

(xii) ~~1~~ Vision insurance.

(i) (1) "Late enrollee" means:

(I) [an] AN eligible employee or dependent who requests enrollment in a health benefit plan under this subtitle following the initial enrollment period provided under the terms of the health benefit plan; OR

(II) FOR A SELF-EMPLOYED INDIVIDUAL AS DESCRIBED IN SUBSECTION (Q)(1)(II) OF THIS SECTION, A SELF-EMPLOYED INDIVIDUAL OR DEPENDENT WHO REQUESTS ENROLLMENT IN A HEALTH BENEFIT PLAN UNDER THIS SUBTITLE FOLLOWING AN ANNUAL OPEN ENROLLMENT PERIOD FOR SELF-EMPLOYED INDIVIDUALS ESTABLISHED BY THE CARRIER IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMMISSIONER.

(2) An eligible employee or dependent may not be considered a late enrollee if:

(i) The individual requests enrollment within 30 days of becoming an eligible employee;

(ii) A court has ordered coverage to be provided for a spouse or minor child under a covered employee's health benefit plan; or

(iii) A request for enrollment is made within 30 days after the eligible employee's marriage or the birth or adoption of a child.

(K) "PART-TIME EMPLOYEE" MEANS AN EMPLOYEE WHO HAS A NORMAL WORKWEEK OF AT LEAST 17 1/2 HOURS A WEEK, BUT NOT MORE THAN 30 HOURS A WEEK AND HAS BEEN CONTINUOUSLY EMPLOYED FOR AT LEAST 4 CONSECUTIVE MONTHS.

~~[(p)]~~(Q) (1) "Small employer" means:

(I) [any] ANY person, sole proprietor, firm, corporation, partnership, or association actively engaged in business [and, on] IF:

1. ON at least 50 percent of its working days during the preceding calendar year, employed at least two but no more than 50 eligible employees [,]; AND

2. [the] THE majority of [whom] THE INDIVIDUALS DESCRIBED UNDER ITEM 1 OF THIS SUBPARAGRAPH are employed within the State; OR

(II) ANY SELF-EMPLOYED INDIVIDUAL WHO:

1. IS AN INDIVIDUAL OR SOLE PROPRIETOR; AND

2. DERIVES A SUBSTANTIAL PORTION OF THE INDIVIDUAL'S INCOME FROM A TRADE OR BUSINESS:

A. THROUGH WHICH THE INDIVIDUAL OR SOLE PROPRIETOR HAS ATTEMPTED TO EARN TAXABLE INCOME; AND