

30753
AMENDMENT NUMBER ONE
To The
CLAIMS ADMINISTRATION AGREEMENT APPENDIX B
Between
CITY OF LONG BEACH
And
MEDICAL EYE SERVICES, INC.

This Amendment No. 1 to the Claims Administration Agreement Appendix B is made and entered into by and between the City of Long Beach (the CITY) and Medical Eye Services, Inc., (MES) as of January 1, 2011 (the Effective Date).

Whereas the CITY and MES have entered into a Claims Administration Agreement (AGREEMENT), effective December 1, 2007-Active, January 1, 2008-Retirees Dependents, and February 1, 2008-Retirees.

Whereas the CITY and MES hereby agree to the amendment in the AGREEMENT to Appendix B Dependent Definition so as the CITY requests the dependent age change to 0-26, no student status, married or unmarried, effective January 1, 2011, is amended as follows:

DEFINITION OF DEPENDENT

1. An Employee's legally married spouse who is:
 - a. not covered for benefits as an Employee;
 - b. not legally separated from the Employee; and
 - c. not an Employee on active duty with the Armed Forces; or

2. An Employee's Registered Domestic Partner who meets all of the requirements of California Family Code 297 and:
 - a. Not covered for benefits as an Employee;
 - b. Not on active duty with the Armed Forces;
 - c. Both persons file a Declaration of Domestic Partnership with the Secretary of State;
 - d. Both persons have a common residence;

- e. Both persons agree to be jointly responsible for each other's basic living expenses incurred during the domestic partnership;
 - f. Neither person is married to someone else or is a member of another domestic partnership with someone else that has not been terminated;
 - g. The two persons are not related by blood in a way that would prevent them from being married to each other;
 - h. Both persons are at least 18 years of age;
 - i. Either of the following: both persons are members of the same sex or one or both persons are over the age of 62 if opposite sex;
 - j. Both persons are capable of consenting to the domestic partnership.
3. An Employee's unmarried or married child (including any stepchild, child of a Registered Domestic Partner or legally adopted child), not covered for benefits as an Employee, not a member on active duty with the Armed Forces, and
- a. dependent upon the Employee for medical support pursuant to a court order; and
 - b. less than 26 years of age; or
 - c. those individuals in an Employee's immediate family who meet the criteria of the definition of a Dependent as used in the current United States Internal Revenue Code and Regulations of the United States, and who have been enrolled and accepted by The Plan as a Dependent and have maintained membership under the terms of The Plan.

Except as contained herein, all other terms and conditions of the AGREEMENT shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 1 to be signed by their respective authorized representatives as of the effective date first written above.

City of Long Beach

Assistant City Manager

Signature


Patrick H. West, City Manager

Name/Title

J. 30.11
Date

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

Medical Eye Services, Inc.



Signature

Sylvia L. Urbaniec, Corporate Secretary

Name/Title

3-10-11
Date

Medical Eye Services, Inc.


Signature

Chuck Kupfer, CFO

Name/Title

03/10/11
Date

APPROVED AS TO FORM AND RETURNED

March 24, 2011
ROBERT E. SHANNON, City Attorney

By 
CHRISTINA L. CHECEL
DEPUTY CITY ATTORNEY