

## 2004 PHBA Registration & Transfer Rules

### QUALIFICATIONS FOR REGISTRATION

500. General. Only Palomino horses meeting the color">

2004 PHBA Registration & Transfer Rules

### QUALIFICATIONS FOR REGISTRATION

500. General. Only Palomino horses meeting the color, conformation, breeding and other requirements hereinafter specified may be registered with PHBA.

501. Membership Requirements.

- A. The horse owner or owners must have a current membership(s) in PHBA before registering a horse.
- B. The owner or owners of a horse must have a membership in the exact name, or partnership name, or corporation, or ranch as it is to appear on the PHBA registration certificate in order for the horse to be registered.
- C. If the name of the owner or owners is not the same as that recorded on the recognized breed association's registration certificate, PHBA may require the owner or owners to provide satisfactory proof of ownership.
- D. The horse owner can pay a non member fee instead of a membership.
- E. Refer to Rule(s) 1-12.

502. Conformation. To be eligible for registration, a Palomino must show refinement of head, bone, and general structure appropriate to the breeds recognized by PHBA, and be suitable for carrying western or English equipment. The horse must be between fourteen (14) and seventeen (17) hands when fully matured and must show no pony or draft horse characteristics.

503. Palomino Color Characteristics.

- A. The ideal body coat color is approximately the color of a United States gold coin.
- B. The following body color traits are not acceptable:
  - 1) A brown or black dorsal stripe along the spine.
  - 2) Alternating bands of lighter and darker hairs running around the legs (zebra stripes) or across the withers (wither or neck stripes).
  - 3) This includes spotting and or coat characteristics typical of paints, pintos, appaloosas and cremellos or perlinos.
  - 4) White hairs interspersed within the coat associated with the roan, grey, or rabicano patterns.

504. Skin Color. The skin must be dark colored (grey, black, brown, motley) without pink spots wherever it shows around the nose and eyes, under the tail, and between the hind legs, except for skin on the face which may be pink where it is a continuation of a white marking.

A. EXCEPTION: Horses also registered with the American Saddlebred Horse Association may have skin color of any shade.

505. Iris of Eyes. The eyes must be the same color and have black, brown, or hazel irises.

A. A horse with blue, glass or partial blue eyes is eligible for registration if it is reported on the recognized breed association's registration certificate or is an acceptable characteristic in a recognized breed association.

B. A horse with unknown bloodline may have blue, glass or partial blue eyes if it is a gelding or spayed mare.

506. Mane and Tail. The mane and tail must be a minimum of eighty-five (85%) percent white, and may have no more than fifteen (15%) percent black, sorrel, chestnut or off colored hair in either. Mane and tail may not be chemically altered.

### MARKINGS

512. White Markings.

A. Palominos may be eligible for registration provided the white markings and pink skin underlying the white markings do not extend beyond the lines described as follows:

- 1) A line parallel with the ground drawn around the front leg at the point halfway between the point of the elbow (the center of the olecranon tuberosity or proximal epiphys of the ulna) and the protrusion on the back of the knee (the accessory carpal bone or lateral styloid process).
- 2) A line parallel with the ground at the center of the gaskin on the hind legs. (The center of the gaskin shall be defined as an imaginary point on the front of the gaskin equidistant between the stifle joint and the center of the hock). The top point of the reference to be the bony protrusion on the inside (medial) of the stifle region (technically known as the medial condyle of the tibia) and the most prominent bony protrusion at the top and inside of the hock (technically known as the medial malleolus of the tibia).
- 3) A line around the horse's neck immediately behind the poll and through the midpoint of the throat latch.

