

88 (B) the evidence supports a finding by clear and convincing evidence that the sex
 89 designation change is in the best interest of the child and would not create a risk of harm to the
 90 minor.

91 (4) (a) A court may not grant a petition for a sex designation change if:

92 (i) the birth certificate is for a child who is younger than 15 years and six months old;
 93 or

94 (ii) the child's parent or guardian with legal custody has not given permission.

95 (b) An order granting a sex designation change under this section is not effective until
 96 the individual is at least 16 years old.

97 (5) A petition for a sex designation under this section may be combined with a petition
 98 under Title 42, Names.

99 (6) (a) Upon the receipt of a certified order granting a birth certificate amendment, any
 100 required application, and an appropriate fee, the department shall issue:

101 (i) a birth certificate that does not indicate which fields were amended unless requested
 102 by the individual; and

103 (ii) an amendment history of the birth certificate, including the fields of the birth
 104 certificate that have been amended and the date of the amendment.

105 (b) The department shall retain a record of all amendments to a birth certificate,
 106 including any amendment history issued by the department.

107 (7) The provisions of this section are severable.

108 (8) This section only applies to birth certificates issued by the state.

108a **H→ (9) The provisions of Title 76, Chapter 8, Part 5, Falsification in Official Matters, apply to**
 108b **this section when applicable. ←H**

109 Section 2. Section **42-1-1** is amended to read:

110 **42-1-1. By petition to district court -- Contents.**

111 (1) Any natural person, desiring to change ~~[his]~~ the natural person's name, may file a
 112 petition ~~[therefor]~~ in the district court of the county where ~~[he]~~ the natural person resides,
 113 setting forth:

114 ~~[(1)]~~ (a) ~~[The]~~ the cause for which the change of name is sought[-];

115 ~~[(2)]~~ (b) ~~[The]~~ the name proposed[-]; and

116 ~~[(3)]~~ (c) ~~[That he]~~ that the natural person has been a bona fide resident of the county
 117 for the year immediately prior to the filing of the petition.

118 (2) (a) A natural person petitioning for a name change under this section shall indicate

119 on the petition whether the individual is registered with the state's Sex and Kidnap Offender
120 Registry.

121 (b) The court may request additional information from a natural person who is
122 registered with the state's Sex and Kidnap Offender Registry to make the determination
123 described in Subsection 77-41-105(8).

123a **Ĥ→ (3) The provisions of Title 76, Chapter 8, Part 5, Falsification in Official Matters, apply to**
123b **this title when applicable. ←Ĥ**

124 Section 3. **Effective date.**

125 This bill takes effect on May 1, 2024.