

FILED MAR 2 1988

SENATE FILE

2261

BY COMMITTEE ON AGRICULTURE

(formerly 55B 2199)

Passed Senate, Date 3/2/88 (p. 74) Passed House, Date _____

Vote: Ayes 45 Nays 3 Vote: Ayes _____ Nays _____

Approved _____

*Amended to measure of 1987
passed 5/11
Approved House 3/13/88 (p. 142)
S.C.*

A BILL FOR

1 An Act relating to horse and dog racing.

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

SF 2261

1 Section 1. Section 99D.22, Code 1987, is amended to read
2 as follows:

3 99D.22 NATIVE HORSES OR DOGS.

4 1. A licensee shall hold at least one race on each racing
5 day limited to Iowa-foaled horses or Iowa-whelped dogs as
6 defined by the department of agriculture and land stewardship
7 using standards consistent with this section. However, if
8 sufficient competition cannot be had among that class of
9 horses or dogs on any day, another race for the day may be
10 substituted. A sum equal to twelve twenty-five percent of
11 the purse won by an Iowa-foaled horse or Iowa-whelped dog
12 shall be used to promote the horse and dog breeding
13 industries. The twelve twenty-five percent shall be withheld
14 by the licensee from the breakage and shall be paid at the end
15 of the race meeting to the state department of agriculture and
16 land stewardship which in turn shall deposit it in a special
17 fund to be known as the Iowa horse and dog breeders fund and
18 pay it by December 31 of each calendar year to the breeder of
19 the winning Iowa-foaled thoroughbred horse, standardbred
20 horse, or quarter horse or the winning Iowa-whelped dog. For
21 the purposes of this section, the breeder of a thoroughbred
22 horse shall be considered to be the owner of the brood mare at
23 the time the foal is dropped. The breeder of a standardbred
24 horse or a quarter horse shall be considered to be the owner
25 of the brood mare at the time of breeding.

26 2. For the purposes of this chapter, the following shall
27 be considered in determining if a horse is an Iowa-foaled
28 thoroughbred horse, standardbred horse, or quarter horse:

29 a. (1) All thoroughbred horses foaled in Iowa prior to
30 January 1, 1985, which are registered by the jockey club as
31 Iowa foaled shall be considered to be Iowa foaled.

32 (2) All standardbred horses foaled in Iowa prior to
33 January 1, 1985, which are registered by the United States
34 crossing association shall be considered to be Iowa foaled.

35 (3) All quarter horses foaled in Iowa prior to January 1,

1 1985, which are registered with the American quarter horse
2 association shall be considered to be Iowa foaled.

3 b. After January 1, 1985, eligibility for brood mare
4 residence shall be achieved by meeting at least one of the
5 following rules:

6 (1) Thirty days residency until the foal is inspected, if
7 in foal to a registered Iowa stallion.

8 (2) Thirty days residency until the foal is inspected for
9 brood mares which are bred back to registered Iowa stallions.

10 (3) Continuous residency from December 31 until the foal
11 is inspected if the mare was bred by other than an Iowa
12 registered stallion and is not bred back to an Iowa registered
13 stallion.

14 c. To be eligible for registration as an Iowa
15 thoroughbred, standardbred, or quarter horse stallion, the
16 following requirements shall be met:

17 (1) A full-year stallion residency, January 1 through
18 December 31 for the year of registration. However, horses
19 going to stud for their first season shall be eligible upon
20 registration with residency to continue through December 31.

21 (2) At least fifty-one percent of an Iowa registered
22 stallion shall be owned by bona fide Iowa residents.

23 d. State residency shall not be required for owners of
24 brood mares.

25 3. To facilitate the implementation of this section, the
26 department of agriculture and land stewardship shall do all of
27 the following:

28 a. Adopt standards to qualify thoroughbred, standardbred,
29 or quarter horse stallions for Iowa breeding. A stallion
30 shall stand for service in the state at the time of the foal's
31 conception and shall not stand for service at any place
32 outside the state during the calendar year in which the foal
33 is conceived.

34 b. Provide for the registration of Iowa-foaled horses and
35 that a horse shall not compete in a race limited to Iowa-

1 foaled horses unless the horse is registered with the
2 department of agriculture and land stewardship. The
3 department may prescribe such forms as necessary to determine
4 the eligibility of a horse.