- 4) Within an area described as two inches on either side of the ventral midline, beginning at the point midway between the front legs and extending to, and including the sheath and udder.
- 5) Additionally, there is allowed a single area of white marking with underlying light skin, such that it can be completely covered with a disk one inch in diameter, either free standing, or being a portion of white marking extending past the above prescribed lines.
- B. When a registration application shows the horse to be registered which has white markings beyond the prescribed lines, excessive white markings or white spot or spots, pictures of the horse shall be required and the horse may be inspected before its eligibility is determined and the application is processed.
- C. The registration certificate of any horse having white markings beyond the prescribed lines, excessive white markings, or spot(s) may be subject to cancellation where the registration application fails to indicate or misrepresents the horse's actual markings.
- D. Once registered, should a horse develop such marking conditions, the registration may be revoked. In determining eligibility for registration or revocation of registration, the burden lies with the registration applicant. Absence of reproductive capabilities as a gelding or a spayed mare shall not lessen the standard by which the horse's markings are evaluated. Areas of white, pink, or mottled skin located on the horse's genitalia, including the sheath or udder, in the axillary region (armpits), or inside the hind legs including the inner surface of the hindquarters up to and including the ventral surface of the tail and which are not considered white markings as described in (A) above.
- E. No horse is eligible for regular registration which possesses all three characteristics: light (or pink) skin over the body; white or cream-colored hair over the body; and eyes of a blush cast.
513. Misrepresentation of White Markings. The registration of any horse having white markings beyond the prescribed lines shall be subject to cancellation if the registration application or any other registration documentation fails to indicate, or misrepresents, the horse's actual markings.
514. Additional Markings. The following color characteristics should be noted on the registration application:
- A. Roan Patches; Patches of scattered white hair: Areas with white hair scattered through the basic body color and which do not have underlying light-colored skin.
- B. Patches of darker-colored hair: Concentrated areas in which hair has a darker pigmentation than surrounding hair of its basic body color.
- C. Dark Spots: Patches of dark hair (or basic body color) within white markings.

#### **ELIGIBLE HORSES**

520. Additional requirements for registration of horses registered in recognized breed associations are as follows:

521. PHBA recognizes the following breed registries, relative to the registration of Palomino horses. Horses registered in these associations must meet the appropriate qualifications including but not limited to body coat, skin, mane, tail, and white markings as stated elsewhere in the Registration and Transfer Rules.

- A. American Quarter Horse Association (AQHA)
- B. American Paint Horse Association (APHA)
- C. Appaloosa Horse Club (ApHC)
- D. American Saddlebred Horse Association (ASHA)
- E. American Morgan Horse Association (AMHA)
- F. Arabian Horse Association (AHA)
  - 1) Arabian Horse Registry (AHR)
  - 2) International Arabian Horse Association (IAHA)
- G. Jockey Club (JC)
- H. Tennessee Walking Horse Breeders and Exhibitors' Association (TWHBEA).
- I. International Morab Registry (IMR)
- J. Mountain Pleasure Horse Association (MPHA)
- K. Rocky Mountain Horse Association (RMHA)
- L. Missouri Fox Trotting Horse Breed Association (MFTHBA)
- M. American Holsteiner Horse Association (AHHA)
- N. United Quarab Registry (UQR)

522. Documents required before application can be considered for registration for above mentioned breeds:

- A. Membership or non member fees
- B. Completed registration application
- C. Appropriate fees

D. Photocopy of front and back of recognized association registration certificate. This document may be submitted at a later time, however, is required before registration application is considered complete.

E. Color photographs, if requested, using 35 mm film, showing front, back and both sides, full view of horse which includes legs and head so that marking or lack of markings is visible.

#### **ADDITIONAL ELIGIBLE HORSES**

528. If a Palomino stallion or mare is not eligible for registration with one of the recognized breed associations listed above, it may be considered for registration in PHBA.

529. The ancestry or bloodline of these horses must be verified in fact. Methods of verifying facts should include, but not be limited to, breeder certificates, stallion breeding reports, and methods through genetic testing via PHBA recognized laboratories.

A. Its sire and dam are registered in PHBA. The horse shall meet all previously mentioned registration requirements.

B. One parent is registered in PHBA and the other parent is registered in one of the recognized breed associations. The horse shall meet all previously mentioned registration requirements.

