

# 5:5-91

## LEGISLATIVE HISTORY CHECKLIST

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**LAWS OF:** 2002                    **CHAPTER:** 21  
**NJSA:** 5:5-91                    (Horses—Sire Stakes Program—bred in New Jersey)  
**BILL NO:** A1678                    (Substituted for S1108)

**SPONSOR(S)** Impreveduto and Malone

**DATE INTRODUCED:** February 4, 2002

**COMMITTEE:**                    **ASSEMBLY:** Regulated Professions

**SENATE:** ----

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:**                    **ASSEMBLY:** March 14, 2002

**SENATE:** March 21, 2002

**DATE OF APPROVAL:** April 30, 2002

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

[FINAL TEXT OF BILL](#) (Original version of bill enacted)

**A1678**

[SPONSORS STATEMENT:](#) (Begins on page 3 of original bill) [Yes](#)

**COMMITTEE STATEMENT:**                    [ASSEMBLY:](#) [Yes](#)

**SENATE:** No

**FLOOR AMENDMENT STATEMENTS:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

**S1108**

[SPONSORS STATEMENT:](#) (Begins on page 3 of original bill) [Yes](#)

Bill and Sponsors Statement identical to A1678

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** No

[SENATE:](#) [Yes](#)

**FLOOR AMENDMENT STATEMENTS:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

**VETO MESSAGE:** No

[GOVERNOR'S PRESS RELEASE ON SIGNING:](#) [Yes](#)

**FOLLOWING WERE PRINTED:**

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**REPORTS:**

No

**HEARINGS:**

No

**NEWSPAPER ARTICLES:**

No

P.L. 2002, CHAPTER 21, *approved April 30, 2002*  
Assembly, No. 1678

1 **AN ACT** concerning the eligibility of certain standardbred horses for  
2 the Sire Stakes Program and amending P.L.1971, c.85.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6

7 1. Section 1 of P.L.1971, c.85 (C.5:5-91) is amended to read as  
8 follows:

9 1. There is hereby established in the State of New Jersey a Sire  
10 Stakes Program for standardbred horses [**], bred in the State of New**  
11 **Jersey and to be] that are the product of a registered New Jersey**  
12 **stallion, registered with the Standardbred Breeders' and Owners'**  
13 **Association of New Jersey as such and listed in their registry books.**

14 Those horses eligible to race under said Sire Stakes Program shall  
15 be any foal of any registered New Jersey stallion standing at a New  
16 Jersey breeding farm and either owned by a resident of the State of  
17 New Jersey or leased by a resident thereof for a period of not less than  
18 10 years to stand the full season on a New Jersey breeding farm. A  
19 copy of any such lease shall be filed with the United States Trotting  
20 Association, the Standardbred Breeders' and Owners' Association of  
21 New Jersey and the New Jersey Racing Commission.

22 Said Sire Stakes Program shall be administered by a board of  
23 trustees consisting of five members, four appointed by the Governor,  
24 two of whom shall be members of the Standardbred Breeders' and  
25 Owners' Association of New Jersey, two representatives of racing  
26 interests generally, and the Secretary of Agriculture, ex officio. Of  
27 members first appointed, the term of office of one appointee member  
28 of the Standardbred Breeders' and Owners' Association shall be 2  
29 years, the other appointee member of such association shall be 1 year,  
30 the term of office of one appointee representing racing interests  
31 generally shall be for 2 years and the other appointee representing  
32 racing interests generally shall be for a term of 1 year. Thereafter,  
33 appointments shall be for terms of 2 years. No member of the board  
34 of trustees shall be compensated for his services, however, reasonable  
35 travel and other expenses incurred in connection with duties as  
36 members of the board may be reimbursed.