5 c. The secretary of agriculture shall appoint
6 investigators to determine the eligibility for registration of
7 Iowa-foaled horses.

8 ~~d.--Adopt-a-schedule-of-fees-to-be-charged-to-breeders-of~~
9 ~~thoroughbreds-to-administer-this-subsection.~~

10 4. To qualify for the Iowa horse and dog breeders fund, a
11 ~~dog-shall-have-been-whelped-in-Iowa-and-raised-for-the-first~~
12 ~~six-months-of-its-life-in-Iowa;--In-addition,-the-owner-of-the~~
13 ~~dog-shall-have-been-a-resident-of-the-state-for-at-least-two~~
14 ~~years-prior-to-the-whelping; an Iowa-whelped dog must meet all~~
15 ~~of the following requirements:~~

16 a. The owner of the Iowa-whelped dog must be a resident of
17 this state.

18 b. The owner of the Iowa-whelped dog must have been a
19 resident of this state for at least two years prior to the
20 whelping.

21 c. The dam of the Iowa-whelped dog must be owned by a
22 resident of this state.

23 d. The Iowa-whelped dog must remain in this state for at
24 least one year following the whelping.

25 5. To qualify for purse supplements, the owner of an Iowa-
26 whelped dog must be a resident of this state. Purse
27 supplements shall be paid directly to the owner of the dog by
28 the licensee of the racing enclosure where the purse
29 supplement is won.

30 EXPLANATION

31 This bill relates to requirements for native horses or dogs
32 under the Iowa pari-mutuel wagering Act by increasing the
33 amount of the purse won by an Iowa-foaled horse or an Iowa-
34 whelped dog dedicated to promoting horse and dog breeding
35 industries, providing for the participation of standardbred

1 horses and quarter horses, setting standards for standardized
2 horses and quarter horses, striking a provision requiring a
3 schedule of fees to be charged to certain breeders, amending a
4 provision setting forth requirements to participate in the
5 Iowa horse and dog breeders fund, and providing residency
6 requirements to qualify dog owners for purse supplements.

7 SUCCESSOR TO SSB 2199 (LSB 8177SC)

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 2261

S-5298

- 1 Amend Senate File 2261 as follows:
2 1. Page 1, line 10, by striking the word "twenty-
3 five" and inserting the following: "fourteen".
4 2. Page 1, line 13, by striking the word "twenty-
5 five" and inserting the following: "fourteen".
6 3. Page 1, line 20, by inserting after the word
7 "dog" the following: ", or standing stallion or
8 standing stud dog which has stood one year or longer
9 in this state. These funds shall be paid to
10 qualifying animals, according to rules adopted by the
11 department pursuant to chapter 17A, as follows:
12 ninety percent to the breeder of the winning dog,
13 thoroughbred horse, standardbred horse, or quarter
14 horse of each respective class, and ten percent to the
15 current owner of the standing stallion or stud dog.
16 Unclaimed moneys from the fund shall be added to the
17 moneys paid to the breeder of the winning dog,
18 thoroughbred horse, standardbred horse, or quarter
19 horse".
20 4. Page 3, by striking lines 16 and 17.
21 5. Page 3, by striking lines 21 and 22.
22 6. Page 3, by striking lines 25 through 29.
23 7. By renumbering as necessary.

S-5298

Filed March 10, 1988

ADOPTED

BY BERL E. PRIEBE

(p. 740)

SENATE FILE 2261

S-5315

- 1 Amend Senate File 2261 as follows:
2 1. Page 1, by inserting before line 1, the
3 following:
4 "Section 1. Section 99D.12, unnumbered paragraph
5 1, Code 1987, is amended to read as follows:
6 A licensee shall deduct the breakage from the pari-
7 mutuel pool which shall be distributed to the breeders
8 of Iowa-foaled horses and Iowa-whelped dogs in the
9 manner described in section 99D.22. Purse supplements
10 shall be paid, by the race track licensee, during the
11 race meet in which the supplements are earned. Not
12 more than five percent of the purse supplements shall
13 be carried over. The remainder of the breakage shall
14 be distributed as follows:"
15 2. By renumbering as necessary.