530. The owner must supply four (4) color photographs (front, back, and each side of the horse). These pictures become the property of PHBA.

531. PHBA reserves the right to require the horse pass inspection prior to registration.

532. All documents, specimens, photographs, etc become property of PHBA.

533. To be designated in the stock type division a horse must have two (2) recognized stock type parents. (i.e. AQHA, APHA, ApHC, and/or Jockey Club)

#### **DNA ADDITIONAL ELIGIBLE HORSES**

539 A. If a Palomino stallion or mare is not eligible for registration with one of the recognized breed associations listed above, it may be considered for registration in PHBA.

B. The ancestry or bloodline of these horses must be verified in fact. Methods of verifying facts should include, but not be limited to, breeder certificates, stallion breeding reports, and methods through genetic testing via PHBA recognized laboratories.

C. Its sire and dam are registered with a recognized breed association, but neither is Palomino in color.

D. The owner must supply four (4) color photographs (front, back, and each side of the horse). These pictures become the property of PHBA.

E. PHBA reserves the right to require the horse pass inspection prior to registration.

F. All documents, specimens, photographs, etc become property of PHBA.

G. To be designated in the stock type division a horse must have two (2) recognized stock type parents. (i.e. AQHA, APHA, ApHC, and/or Jockey Club)

#### **GELDINGS OR SPAYED MARES**

##### **COLOR/CONFORMATION**

545. If a Palomino gelding or spayed mare is not eligible for registration with one of the recognized breed associations listed above, it may be considered for registration strictly on conformation and color characteristics for the body, skin, eyes, markings and mane and tail.

546. The ancestry or bloodline of these horses will not be shown on the registration certificate, unless it can be verified in fact. Methods of verifying facts should include, but not be limited to, breeder certificates, stallion breeding reports, and methods through genetic testing via PHBA recognized laboratories.

547. Its sire or dam is pinto or cremello or perlino may be registered. Pedigree on the certificate of registration will reflect only recognized breed associations sires and dams, if it can be verified in fact.

548. The owner must supply four (4) color photographs (front, back, and each side of the horse). These pictures become the property of PHBA.

549. PHBA reserves the right to require the horse pass inspection prior to registration.

550. All documents, specimens, photographs, etc become property of PHBA.

##### **556. Photographs**

A. Five current color photographs may be required by PHBA. Photographs should include one of each side showing body, head and all of the legs, a direct face view showing front of body and all of the front legs, rear view showing body and all of the two hind legs.

B. Additional photographs may be submitted to show the horse's head only if white markings could be questionable.

- C. PHBA may require the horse to be clipped or wet down with water to determine the white markings in the photographs.
- D. Photographs may need to include the PHBA color circle which is available from PHBA.
- E. Scars and/or brands should have close up photographs taken and forwarded to PHBA.
- F. Photographs become the property of PHBA and may not be returned.
- G. Photographs should be 35 mm. Disposable camera film should be 35 mm.
- H. Self developing photographs such as polaroids are not recommended. Photographs that are computer generated are not acceptable.
- I. The approximate size of the photographs should be approximately 4 " x 6".
- J. All photographs should be labeled on the back with the horse's name, sex, foal date and dam's and sire's name.

#### **GENERAL REGISTRATION & TRANSFER RULES**

562. Alterations or Misrepresentation. Any person who knowingly signs a registration or transfer that has been altered, does not represent a true transaction, or which contains any material misrepresentation, may be subject to disciplinary procedures.

563. Applicants are responsible for knowledge of all registration rules and regulations.

A. Registration of a horse with the PHBA is based and predicated upon agreement, acceptance and consent of the applicant that the final decision on all registrations matters and the final interpretation of all rules contained from time to time in this rulebook shall be made by the Executive Board or an authorized committee thereof and that the decisions and interpretations of the Executive Board or authorized committee shall be binding on all parties.

B. Registration eligibility for all horses is predicated on information supplied and forwarded to the PHBA Registration Department on official application forms and from required photographs or other documentation. The burden of proving eligibility for registration of any horse rests with the applicant.

