

(I) PROVIDES COVERAGE ON AN EXPENSE-INCURRED BASIS FOR EMPLOYEES OF AN EMPLOYER OR EMPLOYERS OR MEMBERS OF A UNION OR UNIONS; AND

(II) PROVIDES COVERAGE FOR A FAMILY MEMBER OF A COVERED EMPLOYEE OR MEMBER; AND

(3) EACH INDIVIDUAL SERVICE OR INDEMNITY CONTRACT THAT:

(I) IS ISSUED BY A NONPROFIT HEALTH SERVICE PLAN; AND

(II) PROVIDES COVERAGE FOR A FAMILY MEMBER OF THE SUBSCRIBER.

(B) IN GENERAL.

EACH POLICY OR CONTRACT SUBJECT TO THIS SECTION SHALL PROVIDE THAT THE SAME HEALTH INSURANCE BENEFITS AND ELIGIBILITY GUIDELINES THAT APPLY TO ANY COVERED DEPENDENT ARE AVAILABLE, ON REQUEST OF THE INSURED, SUBSCRIBER, EMPLOYEE, OR MEMBER, TO A GRANDCHILD WHO:

(1) IS UNMARRIED;

(2) IS IN THE COURT-ORDERED CUSTODY OF THE INSURED, SUBSCRIBER, EMPLOYEE, OR MEMBER;

(3) RESIDES WITH THE INSURED, SUBSCRIBER, EMPLOYEE, OR MEMBER;

(4) IS THE DEPENDENT OF THE INSURED, SUBSCRIBER, EMPLOYEE, OR MEMBER; AND

(5) HAS NOT ATTAINED THE LIMITING AGE UNDER THE TERMS OF THE POLICY OR CONTRACT.

(C) MARITAL STATUS IMMATERIAL.

ON REQUEST, AN INSURER THAT ISSUES AN INDIVIDUAL OR GROUP HEALTH INSURANCE POLICY THAT PROVIDES COVERAGE ON AN EXPENSE-INCURRED BASIS OR A NONPROFIT HEALTH SERVICE PLAN SHALL OFFER FAMILY MEMBERS' COVERAGE TO AN INSURED OR SUBSCRIBER REGARDLESS OF THE MARITAL STATUS OF THE INSURED OR SUBSCRIBER.

(D) REQUIRED PROOF.

(1) AN INSURER OR NONPROFIT HEALTH SERVICE PLAN MAY REQUIRE PROOF THAT THE INSURED OR SUBSCRIBER IS THE GRANDPARENT OF THE GRANDCHILD.

(2) IF THE INSURER OR NONPROFIT HEALTH SERVICE PLAN REQUIRES PROOF UNDER THIS SUBSECTION, THE INSURER OR NONPROFIT HEALTH SERVICE PLAN SHALL PAY THE COST OF THE PROOF.