

(II) A SUMMARY OF THE ELIGIBILITY FOR AND DURATION OF SUCH BENEFITS; AND

(III) THE PROCEDURE FOR MAKING AN ELECTION TO RECEIVE SUCH BENEFITS SHOULD AN APPLICABLE CHANGE IN STATUS OCCUR.

(2) THE EMPLOYER SHALL, WITHIN 14 DAYS FOLLOWING RECEIPT OF A REQUEST, DELIVER OR SEND BY FIRST CLASS MAIL AN ELECTION NOTIFICATION FORM TO THE INSURED OR THE INSURED'S AUTHORIZED REPRESENTATIVE.

(H) THE COMMISSIONER SHALL:

(1) PUBLISH AT LEAST ONCE ANNUALLY IN THE MARYLAND REGISTER AND IN A NEWSPAPER OF GENERAL CIRCULATION IN EACH OF THE COUNTIES OF THE STATE AND BALTIMORE CITY NOTICE APPRISING THE PUBLIC OF THE COVERAGE REQUIRED UNDER THIS SECTION;

(2) BY REGULATION PRESCRIBE THE FORM AND CONTENT OF THE ELECTION NOTIFICATION FORM; AND

(3) MAKE ELECTION NOTIFICATION FORMS AVAILABLE TO EVERY EMPLOYER WHOSE EMPLOYEES ARE COVERED BY A GROUP CONTRACT.

(I) NOTHING IN THIS SECTION SHALL AFFECT OR IN ANY WAY LIMIT AN INSURED'S RIGHT TO CONVERSION PRIVILEGES UNDER A GROUP CONTRACT.

(J) AN EMPLOYER WHO FAILS TO PROVIDE NOTICE OR AN ELECTION NOTIFICATION FORM UNDER THIS SECTION SHALL NOT BE LIABLE TO THE INSURED OR ANY OTHER COVERED INDIVIDUAL FOR BENEFITS WHICH WOULD HAVE OTHERWISE BEEN PROVIDED PAYABLE OR OTHER DAMAGES RESULTING FROM THE FAILURE TO PROVIDE NOTICE OR FORM.

(K) NOTICE OF BENEFITS UNDER THIS SECTION SHALL BE PROVIDED BY THE EMPLOYER AND THE SECRETARY OF THE DEPARTMENT OF EMPLOYMENT AND TRAINING AS SPECIFIED IN ARTICLE 95A, § 7.

(L) NO EMPLOYER WHO TERMINATES COVERAGE FOLLOWING NOTICE OR NONPAYMENT OF AN AMOUNT REQUIRED UNDER SUBSECTION (E)(2) OF THIS SECTION BY THE INSURED OR OTHER COVERED PERSONS INDIVIDUALS AND NO INSURER WHO TERMINATES COVERAGE FOLLOWING NOTICE BY THE EMPLOYER SHALL BE LIABLE TO THE INSURED OR OTHER COVERED PERSONS INDIVIDUALS FOR BENEFITS WHICH WOULD HAVE OTHERWISE BEEN PAYABLE UNDER THIS SECTION IF TERMINATION IS:

- (1) MADE IN GOOD FAITH;
- (2) REASONABLE UNDER THE CIRCUMSTANCES; AND
- (3) NOT THE RESULT OF A MUTUAL OR MATERIAL MISTAKE OF FACT.