



**DEPARTMENT OF FAIR EMPLOYMENT & HOUSING**  
**FAIR EMPLOYMENT & HOUSING COUNCIL**  
2218 KAUSEN DRIVE, SUITE 100, ELK GROVE, CA 95758  
(916) 478-7248 | www.dfeh.ca.gov | e-mail: fehcouncil@dfeh.ca.gov

DIRECTOR KEVIN KISH

**TITLE 2. Administration.**  
**Division 4.1 – Department of Fair Employment and Housing**  
**Chapter 5. Fair Employment & Housing Council**  
**Subchapter 2. Discrimination in Employment**  
**Article 5. Sex Discrimination**

Notice published January 11, 2017

**THIRD NOTICE OF MODIFICATIONS TO TEXT OF REGULATIONS REGARDING TRANSGENDER  
IDENTITY AND EXPRESSION**

Pursuant to the requirements of Government Code section 11346.8(c), and section 44 of Title 1 of the California Code of Regulations, the Fair Employment and Housing Council (Council) is providing notice of further changes made to sections 11030, 11031, and 11034 of Title 2 of the California Code of Regulations covering the Fair Employment and Housing Act. These further changes are attached and made in response to written comments regarding the proposed regulations received during the second 15-day public comment period that ended December 9, 2016. Text proposed to be added for the third 15-day comment period is displayed in wavy underline type. Text proposed to be deleted for the third 15-day comment period is displayed in dotted underline type.

**WRITTEN COMMENT PERIOD**

If you have any comments regarding the changes to the proposed regulations made after the close of the second 15-day comment period on December 9, 2016, the Department will accept written comments between January 11, 2017, and January 27, 2017. **All written comments must be submitted no later than 5 p.m. on January 27, 2017, and addressed to:**

Fair Employment and Housing Council  
c/o Brian Sperber, Legislative & Regulatory Counsel  
Department of Fair Employment and Housing  
2218 Kausen Drive, Suite 100  
Elk Grove, CA 95758

Comments may be submitted by e-mail to [FEHcouncil@dfeh.ca.gov](mailto:FEHcouncil@dfeh.ca.gov) and [brian.sperber@dfeh.ca.gov](mailto:brian.sperber@dfeh.ca.gov). **An electronic copy of your comments is preferred, but not required.**

All written comments received by January 27, 2017, which pertain to the indicated changes, will be reviewed and responded to by the Council as part of the compilation of the rulemaking file. Please limit your comments to the modifications to the text made after the close of the second 15-day comment period on December 9, 2016 (i.e. the text that is in wavy underline and dotted underline).

## AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the May 13, 2016, Notice of Proposed Rulemaking, the Initial Statement of Reasons, the original proposed text, the notice for the first modified text, the first modified text, the notice for the second modified text, the second modified text, and the attached modified text are available on the Council's Web site at <http://www.dfeh.ca.gov/fehCouncil/>.