S-5315

Filed March 10, 1988

ADOPTED

BY WILLIAM W. DIELEMAN

Amended to read as follows (p. 741)
Added in title (p. 742)
(p. 740)

SENATE FILE 2261

S-5325

1 Amend Senate File 2261 as follows:
2 1. Page 1, by inserting before line 1, the
3 following:
4 "Section 1. Section 99D.12, Code 1987, is amended
5 by adding the following new unnumbered paragraph:
6 NEW UNNUMBERED PARAGRAPH. Purse supplements shall
7 be distributed to the breeders of Iowa-foaled horses
8 in the manner described in section 99D.22, by the race
9 track licensee, during the race meet in which the
10 supplements are earned. Not more than five percent of
11 the purse supplements shall be carried over."
12 2. By renumbering as necessary.

S-5325

Filed March 11, 1988

ADOPTED

(S 761)

BY WILLIAM W. DIELEMAN

SENATE FILE 2261
BY COMMITTEE ON AGRICULTURE

(AS AMENDED AND PASSED BY THE SENATE MARCH 11, 1988)

- _____ - New Language by the Senate
- * - Language Stricken by the Senate

Passed Senate, Date _____ Passed House, Date _____
 Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
 Approved _____

A BILL FOR

1 An Act relating to horse and dog racing.
 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22

1 Section 1. Section 99D.12, Code 1987, is amended by adding
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. Purse supplements shall be
4 distributed to the breeders of Iowa-foaled horses in the
5 manner described in section 99D.22, by the race track
6 licensee, during the race meet in which the supplements are
7 earned. Not more than five percent of the purse supplements
8 shall be carried over.

9 Sec. 2. Section 99D.22, Code 1987, is amended to read as
10 follows:

11 99D.22 NATIVE HORSES OR DOGS.

12 1. A licensee shall hold at least one race on each racing
13 day limited to Iowa-foaled horses or Iowa-whelped dogs as
14 defined by the department of agriculture and land stewardship
15 using standards consistent with this section. However, if
16 sufficient competition cannot be had among that class of
17 horses or dogs on any day, another race for the day may be
18 substituted. A sum equal to ~~twelve~~ fourteen percent of the
19 purse won by an Iowa-foaled horse or Iowa-whelped dog shall be
20 used to promote the horse and dog breeding industries. The
21 ~~twelve~~ fourteen percent shall be withheld by the licensee from
22 the breakage and shall be paid at the end of the race meeting
23 to the state department of agriculture and land stewardship
24 which in turn shall deposit it in a special fund to be known
25 as the Iowa horse and dog breeders fund and pay it by December
26 31 of each calendar year to the breeder of the winning Iowa-
27 foaled thoroughbred horse, standardbred horse, or quarter
28 horse or the winning Iowa-whelped dog, or standing stallion or
29 standing stud dog which has stood one year or longer in this
30 state. These funds shall be paid to qualifying animals,
31 according to rules adopted by the department pursuant to
32 chapter 17A, as follows: ninety percent to the breeder of the
33 winning dog, thoroughbred horse, standardbred horse, or
34 quarter horse of each respective class, and ten percent to the
35 current owner of the standing stallion or stud dog. Unclaimed

1 moneys from the fund shall be added to the moneys paid to the
2 breeder of the winning dog, thoroughbred horse, standardbred
3 horse, or quarter horse. For the purposes of this section,
4 the breeder of a thoroughbred horse shall be considered to be
5 the owner of the brood mare at the time the foal is dropped.
6 The breeder of a standardbred horse or a quarter horse shall
7 be considered to be the owner of the brood mare at the time of
8 breeding.

9 2. For the purposes of this chapter, the following shall
10 be considered in determining if a horse is an Iowa-foaled
11 thoroughbred horse, standardbred horse, or quarter horse:

12 a. (1) All thoroughbred horses foaled in Iowa prior to
13 January 1, 1985, which are registered by the jockey club as
14 Iowa foaled shall be considered to be Iowa foaled.

15 (2) All standardbred horses foaled in Iowa prior to
16 January 1, 1985, which are registered by the United States
17 trotting association shall be considered to be Iowa foaled.

18 (3) All quarter horses foaled in Iowa prior to January 1,
19 1985, which are registered with the American quarter horse
20 association shall be considered to be Iowa foaled.

21 b. After January 1, 1985, eligibility for brood mare
22 residence shall be achieved by meeting at least one of the
23 following rules:

24 (1) Thirty days residency until the foal is inspected, if
25 in foal to a registered Iowa stallion.

