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The proposed change to require passport applicants to provide "biological sex at birth," with options limited to "M" and "F", is in violation both of biological fact (many intersex people exist, who are neither "M" nor "F") and established caselaw (*Zzyym v. Blinken*). Moreover, birth certificates can contain errors; the sex designation entered on them is determined by a doctor's or midwife's superficial external examination of the infant. Birth certificates are not immutable determinants of truth. Law, science, and justice all require that the "X" gender option be available and respected on passport applications and on passports.