

Document: Emergency Rule

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**TITLE 71 INDIANA HORSE RACING
COMMISSION**

LSA Document #00-268(E)

DIGEST

Adds 71 IAC 14.5 concerning the quarter horse development program. Effective November 15, 2000.

71 IAC 14.5

SECTION 1. 71 IAC 14.5 IS ADDED TO READ AS FOLLOWS:

ARTICLE 14.5. QUARTER HORSE DEVELOPMENT PROGRAM

Rule 1. Indiana Bred Quarter Horse Breed Development Program

71 IAC 14.5-1-1 Indiana bred quarter horse

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. Indiana bred quarter horse means any duly registered quarter horse foaled in Indiana whose dam was registered with the commission and entered Indiana by December 1 of the year prior to foaling. The mare (dam) must remain in Indiana continuously until foaling. The resulting foal will then be eligible to be registered as an Indiana bred. In the event a mare entered Indiana and was registered with the commission after December 1 of the year prior to foaling, the foal (which must be foaled in Indiana) will be eligible to be registered as an Indiana bred only if said mare was bred back to a registered Indiana stallion or mare may have been bred utilizing cooled semen from a stallion standing outside of Indiana, providing artificial insemination is performed in Indiana and proper documentation, as required was provided to the commission after foaling in Indiana. An Indiana bred quarter horse foaled prior to the year 2002 will require that the breeder must be a resident of Indiana as noted on the American Quarter Horse Association registration certificate. These horses must be registered with the commission by September 1, 2001, or will not be eligible for the Indiana bred program. The horse must be registered with the commission prior to being entered in an Indiana bred conditioned race. (*Indiana Horse Racing Commission; 71 IAC 14.5-1-1; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1036*)

71 IAC 14.5-1-2 Indiana foaled quarter horse

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 2. Indiana foaled quarter horse means a horse whose American Quarter Horse Association registration certificate indicates Indiana as the state where the horse was foaled prior to the year 2002. A horse must be registered with the commission and a certificate issued prior to entry into an Indiana foaled conditioned race. (*Indiana Horse Racing Commission; 71 IAC 14.5-1-2; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1036*)

71 IAC 14.5-1-3 Indiana owned quarter horse

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 3. Indiana owned quarter horse means a horse owned by a resident of Indiana as of June 1 and whose American Quarter Horse Association registration certificate indicates a purchase date prior to June 1 of the year it is to race as Indiana owned. Proof of purchase date may be required to the satisfaction of the commission. Horse must be registered with the

commission prior to being entered into an Indiana owned conditioned race. In order for a horse to participate as “Indiana owned”, all owners of said horse must be Indiana residents. When transfer of ownership of an Indiana owned registered quarter horse is made from one (1) Indiana resident (must have owned horse prior to June 1 of transaction year) to another Indiana resident, or if horse is claimed by an Indiana resident at any licensed pari-mutuel race track. Registration with the commission must be within fifteen (15) days of transaction; it is then eligible to be entered into an Indiana owned conditioned race. A leased horse is eligible to be entered in an Indiana owned conditioned race only when both owner and lessee are Indiana residents. (*Indiana Horse Racing Commission; 71 IAC 14.5-1-3; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1036*)

Rule 2. Registration

71 IAC 14.5-2-1 Mare registration

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. In order to be eligible to register a quarter horse foal as Indiana bred, such foal must be foaled in Indiana and its dam must be registered with the commission. The mare must be registered and have entered Indiana by December 1 and must remain in Indiana continuously until foaling. In the event a mare entered Indiana and is registered with the commission after December 1, the foal (which must be foaled in Indiana) will be eligible to be registered as an Indiana bred only if said mare is bred back to a registered Indiana stallion after foaling in Indiana or mare may have been bred utilizing cooled semen from a stallion standing outside of Indiana, providing artificial insemination is performed in Indiana and proper documentation as required was provided to the commission. If the mare fails to conceive when bred or is unfit to breed due to health reasons, a veterinarian certificate is required; then and only then will the foal be considered to become eligible to be registered as an Indiana bred foal. A stallion standing in Indiana must be registered with the commission in the year the foal is conceived. Quarter horse and thoroughbred mares must be reregistered every year. A copy of lease agreements must accompany the application. (*Indiana Horse Racing Commission; 71 IAC 14.5-2-1; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1036*)

71 IAC 14.5-2-2 Foal registration

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 2. In order to be eligible to register a foal of 2002 and future as an Indiana bred with the commission, a completed application must be on file with the commission within twelve (12) months of the horse’s foaling date. If the foal is not registered by the required date, a late fee will be assessed in accordance with the following schedule:

- (1) Twelve (12) months plus one (1) day to December 31 of yearling year two hundred dollars (\$200).
- (2) Two (2) year old year four hundred dollars (\$400).
- (3) Three (3) year old year one thousand dollars (\$1,000).

