

ARTICLE 14. STANDARD BRED DEVELOPMENT PROGRAM

Rule 1. Foal Eligibility

71 IAC 14-1-1 "Indiana bred" defined

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. (a) "Indiana bred" means a foal from a mare who resides in the state continuously from August 1 of the breeding year through the time of foaling and is properly registered with the commission.

(b) In order to be registered as an Indiana bred foal, the mare of the foal must:

(1) have entered Indiana by August 1 in the year prior to foaling; and

(2) remain in Indiana continuously until foaling.

(c) Mares which have not been bred by the August 1 deadline may be registered late but must reside in Indiana and be registered prior to being bred.

(d) Mares registered for the current breeding year may leave the state to be entered in an advertised public sale and may leave the state for the interval of the sale but must return to Indiana within fourteen (14) days of her sale if the residency requirements for foal registration are to be fulfilled. Notification to the commission must be made in writing for mares leaving the state prior to participating in an advertised public sale. Upon return to the state, the mare must be reregistered with the commission. Reregistration must occur with the fourteen (14) day period following the sale.

(e) The commission must be notified in writing by e-mail, fax, or mail and provide proper documentation for any registered mare leaving the state for medical treatment. Notification must be made within seventy-two (72) hours of date which the mare left the state.

(f) The Indiana bred foal must:

(1) Be registered with the commission within thirty (30) days of foaling.

(2) Be inspected after foaling prior to leaving the state.

(g) Foals not registered within thirty (30) days of foaling date may be registered with a two hundred dollar (\$200) late fee up and until December 31 of the foal's weanling year.

(h) If the foal is not registered by January 1 of its yearling year, the foal is not eligible to be registered.

(i) For foals of 2009 and prior, Indiana bred is defined as a horse whose breeder(s) as listed with the USTA are residents of Indiana. Any partnership or corporation registered by the USTA and listed as breeder must be entirely composed of Indiana residents. (*Indiana Horse Racing Commission; 71 IAC 14-1-1; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Dec 8, 2010, 11:46 a.m.: 20101215-IR-071100735ERA; emergency rule filed Jan 25, 2012, 12:20 p.m.: 20120201-IR-071120056ERA; emergency rule filed May 16, 2012, 2:15 p.m.: 20120523-IR-071120267ERA*)

71 IAC 14-1-2 "Indiana sired" defined

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 2. "Indiana sired" means a foal sired by a stallion standing in Indiana who is properly registered with the commission the year the foal was conceived. (*Indiana Horse Racing Commission; 71 IAC 14-1-2; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; readopted filed Nov 24, 2015, 1:30 p.m.: 20151223-IR-071150081RFA*)

71 IAC 14-1-3 "Indiana sired and bred" defined

Authority: IC 4-31-3-9

Affected: IC 4-31

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Sec. 3. (a) "Indiana sired and bred" means a foal sired by a registered Indiana stallion from a mare which resides in the state continuously from August 1 of the breeding year through the time of foaling and is properly registered with the commission.

(b) In order to be registered as an Indiana sired and bred foal, the mare of the foal must fulfill the requirements of both 71 IAC 14-1-1 and 71 IAC 14-1-2 [sections 1 and 2 of this rule]. (*Indiana Horse Racing Commission; 71 IAC 14-1-3; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Dec 8, 2010, 11:46 a.m.: 20101215-IR-071100735ERA; readopted filed Sep 21, 2016, 11:02 a.m.: 20161019-IR-071160203RFA*)

Rule 2. Stallion Registration

71 IAC 14-2-1 Stallion registration

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. (a) In order to register a stallion with the commission, a completed application must be:

- (1) filed with the commission on or before October 1 of each year; and
- (2) submit annual registration fee of one hundred fifty dollars (\$150) with registration.

(b) Each registered stallion must remain in Indiana the entire breeding season (February 15 through July 15) unless the approval to leave the state is requested and granted. The request must be made in writing and may be submitted via e-mail, fax, or mail.

(c) Stallions not registered by the October 1 deadline may be registered with an additional two hundred fifty dollar (\$250) late fee; however, this late fee will be waived for a stallion standing its first season in Indiana. Stallions must be registered for the current breeding season prior to covering any mares in Indiana.

