

**21—62.15 (99D) Iowa-foaled horses and brood mares.** To qualify for the “Iowa Horse and Dog Breeders’ Fund” program, horses must be Iowa foaled.

**62.15(1)** All thoroughbred horses foaled in Iowa which are registered by the Jockey Club as Iowa foaled shall be considered to be Iowa foaled.

**62.15(2)** Eligibility for brood mare residence shall be achieved by meeting at least one of the following:

*a.* Thirty days’ residency until the foal is inspected by a department inspector, if in foal to a registered Iowa stallion.

*b.* Thirty days’ residency until the foal is inspected by a department inspector for brood mares which are bred back to registered Iowa stallions.

*c.* Continuous residency from December 31 until the foal is inspected by a department inspector if the mare was bred by other than an Iowa registered stallion and is not bred back to an Iowa registered stallion.

**62.15(3)** Except as provided in this subrule, a foal shall not be eligible for Iowa-foaled status if the mare and foal leave or are removed from the state before the foal is inspected by a department inspector. However, a foal may be registered if it left or was removed from the state prior to inspection by the department inspector if all of the following conditions are met.

*a.* The owner or agent of the owner of the foal has contacted the department in writing or by fax. The written or faxed notification must be received by the department at least 72 hours prior to the time the mare and foal are to be removed from the state.

*b.* The department has been unable to get an inspector to the location where the mare and foal are located prior to their being moved from the state.

*c.* The owner of the foal submits a signed, dated and notarized affidavit executed by a veterinarian licensed to practice in Iowa. The affidavit must attest that the veterinarian saw the foal within seven days of its birth, that the veterinarian has reason to believe that the foal was born in Iowa, and the basis for the veterinarian’s belief that the foal was born in Iowa. In addition, the affidavit shall also contain the name of the dam, the state number of the dam, the sex and a physical description of the foal, the date of the birth and the foaling address. It must be postmarked to the department no more than ten days after foaling.

*d.* The owner has filed a timely mare status report on the mare of the foal.

**62.15(4)** Additionally, for mares to be eligible for the “Iowa Horse and Dog Breeders’ Fund” program and for their foals to be eligible to enter races limited to Iowa-foaled horses, it is required that:

*a.* A Thoroughbred Brood Mare Registration Application, Form M-4, must be submitted to the department prior to foaling. This registration will cover the mare her entire productive life as long as there is not a change of ownership and the thoroughbred mare meets the eligibility rules set forth in 62.15(2).

*b.* The owner(s) of the mare must complete and return the Mare Status Report (Form M-5) to the department by December 31 of the year bred.

*c.* The Mare Status Report must show the place where the mare will foal in this state and the person who will be responsible for the mare at the time of foaling.

*d.* The Mare Status Report must indicate if the mare is to be bred back to an Iowa registered stallion or to a stallion standing at service outside the state of Iowa. If the breeding plans as stated on the Mare Status Report are changed, the department must be notified.

**62.15(5)** A thoroughbred mare transfer of ownership, Form M-6, must be submitted to the department when a thoroughbred mare already in the program is purchased by a new owner. The Form M-6 will provide the following information:

*a.* Name of mare;

*b.* Date of transfer;

*c.* Color of mare;

*d.* State registration number;

*e.* National breed registration number;

- f.* Date of sale;
- g.* Name, address, and phone number of seller;
- h.* Name, address, and phone number of buyer.

This rule is intended to implement Iowa Code section 99D.22.

[ARC 2104C, IAB 8/19/15, effective 9/23/15]