(*Indiana Horse Racing Commission; 71 IAC 14.5-2-2; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037*)

71 IAC 14.5-2-3 Stallion registration

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 3. In order to be eligible to register a stallion with the commission, a completed application must be on file with the commission on or before February 15 of each year. Each registered stallion must remain in Indiana the entire breeding season (February 1 through July 1). New stallions arriving late cannot have covered any mares in another state during the same year. New stallions standing in Indiana for the first time must file their application within thirty (30) days after breeding their first mare or by February 15, whichever is later. Quarter horse stallions may breed both quarter horse and thoroughbred mares. Thoroughbred stallions may breed quarter horse mares. Thoroughbred stallions breeding quarter horse mares must be registered in the quarter horse registry. A stallion must be registered with the commission the year of the foal’s conception to be eligible for sire races and stallion awards. Stallions must be registered each year. Any living or deceased stallion having sired foals while standing in the state of Indiana prior to the year 2001 must have on file with the commission an application covering the years it stood in the state to be eligible for sire races and stallion awards. Beginning the year 2001, a mare’s bred report must be on file with the commission by December 1 of each year. A copy of lease agreements must accompany the

application. There will be a one hundred dollar (\$100) late fee for all applications filed after the deadline. This rule in no way restricts the shipment and use of cooled semen. Only those stallions standing in Indiana and duly registered with the Indiana horse racing commission are eligible for stallion breed development awards. *(Indiana Horse Racing Commission; 71 IAC 14.5-2-3; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037)*

Rule 3. Awards

71 IAC 14.5-3-1 Owner awards

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. An owner award is the award paid to the owner of a registered Indiana bred, owned, or foaled quarter horse which places first, second, or third in any race except claiming races when entered for a claiming price of less than five thousand dollars (\$5,000) or any speed index race, at a licensed pari-mutuel race track in Indiana. The amount of the award is twelve and one-half percent (12.5%) of the gross purse, distribution is:

- (1) fifty percent (50%) is awarded to the winner;
- (2) thirty percent (30%) is awarded to second place; and
- (3) twenty percent (20%) is awarded to third place.

Awards will be paid by the commission. The combination of owner/breeder/stallion awards shall be limited to a single race award not to exceed ten thousand dollars (\$10,000). *(Indiana Horse Racing Commission 71 IAC 14.5-3-1; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037)*

71 IAC 14.5-3-2 Breeder awards

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 2. A breeder award is the award paid to the owner of a registered Indiana bred, owned, or foaled quarter horse which places first, second, or third in any race except claiming races when entered for a claiming price of less than five thousand dollars (\$5,000) or any speed index race, at a licensed pari-mutuel race track located in Indiana. The amount of the award is twelve and one-half percent (12.5%) of the gross purse, distribution is:

- (1) fifty percent (50%) is awarded to the winner;
- (2) thirty percent (30%) is awarded to second place; and
- (3) twenty percent (20%) is awarded to third place.

Awards will be paid by the commission. The combination of owner/breeder/stallion awards shall be limited to a single race award not to exceed ten thousand dollars (\$10,000). *(Indiana Horse Racing Commission; 71 IAC 14.5-3-2; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037)*

71 IAC 14.5-3-3 Stallion owner awards

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 3. A stallion owner award is the award is paid to the owner or lessee of a registered Indiana stallion whose registered progeny have won any race at a licensed pari-mutuel race track located in Indiana. The amount of the award is five (5) percent of the gross purse for all stake, allowance, and claiming races except when entered for a claiming price of less than five thousand dollars (\$5,000) or any speed index race. Awards will be paid by the commission. The combination of owner/breeder/stallion awards shall be limited to a single race award not to exceed ten thousand dollars (\$10,000). The award will be paid to the owner or lessee of the registered stallion at time of conception. No stallion standing outside Indiana and shipping semen into the state will be eligible to participate in any stallion breed development awards. *(Indiana Horse Racing Commission; 71 IAC 14.5-3-3; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037)*

Rule 4. Restricted Races

71 IAC 14.5-4-1 Restricted races

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. The commission, acting upon advice of the quarter horse development advisory committee, shall approve each year a schedule of overnight races and stake races restricted to Indiana bred, owned, or foaled. Such schedule shall include monies distributed from the quarter horse development fund as purse supplements. (Indiana Horse Racing Commission; 71 IAC 14.5-4-1; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1038)

Rule 5. Indiana Bred, Owned, or Foaled Preference

71 IAC 14.5-5-1 Indiana bred, owned, or foaled preference

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. A registered Indiana bred, owned, or foaled that receives a R-date or an E-date will receive starter preference over a non-Indiana bred, owned, or foaled with an equal R-date or E-date. Such preference shall apply in all races not restricted to Indiana bred, owned, or foaled stake races excepted. Indiana bred, owned, or foaled will not receive starter preference over non-Indiana bred, owned, or foaled with better R-dates, E-dates, or zero-dates. (Indiana Horse Racing Commission; 71 IAC 14.5-5-1; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1038)

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