(d) A registered stallion may leave the state for racing purposes; however, the commission must be notified in writing by e-mail, fax, or mail seventy-two (72) hours prior to that stallion leaving the state to race.

(e) The commission must be notified in writing by e-mail, fax, or mail and provide proper documentation for any registered stallion leaving the state for medical treatment. Notification must be made within seventy-two (72) hours of date which the stallion left the state. (*Indiana Horse Racing Commission; 71 IAC 14-2-1; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Mar 3, 2014, 1:26 p.m.: 20140305-IR-071140066ERA*)

Rule 3. Embryo Transfer

71 IAC 14-3-1 Embryo transfer

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. (a) In order to be eligible to register your embryo transfer foal as an Indiana bred or Indiana sired and bred, foals must be: [sic]

(b) In order to register a foal from embryo transfer, the recipient mare must:

- (1) have entered Indiana by June 1 in the year prior to foaling; and
- (2) remain in Indiana continuously until foaling. The resulting foal will be eligible to be registered as an Indiana bred of [sic] Indiana sired and bred standardbred.
- (3) Be properly registered with the commission by August 1 of the breeding year.

(4) For an Indiana sired and bred foal, be sired by a stallion properly registered with the commission in accordance with 71 IAC 14-2-1.

(c) Mares which have not been bred by the August 1 deadline may be registered late but must reside in Indiana and be

registered prior to being bred.

(d) Mares registered for the current breeding year may leave the state to be entered in an advertised public sale and may leave the state for the interval of the sale but must return to Indiana within fourteen (14) days of her sale if the residency requirements for foal registration are to be fulfilled. Notification to the commission must be made in writing for mares leaving the state prior to participating in an advertised public sale. Upon return to the state, the mare must be reregistered with the commission. Reregistration must occur within the fourteen (14) day period following the sale.

(e) The commission must be notified in writing and provide proper documentation for any mare leaving the state for medical treatment. Notification must be made within seventy-two (72) hours of date which the mare left the state.

(f) The Indiana bred embryo transfer foal or Indiana sired and bred embryo transfer foal must:

(1) Be registered with the commission within thirty (30) days of foaling.

(2) Be inspected after foaling prior to leaving the state.

(3) Must be DNA tested and freeze branded by the USTA prior to leaving the state.

(g) Foals not registered within thirty (30) days of foaling date may be registered with a two hundred dollar (\$200) late fee up and until December 31 of the foal's weaning year.

(h) If the foal is not registered by January 1 of its yearling year, the foal is not eligible to be registered. (*Indiana Horse Racing Commission; 71 IAC 14-3-1; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Dec 8, 2010, 11:46 a.m.: 20101215-IR-071100735ERA; emergency rule filed Jan 25, 2012, 12:20 p.m.: 20120201-IR-071120056ERA; emergency rule filed May 16, 2012, 2:15 p.m.: 20120523-IR-071120267ERA*)

Rule 4. Awards

71 IAC 14-4-1 Indiana bred bonus

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. (a) An Indiana bred bonus award is paid to the owner of an Indiana bred horse competing in an open race at Hoosier Park or Indiana Downs that finishes first or second, except for races classified as an eight thousand dollar (\$8,000) claiming (base claiming price) or higher.

(b) In the event of multiple owners/lessees, the award will be paid to the first individual listed with the USTA. It is the responsibility of that individual to distribute these monies to the remaining owner(s)/lessee(s).

(c) In the event of leased horses, if the lessee is listed as the official owner with the USTA, the award will be paid to the lessee. (*Indiana Horse Racing Commission; 71 IAC 14-4-1; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Mar 3, 2011, 11:50 a.m.: 20110309-IR-071110100ERA; emergency rule filed Jul 5, 2012, 2:14 p.m.: 20120718-IR-071120402ERA*)

71 IAC 14-4-2 Indiana sired bonus

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 2. (a) An Indiana sired bonus award is paid to the owner of an Indiana sired horse, which was foaled prior to 2010, competing in an open race at Hoosier Park or Indiana Downs that finishes first or second, except for races classified as eight thousand dollar (\$8,000) claiming (base claiming price) or higher.

