

CHAPTER 34

EQUINE ADVISORY BOARD

Authority

N.J.S.A. 5:5-88.

Source and Effective Date

R.2010 d.076, effective April 23, 2010.
See: 42 N.J.R. 5(a), 42 N.J.R. 927(b).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 34, Equine Advisory Board, expires on April 23, 2017. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 34, General Provisions, was adopted as R.1976 d.202, effective July 1, 1976. See: 8 N.J.R. 368(a).

Subchapter 2, Equine Advisory Board Rules, was adopted as R.1990 d.15, effective January 2, 1990. See: 21 N.J.R. 2151(a), 22 N.J.R. 25(a).

Pursuant to Executive Order No. 66(1978), Chapter 34, Equine Advisory Board, was readopted as R.1995 d.7, effective December 5, 1995. See: 26 N.J.R. 3919(a), 27 N.J.R. 89(a).

Pursuant to Executive Order No. 66(1978), Chapter 34, Equine Advisory Board, was readopted as R.1999 d.362, effective September 24, 1999. See: 31 N.J.R. 1837(a), 31 N.J.R. 3801(a).

Chapter 34, Equine Advisory Board, was readopted as R.2005 d.38, effective December 17, 2004. Subchapter 1, Breeder Award Levels was repealed by R.2005 d.38, effective January 18, 2005. See: 36 N.J.R. 4295(a), 37 N.J.R. 262(a).

Chapter 34, Equine Advisory Board, was readopted as R.2010 d.076, effective April 23, 2010. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. (RESERVED)

SUBCHAPTER 2. EQUINE ADVISORY BOARD RULES

2:34-2.1 Qualifications for year-end non-racing breeder awards

(a) With the exception of non-parimutuel racing, in order to qualify for year-end non-racing breeder awards, a horse must be shown in New Jersey under three different judges. Furthermore, there must be at least two horses entered, shown and judged in each class.

(b) A New Jersey bred horse is:

1. Any foal dropped in the State of New Jersey, except for the foals of transient mares. A mare will be considered to be a transient mare if she does not reside in the State of New Jersey for at least 120 consecutive days including the day of foaling. The owner of a mare may be asked to submit proof of such residence to the individual bred groups;

2. Any foal resulting from an embryo transfer from a mare who resides 120 cumulative days in the State of New Jersey, providing blood typing of the mare, stallion and foal is carried out to authenticate parentage. A mare must donate only in New Jersey, and embryo transfer is agreeable to the national registry of the breed;

3. The get of any stallion standing only in New Jersey during the breeding season of the year in which the foal was conceived. Stallions standing in New Jersey must breed only in New Jersey for that year's breeding season; or

4. Foals resulting from the transport of semen from a stallion standing the full season in the State of New Jersey, providing blood typing of the stallion, mare and foal is carried out to authenticate parentage, and semen transport is agreeable to the national registry of the breed.

(c) In order to qualify for New Jersey non-racing breeder awards, at least one owner shall be a member in good standing of the New Jersey breed association, represented on the New Jersey Equine Advisory Board, which represents the particular breed group in which the breeder is competing. In the case of a leased horse, the lessee shall hold such membership.

(d) Individual breed groups are responsible for the certification of eligible horses and the tabulation of breeder award points, and must submit them to the New Jersey Department of Agriculture no later than November 15 of the year in which they are earned.

(e) Individual breed groups may require that additional conditions be met to qualify for non-racing breeder awards. Such conditions must not be in opposition to the intent of this section and must be approved and recorded by the New Jersey Equine Advisory Board and the New Jersey State Board of Agriculture each year prior to the show and the breeding season.

(f) Each breed's share of the year-end money is determined by:

1. The number of animals shown at the New Jersey All Breed Horse Show or the number of animals that participate in the New Jersey breed designated show in the calendar year. The one breed designated show must be submitted to the New Jersey Department of Agriculture by March 1 of the calendar year; and

2. The number of horses entered in specific breed futurities. For a futurity run by a New Jersey breed group at a separate location, each New Jersey Bred horse's owner must sign an owner's eligibility certification form, which, along with a photocopy of the entry blank, must be sent by the breed group to the New Jersey Department of Agriculture within two weeks of the show.

