_\_\_\_\_ (address): \_\_\_\_\_
  - (c) (Grandparent's name): \_\_\_\_\_ (address): \_\_\_\_\_
  - (d) (Grandparent's name): \_\_\_\_\_ (address): \_\_\_\_\_
  
5. The minor identified in item 2 is likely to remain under the guardian's care until the minor reaches the age of majority because (*explain*):

Continued (*If you need additional space, check the box, prepare an Attachment 5, and attach it to this declaration.*)

6. The minor identified in item 2 is not likely to be returned to the custody of the parents because (*explain*):

Continued (*If you need additional space, check the box, prepare an Attachment 6, and attach it to this declaration.*)

7. Other relevant information about the guardianship and why the proposed change is in the best interest of the minor (*specify*):

Continued (*If you need additional space, check the box, prepare an Attachment 7, and attach it to this declaration.*)

I declare under penalty of perjury under the laws of the State of California that the information in the foregoing declaration is true and correct.

Date:

_____ (TYPE OR PRINT NAME)		_____ (SIGNATURE OF PETITIONER)
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Guardian of (*name of minor*):

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:  NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR ( <i>name</i> ):	<b>DRAFT</b>  <b>03.22.2022</b> <b>not approved by JC</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF ( <i>name of each petitioner</i> ):   <p style="text-align: center;">FOR CHANGE OF GENDER (Minor)</p>	
<b>ORDER TO SHOW CAUSE—RECOGNITION OF MINOR'S CHANGE OF GENDER AND SEX IDENTIFIER</b>	CASE NUMBER:
This form may be used to issue an order to show cause under Health and Safety Code section 103430(e)(1) only when a petition on form NC-500 does not include the signature of at least one of the following, as required by section 103430(b)(1): <ul style="list-style-type: none"> <li>• at least one of the minor's parents</li> <li>• the minor's guardian</li> <li>• an attorney appointed to act as guardian ad litem for a dependent minor (under Welfare and Institutions Code section 326.5)</li> <li>• an attorney representing a minor in the juvenile justice system (under Welfare and Institutions Code section 601 or 602)</li> <li>• if both of minor's parents are deceased and no guardian has been appointed, a near relative or friend</li> </ul> <b>Note:</b> If petitioner is the guardian or guardian ad litem of the minor seeking an order to show cause under Health and Safety Code section 103430(c)(2) because either parent is deceased or cannot be located, use form NC-520G.	

**TO ANY PERSON OR PERSONS REQUIRED TO SIGN PETITION FOR RECOGNITION OF MINOR'S CHANGE OF GENDER AND WHO DID NOT SIGN:**

1. Petitioner (*name of petitioning adult*): \_\_\_\_\_ filed a petition on behalf of  
 (*name of minor*): \_\_\_\_\_  
 requesting a decree recognizing that minor's gender and sex identifier is changed to

- female
- male
- nonbinary

and an order for issuance of a new birth certificate reflecting minor's changed gender and sex identifier.

2. In addition to petitioner, the following persons were required under Health and Safety Code section 103430(b)(1) to sign the petition for a change of gender and sex identifier by the above-named minor, and did not sign it:

- (Name): \_\_\_\_\_
- (Name): \_\_\_\_\_
- (Name): \_\_\_\_\_
- (Name): \_\_\_\_\_

3. THE COURT ORDERS that any person identified in item 2 show cause, if any, why the petition should not be granted by filing a written objection that includes any reasons for the objection **within six weeks of the date this order is issued**. If no written objection is timely filed, the court will grant the petition without a hearing.

Date: \_\_\_\_\_ JUDGE OF THE SUPERIOR COURT

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: TELEPHONE NO.: E-MAIL ADDRESS: ATTORNEY FOR ( <i>name</i> ):	STATE BAR NUMBER:  STATE:                      ZIP CODE: FAX NO.:	<b>DRAFT -new form</b>  <b>03.22.2022</b> <b>not approved by JC</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:		
PETITION OF ( <i>name of each petitioner</i> ):  <p style="text-align: center;">FOR CHANGE OF GENDER (Minor)</p>		
<b>ORDER TO SHOW CAUSE—          PETITION BY GUARDIAN OR GUARDIAN AD LITEM</b>		CASE NUMBER:

Use this form only when a petition on form NC-500 is filed by guardian of minor or attorney guardian ad litem appointed for minor by juvenile court, and either or both of minor's parents are deceased or cannot be located.

TO ALL LIVING GRANDPARENTS OF MINOR:

- Petitioner (*name of petitioning adult*): \_\_\_\_\_ filed a petition for an order recognizing change of gender and sex identifier for (*current name of minor*): \_\_\_\_\_
- THE COURT ORDERS that any grandparent of the minor interested in this matter may appear before this court at the hearing indicated below to show cause, if any, why the petition for recognition of change of gender and sex identifier should not be granted.