(b) In the event of multiple owners/lessees, the award will be paid to the first individual listed with the USTA. It is the responsibility of that individual to distribute these monies to the remaining owner(s)/lessee(s).

(c) In the event of leased horses, if the lessee is listed as the official owner with the USTA, the award will be paid to the lessee. (*Indiana Horse Racing Commission; 71 IAC 14-4-2; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-*

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071090464ERA, *eff* May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Mar 3, 2011, 11:50 a.m.: 20110309-IR-071110100ERA; emergency rule filed Jul 5, 2012, 2:14 p.m.: 20120718-IR-071120402ERA)

71 IAC 14-4-3 Indiana sired and bred bonus

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 3. (a) An Indiana sired and bred bonus is paid to the owner of any Indiana sired and bred horse competing in an open race at Hoosier Park or Indiana Downs that finishes first, second, or third except for races classified as eight thousand dollar (\$8,000) claiming (base claiming price) or higher.

(b) In the event of multiple owners/lessees, the award will be paid to the first individual listed with the USTA. It is the responsibility of that individual to distribute these monies to the remaining owner(s)/lessee(s).

(c) In the event of leased horses, if the lessee is listed as the official owner with the USTA, the award will be paid to the lessee. For foals of 2010 and later, Indiana sired and bred is defined as indicated in 71 IAC 14-1-3. (*Indiana Horse Racing Commission; 71 IAC 14-4-3; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff* May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Mar 3, 2011, 11:50 a.m.: 20110309-IR-071110100ERA; emergency rule filed Jul 5, 2012, 2:14 p.m.: 20120718-IR-071120402ERA)

71 IAC 14-4-4 Breeder's award

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 4. (a) For foals of 2009 and prior, an award will be paid to the breeder of an Indiana sired horse which wins the following and for foals of 2010 and later, an award will be paid to the breeder of an Indiana sired and bred horse which wins the following:

(1) Final of any breed development Indiana sired late closer event.

(2) Leg or final of the Indiana sires stakes.

(3) Indiana sired fair circuit championship races.

(4) Any horse winning the track's open or invitational race.

(5) Any two (2) or three (3) year old winning any other race not listed above in which the horse is not entered for a claiming price tag.

(b) For foals of 2010 and later, an the [*sic*] award will be paid to the breeder of an eligible Indiana sired and bred horse whose combined win earnings are greater than twenty thousand dollars (\$20,000). The award will be allocated based on a percentage of the total pool equal to an eligible horse's combined win earnings of all eligible horses. (*Indiana Horse Racing Commission; 71 IAC 14-4-4; emergency rule filed Jun 10, 2009, 12:45 p.m.: 20090617-IR-071090464ERA, eff* May 29, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-464(E) was filed with the Publisher June 10, 2009.]; emergency rule filed Nov 24, 2015, 1:32 p.m.: 20151202-IR-071150422ERA)

71 IAC 14-4-5 Distribution of proceeds

Authority: IC 4-31-3-9

Affected: IC 4-31; IC 4-35-7-12

Sec. 5. All proceeds distributed to the recognized standardbred association under IC 4-35-7-12(f)(2) shall be distributed as follows:

(1) Three hundred seventy-five thousand dollars (\$375,000) shall be distributed to the state fair commission to be used by the state fair commission to support standardbred racing and facilities at the state fairgrounds.

(2) One hundred twenty-five thousand dollars (\$125,000) to the state fair commission to be used by the state fair commission

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to make grants to county fairs to support standardbred racing and facilities at county fair tracks. The state fair commission shall establish a review committee to include the standardbred association board, the Indiana horse racing commission, and the Indiana county fair association to make recommendations to the state fair commission on grants under this clause [subdivision].

(3) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B) [redesignated subdivisions (1) and (2) by the Publisher] for the following purposes:

(A) Ninety-six and five-tenths percent (96.5%) for standardbred purses.

(B) Three and five-tenths percent (3.5%) to the horsemen's association representing standardbred owners and trainers.

(4) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B) [redesignated subdivisions (1) and (2) by the Publisher] to the breed development fund established for standardbreds under IC 4-31-11-10.

(Indiana Horse Racing Commission; 71 IAC 14-4-5; emergency rule filed Aug 29, 2017, 3:21 p.m.: 20170906-IR-071170396ERA)

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