

John R. Calhoun
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(310) 570-2200

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another domestic partnership.

3. They are not related by blood such that would bar marriage in the State of California.

4. They share the common necessities of life and consider themselves responsible for each other's welfare.

5. They are 18 years of age or older.

6. They have filed a Statement of Domestic Partnership as described in this chapter.

8.95.030 Statement of Domestic Partnership

Domestic partners shall make an official record of their domestic partnership by completing and filing with the City Clerk a Statement of Domestic Partnership as provided by the City Clerk in substantially the following form:

"STATEMENT OF DOMESTIC PARTNERSHIP

WE, THE UNDERSIGNED, DO DECLARE THAT:

1. We live together.
2. Neither of us is legally married or a member of another domestic partnership.
3. We are not related by blood.
4. We share the common necessities of life and we are responsible for each other's welfare.
5. We are both 18 years of age or older.
6. We agree to notify the City of the termination of our domestic partnership agreement.
7. (Optional) We are each other's domestic partner and declare under penalty of perjury under the laws of the State of California that the statements above

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1 are true and correct.
2 Executed on _____, 19____, at _____,
3 California.
4 Signed _____
5 Print Name _____
6 Address _____"

7 Such form shall be signed under penalty of perjury
8 by both domestic partners and either or both partner(s)
9 shall file it with the City Clerk.

10 8.95.040 Termination of Domestic Partnership

11 A domestic partnership shall be deemed terminated by
12 either:

- 13 1. The death of either domestic partner; or
14 2. The filing with the City Clerk of a Notice of
15 Termination of Domestic Partnership in the following form:

16 "NOTICE OF TERMINATION OF A DOMESTIC PARTNERSHIP
17 THE UNDERSIGNED, DO/DOES DECLARE THAT:

- 18 1. _____ (Name of the
19 individual as shown on Statement of Domestic
20 Partnership) and I are no longer domestic partners,
21 and;
22 2. I mailed my former domestic partner a copy of this
23 notice at _____ on
24 _____, 19____.

25 I declare under penalty of perjury under the laws of the
26 State of California that the statements above are true and
27 correct.

28 Executed on _____, 19____, at _____,

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1 California.
2 Signed _____
3 Print Name _____
4 Address _____
5 Phone _____ "

6 8.95.050 Maintenance of Records

7 The City Clerk shall maintain adequate records of
8 Statements of Domestic Partnerships or Notices of
9 Termination which have been created or terminated by the
10 domestic partners.

11 8.95.060 Fees

12 The City Clerk shall charge a fee for the filing of
13 the Statement of Domestic Partnership, which fee shall be
14 determined by resolution of the City Council. Payment of
15 this fee entitles the person(s) filing a declaration on
16 behalf of the domestic partnership to have two copies of
17 the declaration certified by the City Clerk.
18 Certification of additional copies of the Statement of
19 Domestic Partnership or any copies of the Notice of
20 Termination of Domestic Partnership shall cost an amount
21 per copy to be determined by resolution of the City
22 Council.

23 8.95.070 Civil Actions

24 Any person defrauded by a false statement contained
25 in a Statement of Domestic Partnership or Notice of
26 Termination may bring a civil action for fraud to recover
27 his or her losses.

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1 8.95.080 Retaliation

2 It shall be unlawful for any person or entity to
3 discriminate against any person who seeks the benefits of
4 this chapter or who assists someone in obtaining the
5 benefits of this chapter.

6 8.95.090 Health Care Facilities Visitation Rights

7 All hospitals, convalescent care facilities,
8 residential care facilities, hospices and other long term
9 and short term care facilities shall allow a domestic
10 partner to visit, at the discretion of the patient, unless
11 all visitors are prohibited.

12 Proof of such domestic partnership shall be in
13 substantially the form provided by the City Clerk. Any
14 facility which requires a declaration of proof of domestic
15 partnership shall accept, but may not require anyone to
16 submit a copy of a Statement of Domestic Partnership which
17 has been filed with the City Clerk.

18 8.95.100 Jail Visitation Rights

19 City jails shall allow a domestic partner to visit
20 an inmate unless (a) the applicable rules prohibit all
21 visitors, or (b) the Police Department decides that a
22 particular visitor is a threat to the security of the
23 jail.

24 8.95.110 Durable Power of Attorney

25 At the time of filing of a Statement of Domestic
26 Partnership, the individuals might consider a durable
27 power of attorney for:

- 28 1. Health care, provided that any such document

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complies with applicable California law;

2. For any authorized purposes, including but not limited to the disposition of personal effects at the time of death, provided that any such document complies with applicable California law.

8.95.120 Limited Effect

This chapter is not intended to make the California Uniform Partnership Act (Corporations Code Section 15001, et seq.) applicable to domestic partnerships.

Sec. 2. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

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I certify that this ordinance was adopted by the City Council of the City of Long Beach at its meeting of April 1, 1997, by the following vote:

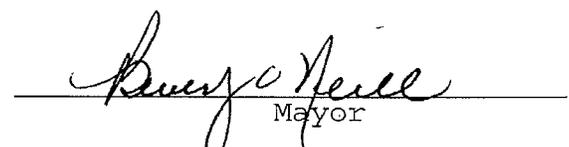
Ayes: Councilmembers: Oropeza, Lowenthal, Roosevelt,
Donelon, Kellogg, Topsy-Elvord.

Noes: Councilmembers: Shultz.

Absent: Councilmembers: Drummond, Robbins.


City Clerk

Approved: 4-3-97
(Date)


Mayor

HAM:vmh
3/26/97
c:\wp51\docs\ordinanc\DomPart.May