

**FIRST AMENDMENT TO
AGREEMENT**

THIS FIRST AMENDMENT TO AGREEMENT is made and entered into as of this
4 day of APRIL, 2014, by and between

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

(hereinafter referred to as "SBBC"),
a body corporate and political subdivision of the State of Florida,
whose principal place of business is
600 Southeast Third Avenue, Fort Lauderdale, Florida 33301

and

WASHINGTON NATIONAL INSURANCE COMPANY

(hereinafter referred to as "Washington"),
whose principal place of business is
11825 N. Pennsylvania Street
Carmel, Indiana 46032

WHEREAS, SBBC issued a Request for Proposals, identified as RFP 13-010V Voluntary Supplemental Insurance Plans/Programs, dated April 11, 2012, and amended by Addendum Number 1, dated May 4, 2012, and Addendum Number 2, dated May 7, 2012, (hereafter referred to as "RFP") which is incorporated by reference herein, for the purpose of receiving proposals for Voluntary Supplemental Insurance Plans/Programs for SBBC employees; and

WHEREAS, Washington offered a proposal dated May 21, 2012, (hereafter referred to as "Proposal") which is incorporated by reference herein, in response to RFP; and

WHEREAS, SBBC and Washington entered into an Agreement dated October 16, 2012 (hereinafter "Agreement") for Voluntary Supplemental Insurance Plans/Programs for School Board Employees under RFP 13-010V; and

WHEREAS, the parties desire to amend the Agreement on as set forth in this First Amendment to Agreement.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

ARTICLE 1 - RECITALS

1.01 **Recitals.** The parties agree that the foregoing recitals are true and correct and that such recitals are incorporated herein by reference.

ARTICLE 2 – SPECIAL CONDITIONS

Section 2.01 of the Agreement is hereby amended as follows:

Full-Time Employee. Awardee agrees to share in the cost of providing one full-time SBBC employee to administer the Voluntary Supplemental Insurance, including benefits, office equipment, supplies, travel and professional dues. The cost of \$80,000 per year will be billed to the Awardee(s) as follows:

a. For 2015, the \$80,000 cost shall be shared as follows. Let N represent the number of new voluntary Awardees (“New Awardees”) with whom SBBC contracts in 2015. In addition to the New Awardees, there are 2 existing Awardees (“Existing Awardees”) with whom SBBC had an agreement in 2014. The 2 Existing Awardees will share a portion of the \$80,000 charge equal to $\$80,000 \times 2 / (2 + N)$. The amount charged to each Existing Awardee will be proportionate to each Existing Awardee's share of SBBC voluntary enrollment as of December 1, 2014. The remainder of the \$80,000 charge will be shared equally between the New Awardees. **For example**, if SBBC adds 3 New Awardees for 2015, the Existing Awardees would be charged a combined total of $\$80,000 \times 2 / (2 + 3) = \$32,000$, in proportion to their share of the 2014 enrollment. Each of the 3 New Awardees would be charged 1/3 of the remaining \$48,000, or \$16,000.

b. For 2016 and future years, the \$80,000 cost will be allocated across all Awardees (both New Awardees and Existing Awardees) proportionate to each Awardee's share of existing SBBC voluntary enrollment as of December 1 of the immediately preceding year.


2.02 **Priority of Documents.** In the event of a conflict between documents, the order or priority of the documents shall be as follows:

First:	First Amendment to Agreement; then
Second:	The Agreement; then
Third:	Addendum Number Two [dated May 7, 2012]; then
Fourth:	Addendum Number One [dated May 4, 2014]; then
Fifth:	RFP 13-010V “Voluntary Supplement Insurance Plans/Programs”; then
Sixth:	The Proposal submitted in response to the RFP by Washington National Insurance Company.


IN WITNESS WHEREOF, the Parties hereto have made and executed this First Amendment to the Agreement on the date first above written.

FOR SBBC

Approved as to Form and Legal Content:


Office of the General Counsel

THE SCHOOL BOARD OF BROWARD
COUNTY, FLORIDA

By: 
Ruby Crenshaw, Director, Supply Management
and Logistics by designee of Robert w. Runcie,
Superintendent of Schools

FOR WASHINGTON

(Corporate Seal)

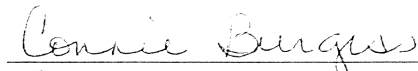
ATTEST:

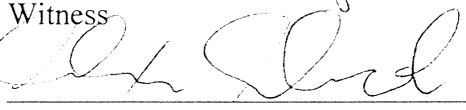
Washington National Insurance Company

By 
Barbara Stewart, President

_____, Secretary

-or-


Witness


Witness

**The Following Notarization is Required for Every Agreement Without Regard to
Whether the Party Chose to Use a Secretary's Attestation or Two (2) Witnesses.**

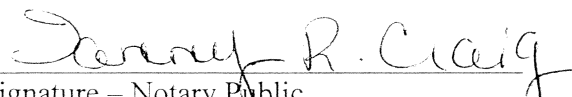
STATE OF Indiana

COUNTY OF Hamilton

The foregoing instrument was acknowledged before me this 20 day of
February, 2014, by Barbara Stewart of Washington National Insurance
Company, on behalf of the corporation/agency. She is personally known to me or produced
_____ as identification and did/did not first take an oath.

My Commission Expires:

11-29-2018


Signature – Notary Public

Tammy R. Craig
Printed Name of Notary

(SEAL)



Notary's Commission No.