37 The board of trustees is authorized to do all that is necessary for  
38 the proper administration of the said Sire Stakes Program and shall  
39 prepare, issue and promulgate rules and regulations providing for

40 a. Classes and divisions of races, eligibility of horses and owners  
41 therefor and prizes and awards to be awarded.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

- 1       b. Nominating, sustaining and entry fees on horses and races.
- 2       c. Such temporary programs including eligibility of horses,  
3 breeding, and other matters as may be necessary to make the Sire  
4 Stakes Program operable as soon as possible.
- 5       d. Registration and certification of New Jersey stallions, mares  
6 bred to such stallions and foals produced thereby.
- 7       e. Such other matters as the board determines to be necessary and  
8 appropriate for the proper administration and implementation of the  
9 Sire Stakes Program.
- 10      The funds for the Sire Stakes Program pursuant to section 46 of  
11 P.L.1940, c.17, or any other law, and the nominating, sustaining and  
12 entry fees provided for herein shall be administered by the New Jersey  
13 Department of Agriculture by deposit in a trust account entitled Sire  
14 Stakes Fund. All disbursements therefrom for the payment of purses  
15 and awards, cost of administration, reimbursement of expenses of  
16 members of the board of trustees and any other appropriate expenses  
17 shall be made by the Secretary of Agriculture or his designee. A  
18 report shall be prepared and filed annually by the secretary with the  
19 Racing Commission setting forth an itemization of all deposits to and  
20 expenditures from said fund.
- 21      Sire stake races shall be run at all licensed harness tracks in the  
22 State of New Jersey. Said races and purses and awards awarded  
23 therefor shall be pursuant to the rules and regulations of the board of  
24 trustees hereunder, the New Jersey Racing Commission and the United  
25 States Trotting Association.
- 26 (cf: P.L.1971, c.85, s.1)

27

- 28      2. This act shall take effect immediately and shall be retroactive to  
29 January 1, 2002.

30

31

32

### STATEMENT

33

34      The New Jersey Sire Stakes Program was established by law in  
35 1971 for the purpose of improving standardbred racing in this State.  
36 Under the program, a percentage of parimutuel pools is used to fund  
37 purses at Sire Stakes races at licensed harness tracks. Currently, in  
38 order to be eligible to participate in the program, a standardbred horse  
39 must be "bred in the State of New Jersey" and the product of a  
40 registered New Jersey stallion stabled at a New Jersey breeding farm.  
41 As a result of these requirements, both the mare and the stallion must  
42 be stabled in New Jersey when breeding occurs. This is the case even  
43 if the mare and stallion are on different farms and artificial  
44 insemination is used. These provisions have the effect of excluding  
45 from eligibility a standardbred horse which is produced by an out-of-  
46 State mare and an in-State stallion through artificial insemination.

1       The bill would amend existing law to eliminate the requirement that  
2 a standardbred horse must be bred in this State in order to be eligible  
3 for the Sire Stakes Program. The requirement that a stallion must be  
4 stabled in New Jersey would be retained. Thus, the bill would permit  
5 a standardbred horse which is produced by an out-of-state mare and  
6 an in-State stallion through artificial insemination to participate in the  
7 program.

8       The bill's enactment would likely increase both the number of  
9 standardbred mares bred to New Jersey stallions and the number of  
10 stallions registered in New Jersey. Thus, it would help improve the  
11 quality of standardbred horses and harness racing in this State and  
12 enable the New Jersey standardbred horse industry to better compete  
13 with standardbred horses bred in other states and Canada.

14

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17

18       Concerns eligibility of certain standardbred horses for Sire Stakes  
19 Program.

# ASSEMBLY, No. 1678

## STATE OF NEW JERSEY 210th LEGISLATURE

INTRODUCED FEBRUARY 4, 2002

**Sponsored by:**

**Assemblyman ANTHONY IMPREVEDUTO**

**District 32 (Bergen and Hudson)**

**Assemblyman JOSEPH R. MALONE, III**

**District 30 (Burlington, Mercer, Monmouth and Ocean)**

**Co-Sponsored by:**

**Assemblyman Bateman, Senators Singer and Codey**

**SYNOPSIS**

Concerns eligibility of certain standardbred horses for Sire Stakes Program.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 3/22/2002)**

A1678 IMPREVEDUTO, MALONE

2

1 AN ACT concerning the eligibility of certain standardbred horses for  
2 the Sire Stakes Program and amending P.L.1971, c.85.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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7 1. Section 1 of P.L.1971, c.85 (C.5:5-91) is amended to read as  
8 follows:

9 1. There is hereby established in the State of New Jersey a Sire  
10 Stakes Program for standardbred horses [, bred in the State of New  
11 Jersey and to be] that are the product of a registered New Jersey  
12 stallion, registered with the Standardbred Breeders' and Owners'  
13 Association of New Jersey as such and listed in their registry books.

