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873.602 Termination of annuyity or compensation.
873.603 Waiver or suspension of annuity or compensation.
873.604 Reemployed annuitants.
873.605 Restored disability annuitants.
873.606 MRA-plus-10 annuitants.

Subpart G—Definition of Family Member

873.701 Definition of family member.
873.702 Proof of dependency.
873.703 Child incapable of self-support.

AUTHORITY: 5 U.S.C. 8716; §873.201(b) also issued under sec. 153 of Pub. L. 104–134, 110 Stat. 1321.

SOURCE: 49 FR 3045, Jan. 25, 1984, unless otherwise noted.

Subpart A—Administration and General Provisions

§873.101 Actions on the policy.

Optional life insurance on family members (referred to in this part as ''family optional insurance'') shall be payable in accordance with an amendment to the policy purchased by OPM from the Metropolitan Life Insurance Co., 1 Madison Avenue, New York, N.Y. 10010, pursuant to section 8709 of title 5, United States Code, to provide group insurance coverage (referred to in this part as ''basic insurance''). Actions at law or in equity to recover on the policy, in which there is not alleged any breach of any obligations undertaken by the United States, shall be brought against the insurance company.

§873.102 Payment of benefits.

(a) Upon the death of an insured family member, family optional insurance benefits will be paid to the employee, annuitant, or compensationer responsible for withholdings under §873.401, except as provided in paragraph (b) of this section.

(b) Notwithstanding an assignment of life insurance under part 874, if the employee, annuitant, or compensationer dies before benefits are paid under this part, family optional insurance will be paid to the person(s) eligible for basic insurance benefits under 5 U.S.C. 8705(a).

[51 FR 39363, Oct. 28, 1986, as amended at 54 FR 13666, Apr. 5, 1989, and 54 FR 37093, Sept. 7, 1989]

§873.103 Correction of errors; initial decision and reconsideration.

The rules and procedures under §§870.102 and 870.103 are applicable in this part, subject to the provisions of §873.401(e).

[59 FR 66437, Dec. 27, 1994]

§873.104 Definitions.

The terms defined under §870.104 of this chapter have the same meanings in this part.

[49 FR 3045, Jan. 25, 1984, as amended at 59 FR 66437, Dec. 27, 1994]

Subpart B—Coverage

§873.201 Eligibility

(a) Each employee who is insured for basic insurance and for whom uncanceled declination of family optional insurance is not in effect is eligible to elect the family optional insurance, if his/her periodic pay, after all other deductions, is sufficient to cover its full cost.

(b) An employee of the District of Columbia Financial Responsibility and Management Assistance Authority (the Authority) who makes an election under the Technical Corrections to Financial Responsibility and Management Assistance Act (section 153 of Public Law 104–134, 110 Stat. 1321) to be considered a Federal employee for life insurance and other benefit purposes is subject to this part. If the employee is eligible to make an election under §873.202, such election must be made within 31 days after the later of either the date employment with the Authority begins or the date the Authority receives his or her election to be considered a Federal employee. Employees of the Authority who are former Federal employees are subject to the provisions of §873.205 and §873.604.

[49 FR 3045, Jan. 25, 1984, as amended at 61 FR 58460, Nov. 15, 1996]

§873.202 Election or declination.

(a) Except as otherwise provided in paragraph (b) of this section, each employee shall, on the form entitled Life Insurance Election, elect or decline the family optional insurance within 31 days after becoming eligible, unless