§ 334. New York-bred harness horse events. 1. The fund is further authorized and directed to conduct each year, at the New York state exposition, with the approval of the director of the exposition, or at any licensed pari-mutuel track in New York state, with a preference given to any available licensed pari-mutuel track that is five-eighths of a mile long or larger, colt, stake and overnight events for standardbred horses to provide contests for two year old and three year old colts and fillies at each gait of trotting and pacing. The colt, stake and overnight events so conducted for two year old and three year old colts and fillies at each gait of trotting and pacing hereunder shall be conditioned to admit only those colts and fillies sired by a stallion owned or leased and permanently standing for service at and within this state at the time of the said foal's conception, provided, however, that such mare, stallion, and foal shall be microchipped with such microchip information which the commission may request be provided and made available pursuant to section two hundred twenty-five of this chapter. Such colt, stake and overnight events shall be opened for nomination not earlier than the first day of January in the year the event is to be held and only colts and fillies and horses complying with the following standards shall be eligible for such nomination:

a. All foals must be sired by a stallion registered with the fund or an agent designated by it.

b. Prior to December first of each year, all persons standing a stallion at either public or private service shall file with the fund or an agent designated by it a list of all mares bred to each stallion.

c. All persons standing a stallion in New York state must:

Register each stallion with the fund or an agent designated by it.

d. Syndicates standing a stallion in this state where the syndicate is owned partly by non-residents of this state, must file a lease with the fund or an agent designated by it.

e. Stallion eligibility: Eligible stallions are those stallions:

(i) owned by a resident of New York state and standing the entire stud season in New York state, or

(ii) owned by a resident of a state other than New York but standing the entire stud season in this state and leased by a resident of this state for a term of not less than one year, or

(iii) owned jointly by a resident of a state other than New York together with a resident of this state and standing the entire stud season in this state and leased by a resident of this state for a term of not less than one year.

(1) Starting fees in such colt and filly stake events shall not be less than two percent of the amount of the purse therefor and shall be added to purses to be distributed as hereinafter provided.

(2) Purses, stakes or prizes shall be paid to the winners, second, third, fourth and fifth place horses in the aforesaid colt and filly and horse stake events, in amounts determined by the fund. Purses and prizes shall be paid to the winners, second, third, fourth and fifth place horses in overnight events, in amounts to be determined by the harness track licensees.

2. The fund is further authorized and directed in each year, in cooperation with each licensee harness track in this state, to provide for the running of stake events conditioned to admit only two year old and three year old colts and fillies sired by a stallion owned or leased and permanently standing for service at and within this state at the time of the said foal's conception, at each gait of trotting and pacing, to be known as "New York sire stakes program" and to contribute to the purses, stakes or prizes to be awarded in such "New York sire stakes program", such sums as the fund shall deem advisable. The fund shall provide bonus payments to those foals conceived within the state and dropped from mares that reside in the state for a time period defined and imposed by the fund. The fund may prescribe a starting fee for all races within the "New York sire stakes program" set forth in this subdivision, but in no event shall such fee be less than two per centum of the estimated purse for each entry. The fee prescribed shall be added to the purses awarded.

3. A foal shall be eligible for all races within the "New York sire

stakes program" set forth in subdivision two of this section, and all stake and overnight events conducted at the New York state exposition set forth in subdivision one of this section if sired by a stallion owned by a resident of this state or leased to a resident of this state for a period of no less than one year and standing for service within the state at the time of the foal's conception.

4. The fund shall have the power to prescribe rules and regulations to determine the eligibility of entries in all races within the "New York sire stakes program" set forth in subdivision two of this section, and all stake and overnight events conducted at the New York state exposition set forth in subdivision one of this section and to effectuate the purposes and requirements set forth in this section.