

LIABLE TO A QUALIFIED SECONDARY BENEFICIARY FOR BENEFITS THAT OTHERWISE WOULD HAVE BEEN PAYABLE UNDER THIS SECTION IF THE TERMINATION:

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

(K) CONVERSION PRIVILEGES NOT AFFECTED.

THIS SECTION DOES NOT AFFECT OR LIMIT THE RIGHT OF A QUALIFIED SECONDARY BENEFICIARY TO CONVERSION PRIVILEGES UNDER A GROUP CONTRACT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 490G and, as they referred to former § 490G, §§ 354GG and 477HH.

Throughout this section, references to the "death of the insured" and variations on that phrase are substituted for the former references to an "applicable change in status" for specificity. Therefore, in subsection (a) of this section, the former definition of "applicable change in status" is deleted as unnecessary in light of the use of the phrase "death of the insured".

In subsection (a)(2)(i) of this section, the reference to a "group contract" is substituted for the former reference to "group insurance contract" to use the defined term and for consistency within this section.

In subsection (a)(3)(i) of this section, the reference to a nonprofit health service "insurance" plan is deleted for consistency with terminology used throughout this article.

In subsection (a)(4) of this section, the phrase "before death" is added for clarity.

In subsection (b)(1) and (2) of this section, the references to continuation "coverage" are substituted for the former references to continuation "benefits" for consistency with terminology used throughout this subtitle. Similarly, in subsections (e)(1) and (2), (g)(1), and the introductory language of (j) of this section, the references to "continuation" coverage are added. Similarly, in subsection (f)(1) of this section, the reference to "continuation coverage" under this section is substituted for the former reference to "the benefits" under this section. Similarly, in subsection (f)(2) and (3) of this section, the references to "continuation coverage" are substituted for the former references to "such benefits". Similarly, in the introductory language of subsection (h) of this section, the reference to notice "of the availability of continuation coverage" is substituted for the former reference to notice "of the benefits".

In subsection (b)(2) of this section, the phrase "if continuation coverage is