26 (2) Thirty days residency until the foal is inspected for
27 brood mares which are bred back to registered Iowa stallions.

28 (3) Continuous residency from December 31 until the foal
29 is inspected if the mare was bred by other than an Iowa
30 registered stallion and is not bred back to an Iowa registered
31 stallion.

32 c. To be eligible for registration as an Iowa
33 thoroughbred, standardbred, or quarter horse stallion, the
34 following requirements shall be met:

35 (1) A full-year stallion residency, January 1 through

1 December 31 for the year of registration. However, horses
2 going to stud for their first season shall be eligible upon
3 registration with residency to continue through December 31.

4 (2) At least fifty-one percent of an Iowa registered
5 stallion shall be owned by bona fide Iowa residents.

6 d. State residency shall not be required for owners of
7 brood mares.

8 3. To facilitate the implementation of this section, the
9 department of agriculture and land stewardship shall do all of
10 the following:

11 a. Adopt standards to qualify thoroughbred, standardbred,
12 or quarter horse stallions for Iowa breeding. A stallion
13 shall stand for service in the state at the time of the foal's
14 conception and shall not stand for service at any place
15 outside the state during the calendar year in which the foal
16 is conceived.

17 b. Provide for the registration of Iowa-foaled horses and
18 that a horse shall not compete in a race limited to Iowa-
19 foaled horses unless the horse is registered with the
20 department of agriculture and land stewardship. The
21 department may prescribe such forms as necessary to determine
22 the eligibility of a horse.

23 c. The secretary of agriculture shall appoint
24 investigators to determine the eligibility for registration of
25 Iowa-foaled horses.

26 ~~d.---Adopt-a-schedule-of-fees-to-be-charged-to-breeders-of~~
27 ~~thoroughbreds-to-administer-this-subsection.~~

28 4. To qualify for the Iowa horse and dog breeders fund, a
29 ~~dog-shall-have-been-whelped-in-Iowa-and-raised-for-the-first~~
30 ~~six-months-of-its-life-in-Iowa.---In-addition, the-owner-of-the~~
31 ~~dog-shall-have-been-a-resident-of-the-state-for-at-least-two~~
32 ~~years-prior-to-the-whelping.~~ an Iowa-whelped dog must meet all
33 of the following requirements:

* 34 a. The owner of the Iowa-whelped dog must have been a
35 resident of this state for at least two years prior to the

1 whelping.

* 2 b. The Iowa-whelped dog must remain in this state for at
3 least one year following the whelping.

* 4 SUCCESSOR TO SSB 2199 (LSB 8177SC)

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

AGRICULTURE: Priebe, Chair; Peterson and Vande Hoef

AGRICULTURE

T.M.W.

SENATE FILE 2261
BY (PROPOSED COMMITTEE ON
AGRICULTURE BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to horse and dog racing.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24

1 Section 1. Section 99D.22, Code 1987, is amended to read
2 as follows:

3 99D.22 NATIVE HORSES OR DOGS.

4 1. A licensee shall hold at least one race on each racing
5 day limited to Iowa-foaled horses or Iowa-whelped dogs as
6 defined by the department of agriculture and land stewardship
7 using standards consistent with this section. However, if
8 sufficient competition cannot be had among that class of
9 horses or dogs on any day, another race for the day may be
10 substituted. A sum equal to ~~twelve~~ twenty-five percent of
11 the purse won by an Iowa-foaled horse or Iowa-whelped dog
12 shall be used to promote the horse and dog breeding
13 industries. The ~~twelve~~ twenty-five percent shall be withheld
14 by the licensee from the breakage and shall be paid at the
15 end of the race meeting to the state department of agriculture
16 and land stewardship which in turn shall deposit it in a
17 special fund to be known as the Iowa horse and dog breeders
18 fund and pay it by December 31 of each calendar year to the
19 breeder of the winning Iowa-foaled thoroughbred horse,
20 standardbred horse, or quarter horse or the winning Iowa-
21 whelped dog. For the purposes of this section, the breeder of
22 a thoroughbred horse shall be considered to be the owner of
23 the brood mare at the time the foal is dropped. The breeder
24 of a standardbred horse or a quarter horse shall be considered
25 to be the owner of the brood mare at the time of breeding.