#### NOTICE OF HEARING

a. Date:	Time:	<input type="checkbox"/>	Dept.:	<input type="checkbox"/>	Room:
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b. The address of the court is

- same as noted above.
- other (*specify*): \_\_\_\_\_

(To appear remotely: check in advance of the hearing for information about how to do so on the court's website. To find your court's website, go to <https://www.courts.ca.gov/find-my-court.htm>.)

Date: \_\_\_\_\_

\_\_\_\_\_  
JUDGE OF THE SUPERIOR COURT





PLAINTIFF: DEFENDANT:	CASE NUMBER:
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- h.  *(If objections by parent)* After considering objections by minor's parent, it appears to the satisfaction of the court that the proposed recognition of change of gender and sex identifier:
- is in the best interest of the minor, and the petition should be granted.
- is not in the best interest of the minor, and the petition should be denied.
- i.  It appears to the satisfaction of the court that all the allegations in the petition are true and sufficient, that the proposed recognition of change of gender and sex identifier (and name, if requested), are not fraudulent, and that the petition should be granted.
- j.  Other findings *(if any)*:

### THE COURT ORDERS

3.  The gender and sex identifier of the minor (*name*):  
is changed to:
- a.  female.
- b.  male.
- c.  nonbinary.
4.  A new birth certificate reflecting the change of gender described in item 3 shall be issued.
5. If minor was born in California, a certified copy of this order shall be filed by the petitioner within 30 days with the State Registrar. When the State Registrar receives a certified copy of this order and payment of the applicable fees, the State Registrar shall establish for the petitioner a new birth certificate reflecting the gender of the minor as it has been altered.

### THE COURT FURTHER ORDERS

6.  The name of (*present name*):  
is changed to (*new name*):
7.  Other orders:

Date:

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JUDGE OF THE SUPERIOR COURT

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:  NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	<b>DRAFT</b>  <b>03/22/22</b>  <b>Not approved by the Judicial Council</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name of each petitioner):  (BY GUARDIAN or DEPENDENCY ATTORNEY)	
<b>ORDER RECOGNIZING MINOR'S CHANGE OF GENDER AND FOR ISSUANCE OF NEW BIRTH CERTIFICATE</b>  <input type="checkbox"/> and <b>DECREE CHANGING NAME</b>	CASE NUMBER:

1. The petition was duly considered
- a.  at the hearing on (date): \_\_\_\_\_ in Courtroom: \_\_\_\_\_ of the above-entitled court.
  - b.  without a hearing.

**THE COURT FINDS**

2. a. All notices required by law have been given.
- b. The person seeking recognition of a change of gender (specify present name):  
is a minor.
  - c.  The petition was filed on behalf of the minor by a dependency attorney appointed as guardian ad litem pursuant to rules adopted under section 326.5 of Welfare and Institutions Code (attorney name):
  - d.  The petition was filed on behalf of the minor by the minor's guardian (name):
    - (1) The minor is likely to remain in the guardian's care until the age of majority.
    - (2) The minor whose name is to be changed is not likely to be returned to the custody of his or her parents.
  - e. The minor  is not  is required to register as a sex offender under section 290 of the Penal Code.  
This determination was made (check one)  by using CLETS/CJIS  based on information provided to the clerk of the court by a local law enforcement agency.
  - f.  No objections to the proposed recognition of gender change were made.
  - g.  Objections to the proposed recognition of gender change of name were made by (name):
  - h. It appears to the satisfaction of the court that all the allegations in the petition are true and sufficient, that the proposed recognition of gender change is in the best interest of the minor, and that the petition should be granted.
  - i.  Other findings (if any):

PLAINTIFF: DEFENDANT:	CASE NUMBER:
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**THE COURT ORDERS**

- 3. The gender of the minor (*name*):  
 is changed to:
  - a.  female.
  - b.  male.
  - c.  nonbinary.
  
- 4.  A new birth certificate reflecting the change of gender described in item 3 shall be issued.
  
- 5. If minor was born in California, a certified copy of this order shall be filed by the petitioner within 30 days with the State Registrar. When the State Registrar receives a certified copy of this order and payment of the applicable fees, the State Registrar shall establish for the petitioner a new birth certificate reflecting the gender of the minor as it has been altered.

**THE COURT FURTHER ORDERS**

- 6.  The name of (*present name*):  
 is changed to (*new name*):

Date:

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JUDGE OF THE SUPERIOR COURT

SIGNATURE OF JUDGE FOLLOWS LAST ATTACHMENT

PROPOSE TO REVOCKE