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**TITLE 71 INDIANA HORSE RACING COMMISSION**

**Emergency Rule**  
LSA Document #15-55(E)

DIGEST

Amends [71 IAC 14.5-2-1.5](#) regarding embryo transfer registration. Repeals [71 IAC 14.5-3-4](#) and [71 IAC 14.5-3-6](#). Effective February 25, 2015.

[71 IAC 14.5-2-1.5](#); [71 IAC 14.5-3-4](#); [71 IAC 14.5-3-6](#)

SECTION 1. [71 IAC 14.5-2-1.5](#) IS AMENDED TO READ AS FOLLOWS:

**[71 IAC 14.5-2-1.5](#) Embryo transfer registration**

**Authority:** [IC 4-31-3-9](#)

**Affected:** [IC 4-31](#)

Sec. 1.5. (a) In order to be eligible to register quarter horse embryo transfer foals as Indiana bred: ~~foals must be:~~

(1) **The foals must be** foaled in Indiana.

(2) The donor mare and

~~(3)~~ recipient mare must:

(A) be registered with the commission; and

(B) **have entered Indiana by November 1, 2008, and by July 1, 2009, each year thereafter.**

~~(b) The donor mare and recipient mare must be:~~

~~(1) registered and have entered Indiana by November 1, 2008, and by July 1, 2009, and each year thereafter; and or~~

~~(2) both~~ (3) **All mares must remain in Indiana continuously until foaling except if the donor mare and recipient mare(s) are registered and reside in the state by July 1, in which case the donor mare may leave the state to flush embryos. The commission must be notified in writing prior to the time when the mare leaves.**

~~(c)~~ (b) In the event a mare entered Indiana or is registered with the commission after July 1, the foal (which must be foaled in Indiana) may be eligible to be registered as an Indiana bred. To be eligible: ~~the donor mare must be:~~

(1) **the donor mare must be** bred back to a registered Indiana stallion in the year of foaling for the foal to qualify as an Indiana bred; and

(2) the stallion must be registered with the commission in the year the foal was conceived. **If the donor mare and recipient mare(s) arrive after July 1, the donor mare and recipient mare(s) must reside in the state until June 30th of the foaling year.**

~~(d)~~ (c) If the mare fails to conceive when bred or is unfit to breed due to health reasons, a veterinarian certificate is required from a licensed veterinarian.

~~(e)~~ (d) If the mare does not conceive, she must **remain:**

(1) ~~remain~~ open for that breeding season in order for the mare's current foal to be eligible to be registered as an Indiana bred; and

(2) ~~remain~~ in Indiana for a period of thirty (30) days from the foaling date and the mare and foal must be inspected by a commission representative prior to leaving the state.

~~(f) The donor mare and the recipient mare are limited to register one (1) foal each per foaling year as an Indiana bred.~~

~~(g)~~ (e) In the event there is more than one (1) recipient mare:

(1) ~~One (1) recipient foal will be eligible to be registered as an Indiana bred.~~ **Each recipient mare and foal**

**must be properly registered.**

~~(2)~~ It is the sole responsibility of the owner of the donor mare to choose and register the foals that are to be eligible to the Indiana bred program. **There must be at least one (1) foal sired by a registered Indiana stallion in every other foal crop produced from the donor mare. If the mare fails to produce a live sired foal, then medical reports must be submitted to show an attempt to produce a sired foal was made.**

~~(f)~~ **(f)** A copy of the donor mare registration papers and all lease agreements must accompany the application for identification and ownership purposes.

~~(g)~~ **(g)** The recipient mare must be able to be identified by:

- (1) Indiana breed development identification form;
- (2) American Quarter Horse Association certificate of registration. ~~or~~

~~(h)~~ **(h)** The donor mare may leave the state to participate in:

- (1) stakes;
- (2) medical care; or
- (3) a mare leaving the state for an advertised public sale may:
  - (A) be gone for the interval of the sale, but must return to Indiana within fifteen (15) days of her sale; and
  - (B) written documentation of the sale is required.

~~(i)~~ **(i)** The director of breed development must be notified in writing within fifteen (15) days of the departure and return of the advertised public sale.

~~(j)~~ **(j)** All mares in foal must be registered every year.

*(Indiana Horse Racing Commission; [71 IAC 14.5-2-1.5](#); emergency rule filed Jan 24, 2008, 10:58 a.m.: [20080206-IR-071080056ERA](#), eff Jan 23, 2008 [[IC 4-22-2-37.1](#) establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #08-56(E) was filed with the Publisher January 24, 2008.]; errata filed Feb 18, 2008, 2:03 p.m.: [20080305-IR-071080056ACA](#); emergency rule filed Jan 25, 2012, 12:20 p.m.: [20120201-IR-071120056ERA](#); emergency rule filed Feb 25, 2015, 2:55 p.m.: [20150304-IR-071150055ERA](#))*

SECTION 2. THE FOLLOWING ARE REPEALED: [71 IAC 14.5-3-4](#); [71 IAC 14.5-3-6](#).

*LSA Document #15-55(E)*

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