

(i) was under a COBRA continuation provision, and the coverage under that provision was exhausted; or

(ii) was not under a COBRA continuation provision, and either the coverage was terminated as a result of loss of eligibility for the coverage, including loss of eligibility as a result of legal separation, divorce, death, termination of employment, or reduction in the number of hours of employment, or employer contributions towards the coverage were terminated[.]; AND

(4) UNDER THE TERMS OF THE PLAN, THE EMPLOYEE REQUESTS ENROLLMENT NOT LATER THAN 30 DAYS AFTER:

(I) THE DATE OF EXHAUSTION OF COVERAGE DESCRIBED IN ITEM (3)(I) OF THIS SUBSECTION; OR

(II) TERMINATION OF COVERAGE OR TERMINATION OF EMPLOYER CONTRIBUTIONS DESCRIBED IN ITEM (3)(II) OF THIS SUBSECTION.

15-1406.1.

(A) IN THIS SECTION, ~~"INDIVIDUAL"~~ "ELIGIBLE EMPLOYEE" MEANS:

(1) A PARTICIPANT UNDER THE GROUP HEALTH BENEFIT PLAN; OR

(2) A ~~PERSON~~ AN INDIVIDUAL WHO:

(I) HAS MET ANY WAITING PERIOD APPLICABLE TO BECOMING A PARTICIPANT UNDER THE GROUP HEALTH BENEFIT PLAN;

(II) IS ELIGIBLE TO BE ENROLLED UNDER THE PLAN; AND

(III) IS NOT A PARTICIPANT IN THE GROUP HEALTH BENEFIT PLAN BECAUSE OF FAILURE TO ENROLL DURING A PREVIOUS ENROLLMENT PERIOD.

(B) THIS SECTION APPLIES IF A GROUP HEALTH BENEFIT PLAN MAKES COVERAGE AVAILABLE TO DEPENDENTS OF AN ~~INDIVIDUAL~~ ELIGIBLE EMPLOYEE.

(C) A GROUP HEALTH BENEFIT PLAN SUBJECT TO THIS SECTION SHALL PROVIDE A SPECIAL ENROLLMENT PERIOD DURING WHICH THE FOLLOWING ~~PERSONS~~ INDIVIDUALS MAY BE ENROLLED UNDER THE GROUP HEALTH BENEFIT PLAN:

(1) A ~~PERSON~~ AN INDIVIDUAL WHO BECOMES A DEPENDENT OF ~~THE INDIVIDUAL~~ AN ELIGIBLE EMPLOYEE THROUGH MARRIAGE, BIRTH, ADOPTION, OR PLACEMENT FOR ADOPTION;

(2) AN ~~INDIVIDUAL~~ ELIGIBLE EMPLOYEE WHO ACQUIRES A NEW DEPENDENT THROUGH MARRIAGE, BIRTH, ADOPTION, OR PLACEMENT FOR ADOPTION; AND

(3) THE SPOUSE OF AN ~~INDIVIDUAL~~ ELIGIBLE EMPLOYEE AT THE BIRTH OR ADOPTION OF A CHILD, PROVIDED THE SPOUSE IS OTHERWISE ELIGIBLE FOR COVERAGE.