C. As the above specified party or parties have the burden of persuasion, by failure to present relevant evidence concerning such questions to PHBA or at a hearing scheduled to resolve the question, they shall be deemed to have waived their right to later present such evidence to a court of law, if they seek judicial review of PHBA's action.

564. Cooperation. PHBA expressly reserves the right to order any of, but not limited to, the following: inspection, photographs, documents, specimen, veterinarian statements of spaying or gelding, substance, or methods through genetic testing via PHBA recognized laboratories of any horse currently registered by the Association or any horse making application for registration to the Association to ensure conformance with the rules and regulations as set forth in the Official Rule Book of the Palomino Horse Breeders of America. Documents and photographs are property of PHBA.

565. Authorized Signature(s).

A. On registration and transfer forms, PHBA shall recognize the signature of any one of the joint owners of a horse if such owner is named on the horse's current registration certificate or registration application. Additionally, PHBA shall recognize the signature of any partner when a partnership is a recorded owner. If such recognition is not to be permitted, or is to be limited otherwise, the joint owners or partnership shall file with PHBA a written agreement to that effect specifying horse's name and registration number and signed by all such joint owners or all partners.

B. When written authorization (on a form furnished by PHBA upon request) has been filed with PHBA, the Association will accept the signature of such authorized individual as sufficient to complete the recording of the transfer or registration. The written authorization must be signed both by the recorded owner of the horse specified in such authorization and the person being authorized to sign a transfer or registration application.

C. In the case of a minor younger than 18 years of age, PHBA may require a statement from the legal guardian or parent giving the birth date of the child and designating the person(s) signing on behalf of the minor.

D. When the owner of a horse is deceased, PHBA may request documentation of file appointing the agent or representative for the estate (letters testamentary, letter of administration, etc) and bearing the original certification or seal of clerk or the probate court. In the event there was not formal probate of the estate and affidavit of heirship forms are available from PHBA at no charge.

E. Authorization of agent may be canceled by written notification signed by record of owner or record lessee. Such termination of authorization will take effect on the date received at PHBA.

566. Naming of A Horse. The name of the horse(s) as recorded on the recognized breed association registration certificate shall be the applied for name on the application in order for the horse to be registered. The name of a

horse(s) without a registration certificate with a recognized breed association shall not exceed twenty-five (25) characters which includes spaces. Roman numerals, arabic numerals, and punctuation marks are only permitted if they are allowed by the recognized breed association.

567. Name Change. A name cannot be changed once a horse has earned PHBA points or has sired or produced a registered foal, or

A. If the name changed at breed association, see Rule(s) 566.

568. Age of Horse. The age of a horse shall be computed on the basis of a calendar year starting on January 1st of the year foaled, regardless of the time of year in which the horse is foaled.

569. Scars, Brands, Tattoos. All scars, brands and tattoos appearing on a horse should be reported on the application for registration. Registration certificates will be corrected at no charge for horses receiving identifying marks at a later date.

570. Gelded or Spayed Notation. When a horse is gelded or a mare is spayed, the animal's registration certificate and a statement from the owner of record indicating the date on which the horse was gelded or spayed, should be promptly sent to PHBA. An appropriate notation will be made in the PHBA records and on the registration certificate which will then be returned to the owner with no charge.

571. Methods of Conception, such as but not limited to Embryo transfer, Oocyte transfer, Cooled Transported Semen, Frozen semen, Artificial Insemination. A horse registered with one of the recognized breed associations, which is conceived by that breeds accepted methods, and complies with PHBA registration rules may be eligible for registration with PHBA.

572. Genetics Defects. The conditions listed below and commonly considered undesirable traits or genetics defects shall be indicated on the registration certificate for horses foaled on or after January 1, 1997. One or more of these conditions does not prevent a horse from being used as breeding stock or from participating in PHBA approved events, but subject to rules of the individual event.

A. Overshot or Undershot (Parrot Mouth). Either overshot or undershot and is defined by the American Association of Equine Practitioners as "no occlusal contact between the upper and lower central incisors."