26 2. For the purposes of this chapter, the following shall
27 be considered in determining if a horse is an Iowa-foaled
28 thoroughbred horse, standardbred horse, or quarter horse:

29 a. (1) All thoroughbred horses foaled in Iowa prior to
30 January 1, 1985, which are registered by the jockey club as
31 Iowa foaled shall be considered to be Iowa foaled.

32 (2) All standardbred horses foaled in Iowa prior to
33 January 1, 1985, which are registered by the United States
34 trotting association shall be considered to be Iowa foaled.

35 (3) All quarter horses foaled in Iowa prior to January 1,

1 1985, which are registered with the American quarter horse
2 association shall be considered to be Iowa foaled.

3 b. After January 1, 1985, eligibility for brood mare
4 residence shall be achieved by meeting at least one of the
5 following rules:

6 (1) Thirty days residency until the foal is inspected, if
7 in foal to a registered Iowa stallion.

8 (2) Thirty days residency until the foal is inspected for
9 brood mares which are bred back to registered Iowa stallions.

10 (3) Continuous residency from December 31 until the foal
11 is inspected if the mare was bred by other than an Iowa
12 registered stallion and is not bred back to an Iowa registered
13 stallion.

14 c. To be eligible for registration as an Iowa
15 thoroughbred, standardbred, or quarter horse stallion, the
16 following requirements shall be met:

17 (1) A full-year stallion residency, January 1 through
18 December 31 for the year of registration. However, horses
19 going to stud for their first season shall be eligible upon
20 registration with residency to continue through December 31.

21 (2) At least fifty-one percent of an Iowa registered
22 stallion shall be owned by bona fide Iowa residents.

23 d. State residency shall not be required for owners of
24 brood mares.

25 3. To facilitate the implementation of this section, the
26 department of agriculture and land stewardship shall do all of
27 the following:

28 a. Adopt standards to qualify thoroughbred, standardbred,
29 or quarter horse stallions for Iowa breeding. A stallion
30 shall stand for service in the state at the time of the foal's
31 conception and shall not stand for service at any place
32 outside the state during the calendar year in which the foal
33 is conceived.

34 b. Provide for the registration of Iowa-foaled horses and
35 that a horse shall not compete in a race limited to Iowa-

1 foaled horses unless the horse is registered with the
2 department of agriculture and land stewardship. The
3 department may prescribe such forms as necessary to determine
4 the eligibility of a horse.

5 c. The secretary of agriculture shall appoint
6 investigators to determine the eligibility for registration of
7 Iowa-foaled horses.

8 ~~d.---Adopt-a-schedule-of-fees-to-be-charged-to-breeders-of~~
9 ~~thoroughbreds-to-administer-this-subsection.~~

10 4. To qualify for the Iowa horse and dog breeders fund, a
11 ~~dog-shall-have-been-whelped-in-Iowa-and-raised-for-the-first~~
12 ~~six-months-of-its-life-in-Iowa.--In-addition, the-owner-of-the~~
13 ~~dog-shall-have-been-a-resident-of-the-state-for-at-least-two~~
14 ~~years-prior-to-the-whelping.~~ an Iowa-whelped dog must meet all
15 of the following requirements:

16 a. The owner of the Iowa-whelped dog must be a resident of
17 this state.

18 b. The owner of the Iowa-whelped dog must have been a
19 resident of this state for at least two years prior to the
20 whelping.

21 c. The dam of the Iowa-whelped dog must be owned by a
22 resident of this state.

23 d. The Iowa-whelped dog must remain in this state for a
24 least one year following the whelping.

25 5. To qualify for purse supplements, the owner of an Iowa-
26 whelped dog must be a resident of this state. Purse
27 supplements shall be paid directly to the owner of the dog by
28 the licensee of the racing enclosure where the purse
29 supplement is won.

30 EXPLANATION

31 This bill relates to requirements for native horses or dogs
32 under the Iowa pari-mutuel wagering Act by increasing the
33 amount of the purse won by an Iowa-foaled horse or an Iowa-
34 whelped dog dedicated to promoting horse and dog breeding
35 industries, providing for the participation of standardbred

1 horses and quarter horses, setting standards for standardbred
2 horses and quarter horses, striking a provision requiring a
3 schedule of fees to be charged to certain breeders, amending a
4 provision setting forth requirements to participate in the
5 Iowa horse and dog breeders fund, and providing residency
6 requirements to qualify dog owners for purse supplements.

7 COMPANION TO LSB 8178HC

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35