(g) For the purpose of obtaining a year-end total of competitors for each breed group, no animal is to be counted more than once by one breed group and horses that are registered with more than one breed group may be entered in any division for which they are qualified.

(h) Individual breed groups are responsible for supervising and certifying to the adherence to the provisions of this section.

(i) The New Jersey Department of Agriculture will accept the decisions of the individual breed groups regarding which horses are qualified to receive non-racing breeder awards, as well as the tabulation of breeder award points. Any disagreement with the decisions of the breed groups must be presented to the officers and/or directors of the particular group in question. The New Jersey Department of Agriculture will abide by the decision of the breed group officers and/or directors unless fraud or misfeasance is shown.

Amended by R.1993 d.252, effective June 7, 1993.

See: 25 N.J.R. 740(a), 25 N.J.R. 2247(c).

Revised (f)3.

Amended by R.1995 d.7, effective January 3, 1995.

See: 26 N.J.R. 3919(a), 27 N.J.R. 89(a).

Amended by R.2010 d.076, effective May 17, 2010.

See: 42 N.J.R. 5(a), 42 N.J.R. 927(b).

In the introductory paragraph of (a), substituted "be shown in New Jersey" for "enter at least three different New Jersey horse shows" and deleted the second sentence; deleted (a)1 and (a)2; in (b)3, substituted "that year's" for "any yearly"; in (c), deleted the last sentence; in (d), substituted "15" for "30"; rewrote (f)1; in (f)2, inserted a comma following "form" and substituted a period for ";" and "at the end; deleted (f)3; and in (g), substituted "that" for "who".

2:34-2.2 Conduct of the New Jersey Bred All Breed Horse Show and designated breed shows

(a) The New Jersey Bred All Breed Horse Show, or any other show conducted by the New Jersey Department of Agriculture, shall be governed as follows:

1. It is the policy of the New Jersey Department of Agriculture to accept the decisions of the individual breed groups regarding which horses are qualified to enter and show at the New Jersey Bred All Breed Horse Show or any other designated breed horse show that will be used to determine year-end awards, and to receive non-racing breeder awards, as well as the tabulation of breeder award points. Such decisions and tabulations must not be in opposition to the intent of this chapter. Any disagreement with the decision of the groups must be presented to the officers and/or directors of the particular breed group pursuant to (b) below.

2. Any questions arising which are not covered in the following rules shall be referred to the Equine Advisory Board Breeder Incentive Committee for final decision.

3. For any entry to be accepted, the horse or pony must be registered with its New Jersey breed association and be a certified New Jersey Bred. In addition, the owner or her lessee shall be a member in good standing with his or her New Jersey breed association represented on the New Jersey Equine Advisory Board. Every horse shall be entered under its registered name and the name of its rightful owner or lessee.

4. No entry will be accepted without a photocopy of a negative Coggins test of the date accepted by the New Jersey Department of Agriculture. In-State horses need a negative Coggins test dated within the past 24 months and out-of-State horses need a negative Coggins test dated within the last 12 months, as well as a Certificate of Veterinary Inspection. Foals six months and under are allowed to use the Coggins test of their dam.

5. Copies of the Coggins test report and the horse's registration papers shall be attached to all entry forms along with the owner's Eligibility Declaration Form, if a current form is not already on file at the New Jersey Department of Agriculture.

6. Foals dropped later than two months prior to show date will not be accepted as entries. No horse under three years of age may compete in under saddle classes, except when approved by their National Association rules and regulations.

7. For the New Jersey Bred All Breed Horse Show, no entries or stall reservations will be accepted unless payment by check or money order is received by the show secretary.

8. For the New Jersey Bred All Breed Horse Show, all entries must be postmarked (meter marks shall not be accepted) no later than the closing date of entries in order for entry to appear in the program. A check or money order (no cash) for the entry and stall fees must accompany the entry blank. No horse will be allowed to compete until all fees are paid.

i. Phone entries are not accepted.

9. For the New Jersey Bred All Breed Horse Show, there shall be no refunds once a horse has performed in a class, or if entered and not exhibited, after the start of the show, unless a veterinarian certificate is submitted, dated the day of the event.