B. Cryptorchid. Horse with less than two visible testicles descended into the scrotum.

C. Hyperkalemic Periodic Paralysis. Hyperkalemic Period Paralysis (HYPP) designation effective for foals born on or after January 1, 1998. A muscular disease caused by a hereditary genetic defect that leads to uncontrolled muscle twitching or profound muscle weakness, and in severe causes, may lead to collapse and/or death.

According to research, this condition exists in certain descendants of the stallion Impressive (AQHA registration number 0767246).

1) The following notification shall be placed on registration certificates for foals descending from the stallion Impressive or any other bloodline determined to carry the HYPP gene. HYPP UNDISCLOSED, will be noted on the horses papers if test results have not be reported. When the parent(s) tracing from the HYPP line has tested negative for HYPP with an appropriate designation appearing on their registration certificates, the above notation is not required and will instead, be substituted by the designation "N/N" or after testing negative for the gene, the notification may be substituted by the designation "N/N" upon request of the owner at the owner's expense.

2) Testing for HYPP. At such time as PHBA requires mandatory parentage verification of all foals to be registered, any foals tracing to bloodlines known to carry the HYPP gene, shall be tested for HYPP results will be designated on the registration certificate in lieu of the above notification.

3) Such testing will not be necessary if the foal's closet ancestors, tracing to the HYPP line, have been tested negative, and designated on their registration certificates, which foals will automatically be designated "N/N" on their registration certificate.

573. Stableman's Lien. In order for the PHBA to recognize a stableman's lien foreclosure and record the resulting new ownership, the following but not limited to items may be required:

A. Affidavit in the setting forth the factual basis creating the lien.

B. Copy of the statutes relating to the creation and foreclosure of a stableman's lien.

C. Documentary evidence, satisfactory to the PHBA, evidencing that each element of the stableman's lien statute and foreclosure procedure has been satisfied.

D. Indemnity agreement as prescribed by PHBA.

E. Any documentation such as photographs, specimens, DNA verification may be required by PHBA.

## **CERTIFICATE OF REGISTRATION**

579. Certificates of Registration. Certificates of Registration shall be issued by PHBA on horses that are found to be qualified as prescribed herein, provided such action is not prohibited by the operation of the provisions of any other rule, regulation, or By-Law of PHBA.

580. Ownership of Certificate of Registration. Refer to Rule(s) 62.

A. The Amateur, Novice-Amateur, Amateur Select owner(s) of the horse on the PHBA registration certificate must be the same as the owners recorded on the recognized breed association registration certificate or the list of family found in Rule(s) 5205.

581. Pedigree. Certificates of Registration shall indicate the pedigree of the horse for at least three generations, provided such information is shown on the application for registration or photocopy of a recognized breed association's papers.

582. Change of Pedigree. Any change in the record of the pedigree of a Palomino shall be made by filing a corrected application.

583. Correction of a Registration certificate. Correction of a registration certificate will be done at no charge within thirty (30) days of issue.

A. Correction of an original PHBA registration certificate may be documented by a photocopy front and back of the corrected recognized breed association certificate of registration and/or photographs

B. PHBA may require additional documentation, photographs or inspection in the event significant correction of the description of a horse is requested.

584. Duplicate or Replacement Certificate. Requests for a duplicate of a lost, defaced, destroyed, or stolen certificate shall be accompanied by an affidavit (notarize) form which can be obtained at no charge from PHBA.

A. Said affidavit shall state reason for duplicate, and shall be completed in its entirety and forwarded to PHBA along with appropriate fees, at which time a new certificate shall be issued.

B. When a certificate has been damaged, a duplicate certificate will be issued upon receipt of the damaged certificate and the appropriate fees.

