

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H2/5/03 S3/4/03

A Bill

Act 363 of 2003
HOUSE BILL 1261

5 By: Representatives Oglesby, Bolin, Mack, L. Prater, Scroggin, Sullivan
6 By: Senator G. Jeffress
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For An Act To Be Entitled

10 AN ACT TO PROHIBIT TREATING HORSES WITH BEHAVIOR
11 ALTERING SUBSTANCES WITHIN TWENTY-FOUR (24) HOURS
12 OF A SALE; AND FOR OTHER PURPOSES.
13

Subtitle

15 AN ACT TO PROHIBIT TREATING HORSES WITH
16 BEHAVIOR ALTERING SUBSTANCES WITHIN
17 TWENTY-FOUR (24) HOURS OF A SALE.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code Title 5, Chapter 37, Subchapter 5 is amended
23 to add an additional section to read as follows:

24 5-37-504. Horses - Behavior alteration before sale.

25 (a) It is unlawful for any person to sell any horse or mule that has,
26 within the previous twenty-four (24) hours, been treated in any manner with a
27 behavior altering substance.

28 (b)(1) Notwithstanding any other law to the contrary, a buyer may
29 rescind the sale of a horse or mule and receive full repayment of any moneys
30 paid if the horse or mule has been treated with a behavior altering substance
31 within twenty-four (24) hours of the sale.

32 (2) However, if the expiration of the twenty-four (24) hours
33 falls on a weekend or holiday, the right to rescind shall extend through the
34 next business day following the weekend or holiday.

35 (c) Any violation of the provisions of this section shall be a Class A
36 misdemeanor.



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1 (d)(1) This section shall not apply to any horse claimed in a claiming
 2 race at a licensed racetrack under the jurisdiction of the Arkansas Racing
 3 Commission if the treatment otherwise subject to this section consists only
 4 of medications which may be administered to the horse without violating any
 5 applicable rule of the commission.

/s/ Oglesby

APPROVED: 3/13/2003

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