14 Those horses eligible to race under said Sire Stakes Program shall  
15 be any foal of any registered New Jersey stallion standing at a New  
16 Jersey breeding farm and either owned by a resident of the State of  
17 New Jersey or leased by a resident thereof for a period of not less than  
18 10 years to stand the full season on a New Jersey breeding farm. A  
19 copy of any such lease shall be filed with the United States Trotting  
20 Association, the Standardbred Breeders' and Owners' Association of  
21 New Jersey and the New Jersey Racing Commission.

22 Said Sire Stakes Program shall be administered by a board of  
23 trustees consisting of five members, four appointed by the Governor,  
24 two of whom shall be members of the Standardbred Breeders' and  
25 Owners' Association of New Jersey, two representatives of racing  
26 interests generally, and the Secretary of Agriculture, ex officio. Of  
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34 of trustees shall be compensated for his services, however, reasonable  
35 travel and other expenses incurred in connection with duties as  
36 members of the board may be reimbursed.

37 The board of trustees is authorized to do all that is necessary for  
38 the proper administration of the said Sire Stakes Program and shall  
39 prepare, issue and promulgate rules and regulations providing for

40 a. Classes and divisions of races, eligibility of horses and owners  
41 therefor and prizes and awards to be awarded.

42 b. Nominating, sustaining and entry fees on horses and races.

43 c. Such temporary programs including eligibility of horses,

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

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1 breeding, and other matters as may be necessary to make the Sire  
2 Stakes Program operable as soon as possible.

3 d. Registration and certification of New Jersey stallions, mares  
4 bred to such stallions and foals produced thereby.

5 e. Such other matters as the board determines to be necessary and  
6 appropriate for the proper administration and implementation of the  
7 Sire Stakes Program.

8 The funds for the Sire Stakes Program pursuant to section 46 of  
9 P.L.1940, c.17, or any other law, and the nominating, sustaining and  
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12 Stakes Fund. All disbursements therefrom for the payment of purses  
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15 shall be made by the Secretary of Agriculture or his designee. A  
16 report shall be prepared and filed annually by the secretary with the  
17 Racing Commission setting forth an itemization of all deposits to and  
18 expenditures from said fund.

19 Sire stake races shall be run at all licensed harness tracks in the  
20 State of New Jersey. Said races and purses and awards awarded  
21 therefor shall be pursuant to the rules and regulations of the board of  
22 trustees hereunder, the New Jersey Racing Commission and the United  
23 States Trotting Association.

24 (cf: P.L.1971, c.85, s.1)

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26 2. This act shall take effect immediately and shall be retroactive to  
27 January 1, 2002.

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32 The New Jersey Sire Stakes Program was established by law in  
33 1971 for the purpose of improving standardbred racing in this State.  
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35 purses at Sire Stakes races at licensed harness tracks. Currently, in  
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43 from eligibility a standardbred horse which is produced by an out-of-  
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45 The bill would amend existing law to eliminate the requirement that  
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**A1678 IMPREVEDUTO, MALONE**

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ASSEMBLY REGULATED PROFESSIONS AND  
INDEPENDENT AUTHORITIES COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 1678**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 21, 2002

The Assembly Regulated Professions and Independent Authorities Committee reports favorably Assembly Bill No. 1678.

The New Jersey Sire Stakes Program was established by law in 1971 for the purpose of improving standardbred racing in this State. Under the program, a percentage of parimutuel pools is used to fund purses at Sire Stakes races at licensed harness tracks. Currently, in order to be eligible to participate in the program, a standardbred horse must be "bred in the State of New Jersey" and the product of a registered New Jersey stallion stabled at a New Jersey breeding farm. As a result of these requirements, both the mare and the stallion must be stabled in New Jersey when breeding occurs. This is the case even if the mare and stallion are on different farms and artificial insemination is used. These provisions have the effect of excluding from eligibility a standardbred horse which is produced by an out-of-State mare and an in-State stallion through artificial insemination.

The bill would amend existing law to eliminate the requirement that a standardbred horse must be bred in this State in order to be eligible for the Sire Stakes Program. The requirement that a stallion must be stabled in New Jersey would be retained. Thus, the bill would permit a standardbred horse which is produced by an out-of-state mare and an in-State stallion through artificial insemination to participate in the program.