10. For the New Jersey Bred All Breed Horse Show, all entry and stall fees will be refunded upon request before the closing date of entries minus a \$25.00 office charge per horse. After this date, entry fees only will be refunded upon receipt of a veterinarian's certificate; however, there will be a charge of \$25.00 on each horse entered. The actual

refund will not be made until after completion of the show. There is a penalty of \$50.00 if a check is refused.

11. For the New Jersey Bred All Breed Horse Show, exhibitor numbers will be provided for each entry in this show at the Secretary's booth. It is the exhibitor's responsibility to make certain the proper horse is entered in the proper class with the proper number. Horses entered in the wrong class will be disqualified.

12. Each breed will be judged according to the rules and regulations of its national breed association. All classes must conform to the specifications of the National Association list of classes. Those breeds that do not have a national affiliation will be judged by their New Jersey State organization rules.

13. For the New Jersey Bred All Breed Horse Show, no horse shall be shown in any class at this show if it has been administered, in any manner, any foreign substance. A foreign substance is any medication. There will be spot testing by urinalysis and/or blood testing. Any entry found positive will be disqualified and will forfeit all awards for the New Jersey Bred All Breed Horse Show and New Jersey Bred year-end awards in the current year. Refusal to allow testing will automatically subject the horse to disqualification.

14. For the New Jersey Bred All Breed Horse Show, if Classes with A and B sections do not have two entries each, A and B sections may be combined.

i. Prize money for the New Jersey Bred All Breed Horse Show, will be paid as follows:

Four horses or more in class.....	50 percent; 25 percent; 15 percent; 10 percent.
Three horses in class	50 percent; 25 percent; 15 percent.
Two horses in class	50 percent; 25 percent.
One horse in class.....	50 percent.

For individual designated breed shows, the amount of prize money allotted to the particular breed will be added to their year-end award total.

ii. If only one horse reports for judging, show money will be paid. That horse shown and judged will receive credit for the All Breed Horse New Jersey Bred Show, one of the horse's required three New Jersey shows.

15. In all classes, all riders and handlers appearing in the ring shall be neatly and properly attired according to the requirements of their national breed organization. Protective headgear is required in all jumping classes.

16. Any act of discourtesy or disobedience to the judges or officials by owner, trainer, rider or groom shall disqualify the horse, and the owner shall forfeit his or her entry and other fees.

17. The Horse Park of New Jersey at Stone Tavern, Inc., the New Jersey Department of Agriculture, the New Jersey Bred All Breed Horse Show committee and the New Jersey Equine Advisory Board will not be responsible for injury to any person, horse or property incurred on the grounds.

18. The veterinarian and/or the steward shall be responsible for measuring height of entries and weight of shoes.

19. A veterinarian certificate excusing a horse from competition must be dated on or before the start of its competition. This must be supplied on the veterinarian's letterhead and have the signature of the veterinarian.

20. Prize money will be mailed to winners at a later date.

(b) Any person who wishes to appeal any provisions of this section shall do so within 20 days of the horse show date or within 20 days of notification to owners of a decision. Such person shall, upon written request transmitted to the Department, be afforded the opportunity for a hearing thereon in the manner provided for contested cases pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1.

1. Requests for hearings shall be sent to Alfred Murray, Director, Division of Marketing and Development, N.J. Department of Agriculture, PO Box 330, Trenton, New Jersey 08625-0330.

2. All appeals to the New Jersey Department of Agriculture or breed groups are final if decided in accordance with this section or the breed group rules. Should there be a conflict between rules, this section shall be deemed superior and superseding of all other rules.

Amended by R.1993 d.252, effective June 7, 1963.

See: 25 N.J.R. 740(a), 25 N.J.R. 2247(c).

Amended by R.1995 d.7, effective January 3, 1995.

See: 26 N.J.R. 3919(a), 27 N.J.R. 89(a).

Amended by R.1999 d.362, effective October 18, 1999.

See: 31 N.J.R. 1837(a), 31 N.J.R. 3081(a).

In (a)13, inserted a new third sentence.

Amended by R.2005 d.38, effective January 18, 2005.

See: 36 N.J.R. 4295(a), 37 N.J.R. 262(a).

Rewrote (b).

Amended by R.2010 d.076, effective May 17, 2010.

See: 42 N.J.R. 5(a), 42 N.J.R. 927(b).

Section was "Conduct of the New Jersey Bred All Breed Horse Show". Rewrote (a).