

- (2) The petitioner's mental health and criminal history.
- (3) The petitioner's reputation and character.
- (4) Any changes in the petitioner's condition or circumstances since the issuance of the order in subsection 2 that are relevant to the relief sought.

b. The court shall grant a petition filed pursuant to paragraph "a" if the court finds by a preponderance of the evidence that the petitioner will not be likely to act in a manner dangerous to the public safety and that the granting of the relief would not be contrary to the public interest. The petitioner may appeal a denial of the requested relief and the review shall be de novo. A person may file a petition for relief under this subsection not more than once every two years.

c. If a court issues an order granting a petition for relief under paragraph "b", the clerk of the district court shall immediately forward only such information as is necessary to identify a person granted relief to the department of public safety which, upon receipt, shall immediately forward such information as is necessary to the federal bureau of investigation or its successor agency to update the national instant criminal background check system database with the relief from disabilities.

Sec. 18. TRANSITION PROVISIONS. A permit issued under chapter 724 prior to January 1, 2011, remains effective and continues in effect as issued for the twelve-month period following its issuance. This Act does not preclude the permit holder from seeking to renew the permit under this Act prior to the expiration of the twelve-month period.

Sec. 19. EFFECTIVE DATE. This Act takes effect January 1, 2011.

Approved April 29, 2010

## CHAPTER 1179

### DENTAL INSURANCE COVERAGE AND FEE SCHEDULES

*H.F. 2229*

**AN ACT** prohibiting the imposition by a dental plan of fee schedules for the provision of dental services that are not covered by the plan.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. NEW SECTION. **514C.3B Dental coverage — fee schedules.**

1. A contract between a dental plan and a dentist for the provision of services to covered individuals under the plan shall not require that a dentist provide services to those covered individuals at a fee set by the dental plan unless such services are covered services under the dental plan.

2. A person or entity providing third-party administrator services shall not make available any dentists in its dentist network to a dental plan that sets fees for dental services that are not covered services.

3. For the purposes of this section:

a. "Covered services" means services reimbursed under the dental plan.

b. "Dental plan" means any policy or contract of insurance which provides for coverage of dental services not in connection with a medical plan that provides for the coverage of medical services.

4. Nothing in this section shall be construed as limiting the ability of an insurer or a third-party administrator to restrict any of the following as they relate to covered services:

a. Balance billing.

b. Waiting periods.

c. Frequency limitations.

- d. Deductibles.
- e. Maximum annual benefits.

Approved April 29, 2010

## CHAPTER 1180

### REGULATIONS FOR PEN-REARED PHEASANTS

*H.F. 2310*

**AN ACT** relating to raising or releasing pen-reared pheasants originating from a hatchery approved by the department of natural resources.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. NEW SECTION. **481A.6A Pen-reared pheasants — release by landowners and tenants.**

1. As used in this section, “*pen-reared pheasant*” means a pheasant which originates from a captive population and which has been propagated and held by a hatchery.

2. Notwithstanding section 481A.60, an owner or tenant of land may obtain pen-reared pheasants from a hatchery approved by the department, and raise or release the pen-reared pheasants on the owner’s or tenant’s land. A person shall not relocate a pen-reared pheasant to any other land.

3. A person taking a pen-reared pheasant shall comply with all requirements provided in this chapter and chapter 483A.

Sec. 2. NEW SECTION. **484B.15 Pen-reared pheasants — exception.**

This chapter does not apply to an owner or tenant of land raising or releasing pen-reared pheasants on the owner’s or tenant’s land as provided in section 481A.6A, provided that a person taking a pen-reared pheasant complies with all requirements provided in chapters 481A and 483A.

Approved April 29, 2010

## CHAPTER 1181

### APPROPRIATION REDUCTIONS, TRANSFERS, AND SUPPLEMENTALS — HEALTH AND HUMAN SERVICES

*S.F. 2151*

**AN ACT** relating to public funding and regulatory matters by making and revising appropriations made for purposes of health and human services and providing effective dates.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. 2008 Iowa Acts, chapter 1188, section 16, as amended by 2009 Iowa Acts, chapter 182, section 84, is amended to read as follows:

SEC. 16. MEDICAL ASSISTANCE, HAWK-I, AND HAWK-I EXPANSION PROGRAMS — COVERING CHILDREN — APPROPRIATION. There is appropriated from the general fund