United States Office of Personnel Management The Federal Government's Human Resources Agency



Retirement and Insurance Service

Number: 01-103 Date: February 28, 2001

Benefits Administration Letter

Subject: Revised Attachment to SF-2801, Application for Immediate Retirement

Purpose

We issued BAL 00-102 dated March 14, 2000 to provide an attachment to SF-2801, Application for Immediate Retirement. We asked agencies to use the attachment until SF-2801 could be updated to clearly inform the spouses of retiring Federal employees of the two requirements to continue coverage under the Federal Employees Health Benefits (FEHB) Program if the retiree dies. The spouse must:

- be eligible for a survivor annuity under a qualifying civilian retirement system for Federal or District of Columbia Government employees, and
- be covered under the retiree's FEHB self and family enrollment.

This BAL and revised attachment clarify that the above are the eligibility requirements for a survivor to continue FEHB coverage based on the deceased retiree's enrollment. Different rules apply to survivors when they are also Federal or DC Government employees or retirees eligible to enroll or continue enrollment under the FEHB Program based on their own employment.

Survivors Who Are Also Federal or DC Government Employees or Retirees A survivor who is eligible under the FEHB Program and who loses coverage under the deceased spouse's self and family enrollment:

- may enroll within 60 days of the loss of coverage if the survivor is an employee (5 CFR 890.301(i))
- may enroll within 60 days of the loss of coverage if the survivor is a retiree who meets the requirement of having been enrolled or covered under the FEHB Program for the 5 years immediately preceding retirement or since his or her first opportunity (5 CFR 890.306(1)).



Revision of Attachment

The attachment to SF-2801, Application for Immediate Retirement, is revised. It clarifies that the spouse's consent to no survivor annuity makes him or her ineligible to continue FEHB coverage based on the deceased retiree's enrollment, but the consent has no impact on the survivor's eligibility based on his or her own employment.

Mary M. Sugar, Director Benefits Officers Resource Center Retirement and Insurance Service

Attachment to SF 2801-2 Spouse's Consent to Survivor Election

Part 1 - To Be Completed by the Current Spouse of Retiring Employee

I have freely consented to the survivor annuity election described on the attached SF 2801-2, Spouse's Consent to Survivor Election.

I understand that I will not be eligible to continue coverage based on my spouse's enrollment in the Federal Employees Health Benefits (FEHB) Program if my spouse dies because I have consented to his/her election to provide no survivor annuity.

I understand, however, that consenting to no survivor annuity does not affect my right to continue FEHB if I am eligible to do so based on my own employment. If I am covered under my spouse's self and family enrollment at the time of his/her death, and I am:

- an employee eligible for FEHB coverage, I may enroll within 60 days of my loss of coverage due to my spouse's death.
- a retiree who met the requirement of having been enrolled or covered under the FEHB Program for the 5 years immediately preceding my retirement or since my first opportunity, I may enroll within 60 days of my loss of coverage due to my spouse's death.

Name (Type or print)	Signature (Do not print)	Date

Part 2 - To Be Completed by a Notary Public or Other Person Authorized to Administer Oaths

I certify that the person named in Part 2 presented identification (or was known) to me, gave consent, signed or marked this form and acknowledged that the consent was freely given in my presence on this		
Theday of, 20 _	Year) (City and State)	
(SEAL)	Signature	
(DEAL)	Expiration date of commission, if Notary Public	