**SENATE, No. 1108**

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**STATE OF NEW JERSEY**  
**210th LEGISLATURE**

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INTRODUCED FEBRUARY 21, 2002

**Sponsored by:**

**Senator ROBERT W. SINGER**

**District 30 (Burlington, Mercer, Monmouth and Ocean)**

**Senator RICHARD J. CODEY**

**District 27 (Essex)**

**SYNOPSIS**

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**CURRENT VERSION OF TEXT**

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S1108 SINGER, CODEY

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23 States Trotting Association.

24 (cf: P.L.1971, c.85, s.1)

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26 2. This act shall take effect immediately and shall be retroactive to  
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30 STATEMENT

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33 1971 for the purpose of improving standardbred racing in this State.  
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**S1108 SINGER, CODEY**

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6 The bill's enactment would likely increase both the number of  
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8 stallions registered in New Jersey. Thus, it would help improve the  
9 quality of standardbred horses and harness racing in this State and  
10 enable the New Jersey standardbred horse industry to better compete  
11 with standardbred horses bred in other states and Canada.

SENATE ECONOMIC GROWTH, AGRICULTURE AND  
TOURISM COMMITTEE

STATEMENT TO

**SENATE, No. 1108**

**STATE OF NEW JERSEY**

DATED: MARCH 11, 2002

The Senate Economic Growth, Agriculture and Tourism Committee reports favorably Senate Bill No. 1108.

The bill would amend existing law to eliminate the requirement that a standardbred horse must be bred in this State in order to be eligible for the Sire Stakes Program. The requirement that a stallion must be stabled in New Jersey would be retained. Thus, the bill would permit a standardbred horse which is produced by an out-of-state mare and an in-State stallion through artificial insemination to participate in the program.

The New Jersey Sire Stakes Program was established by law in 1971 for the purpose of improving standardbred racing in this State. Under the program, a percentage of parimutuel pools is used to fund purses at Sire Stakes races at licensed harness tracks. Currently, in order to be eligible to participate in the program, a standardbred horse must be "bred in the State of New Jersey" and the product of a registered New Jersey stallion stabled at a New Jersey breeding farm. As a result of these requirements, both the mare and the stallion must be stabled in New Jersey when breeding occurs. This is the case even if the mare and stallion are on different farms and artificial insemination is used. These provisions have the effect of excluding from eligibility a standardbred horse which is produced by an out-of-State mare and an in-State stallion through artificial insemination.

The bill's enactment, according to the sponsors, would likely increase both the number of standardbred mares bred to New Jersey stallions and the number of stallions registered in New Jersey. Thus, it would help improve the quality of standardbred horses and harness racing in this State and enable the New Jersey standardbred horse industry to better compete with standardbred horses bred in other states and Canada.

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**Press Releases**

PO BOX 004  
TRENTON, NJ 08625

Contact: Paul Aronsohn  
609-777-2600

RELEASE: April 30, 2002

[Previous Screen](#)

**Governor McGreevey Signs Bill Eliminating Requirement that Standardbred Horses be Bred within Jersey Borders**

(TRENTON)-Governor James E. McGreevey signed into law today Assembly Bill 1678, which eliminates the requirement that a standardbred horse be bred within New Jersey in order to be eligible for the Sires Stakes program.

Currently, the only horses eligible for the Sires Stakes program are standardbred horses that have been sired by stallions registered and resident in New Jersey to mares bred in New Jersey. This bill will allow foals that have been conceived outside of the State, but are the descendents of stallions registered and resident in New Jersey, to be eligible for Sires Stakes races.

"The elimination of the requirement that standardbred horses be bred in New Jersey will bring additional vitality and competition to the Sires Stakes races," said McGreevey.

The Sires Stakes program was designed to act as an incentive for horse farms to remain in New Jersey through the creation of a special series of horse races known as Sires Stakes.

The bill was sponsored by Assemblymen Anthony Impreveduto (D-Bergen/ Hudson) and Joseph Malone (R-Burlington/ Monmouth/ Ocean). The Senate version was sponsored by Senators Robert Singer (R-Burlington/ Monmouth/Ocean) and Dick Codey (D-Essex).

State of New Jersey Governor's Office

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