C. PHBA may require four full view photographs of the horse's front, back and both complete side views.

D. In regard to involuntary transfers, including, but not limited to court judgments and stableman liens or security interest foreclosures, when it is proven to PHBA's satisfaction that a previous owner is unavailable to verify via the affidavit the whereabouts of the original certificate or refuses to implement the court's judgment by delivering the original certificate for transfer, at PHBA's discretion, and in the interest of equity, requirement of affidavit of the record owner may be waived and current owner deemed eligible for a duplicate certificate.

585. Surrender of Certificate. When the owner of any registered animal disposes of that animal without papers, the owner shall notify PHBA of the fact and surrender the appropriate registration certificate to PHBA for proper notation.

A. Should an animal registered with PHBA develop characteristics that would deem the horse ineligible for registration (i.e. greying, develop appaloosa markings, etc.), the owner shall notify PHBA and surrender the appropriate registration certificate.

586. Deceased Horses. Upon the death of a registered horse, the certificate of registration shall be surrendered to PHBA within ninety (90) days from the date of death for cancellation and notation in the PHBA records. If the owner fails to surrender such certificate within the stipulated time, the certificate of registration shall be cancelled, and the owner may be subject to disciplinary action.

A. The cancelled registration certificate will be returned to the owner upon written request of the owner.

## **INSPECTIONS**

592. Mane Length. A horse may not be inspected and approved for registration while its mane is roached. The mane must be grown out enough to determine its color accurately.

593. Inspection Assignment. For registration applications where inspection is needed, PHBA will contact a PHBA inspector and will send the appropriate forms. An inspector should only inspect a horse at the request of PHBA, not the horse owner.

594. Collection of Inspection Fees. Prior to PHBA requesting an inspection of a horse, all appropriate applications and fees must have been submitted. When this has been done, PHBA will contact the inspector and forward the appropriate fee.

595. When a horse is inspected for any reason, the owner will pay PHBA an inspection fee prior to the inspection.

## **INSPECTORS**

601. Inspectors Membership. All inspectors must be members of PHBA.

602. List of Inspectors. PHBA will maintain a current list of approved inspectors.

603. Annual Election of Inspectors. All inspectors shall be duly elected or appointed on an annual basis. It shall be the responsibility of each APA to annually submit to PHBA, on or before December 20th of the current year, a list of those persons who have been or desire to be inspectors in the state where there is an APA.

A. Inspectors shall not be approved by PHBA unless they have received APA approval. EXCEPTION: The PHBA Executive Board may select from the membership or any other person may be selected as an inspector.

604. Conflict of Interest. Inspectors shall not inspect for registration eligibility any horse(s) owned, bred, or sold by him/her. Neither shall s/he inspect a horse sired by a stallion or produced by a mare owned by him/her or in his/her charge, regardless of the ownership of the dam at the time of foaling. Nor shall s/he inspect a horse in which s/he has financial interest, either directly or indirectly. By affixing their signature to the application for registration of any horse, the inspector shall be deemed to have complied with all the above requirements.

605. Responsibility of Inspectors. The responsibility of the inspector shall be to gather visual information about the horse for which registration is sought, not to determine the acceptance or rejection status. This information shall include the quality of the horse's conformation and the conformity of the color to PHBA standards. Details of white markings and colors of the body coat, skin, eyes, and mane and tail should be included, but not limited to required notations. This information should be dated and signed and returned to PHBA by the inspector within twenty-one (21) days.

606. Inspectors transportation fee. Inspectors may charge air fare or transportation cost at thirty-one (\$.31) cents per mile.

#### **REFUNDS/REJECTIONS/CANCELLATION**

612. Rejected Horses. In case a horse is rejected for registration, the original application and supporting documentation will become the property of PHBA. Half of the registration fee accompanying the application shall be returned to the applicant(s) provided all fees have been paid.

613. Rejection Appeal. When an application has been acted upon adversely, an appeal may be made to the PHBA Board of Directors. The decision of said Board of Directors shall be final. PHBA shall have the authority to send a PHBA inspector to review information submitted and provide additional information.

614. Cancellation. In case a registration is requested to be cancelled, the original application and supporting documentation will become the property of PHBA. The fees are non refundable.