(9)

BYLAW OR RULE CHANGE PROPOSAL FORM

PALOMINO HORSE BREEDERS OF AMERICA

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USE TO SUBMIT A BYLAW OR RULE CHANGE PROPOSAL (MUST BE POSTMARKED 120 DAYS PRIOR TO CONVENTION FORMS CAN BE MAILED TO THE PHBA OFFICE, EMAILED TO shirley@palominohba.com, OR FAXED TO (918)438-1232

A rule or regulation is not subject to amendment by change, addition or repeal until it has been in force for at least two calendar years. Such limitation may be waived by the PHBA Executive Board upon finding extraordinary circumstances: A. Concerns the safety, health or well being of a horse and/or rider; B. Materially benefits PHBA's programs or it's financial stability; or C. Involves other compelling circumstances.

The PHBA President will assign proposed bylaw or rule changes to specific committees for their recommendations. Some committees may be asked to review a proposed rule change and report their recommendations to another committee that ultimately reports to the Board of Directors. Committee Chairs will need to coordinate that input. Committees are free to discuss other proposed rule changes but the assigned committee's recommendation is that which will be used during voting at the Board of Directors' meeting.

Instructions for writing a proposed rule change:

- Define the problem and develop as many positive solutions as possible.
- Determine if any other rules would be affected if your proposal were to be adopted and specify the rule numbers.
- Submit proper wording for a proposed rule change by typing or neatly printing the exact wording being proposed. If you propose changes to existing language, ~~strike through~~ the words you propose to delete. Type in bold and italics the words you wish to add
- Determine the financial impact (both income and expense) your proposal could have on PHBA.
- You must get signature of three (3) PHBA members who support this proposal.

1. PROPOSED CHANGE (select one):
   - X ADD NEW RULE
   - ____ DELETE EXISTING RULE. Reference rule as it appears in the _____ official Handbook.
   - X CHANGE EXISTING RULE. Reference rule as it appears in the _____ official Handbook.
     Rule Number 67 ? Page Number 16

2. PROPOSED EFFECTIVE DATE: ____ January 1, 2028 X Other Immediately

3. Is this proposal changing a rule that was implemented within the last two years? ____ YES X NO
   (Refer to PHBA Rule 33, page 13 of 2026/2027 Handbook)

4. If adding a new rule or changing an existing rule, write rule as it should appear in the Handbook: (use attachment if needed)

PSA

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5. **Justification for change and impact if not passed: (use attachment if needed)**

PSA

6. **How will this rule change affect PHBA financially if adopted:**

PSA

7. **Estimated expense to PHBA if rule change is adopted:**

PSA

8. **Contact information of person submitting proposed change:**

Name Laura Simmons PHBA ID# 107120

Address: 539 Panola Rd City Lapine

State AL Zip 36046 Phone Number 334-508-2700

Email avalonagpsllc@yahoo.com

Signature Laura Simmons Date 11/6/26

REFERENCES:

1. PRINTED NAME SHAWN K BUDKE PHBA ID# 93135

SIGNATURE Shawn K Budke

2. PRINTED NAME Justin Brown PHBA ID# 65158

SIGNATURE

3. PRINTED NAME DJ B PHBA ID# 102375

SIGNATURE

THIS FORM MUST BE FILLED OUT COMPLETELY. INCOMPLETE SUBMISSIONS WILL NOT BE ACCEPTED; THEY WILL BE RETURNED TO SUBMITTER, NOTING WHAT IS INCOMPLETE. IF TIME ALLOWS BEFORE SUBMISSION DEADLINE, PROPOSAL MAY BE RESUBMITTED WITH CORRECTIONS. NO PROPOSAL WILL BE CONSIDERED IF RECEIVED AFTER DEADLINE.

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4. Proposed Rule Language

(Proposed new additions typed in bold and italics)

RULE [INSERT NEW NUMBER]: INELIGIBILITY FOR MEMBERSHIP – CHILD PREDATOR CONVICTIONS

A. Ineligibility & Revocation: ***Any individual who has been convicted of, entered a plea of guilty or nolo contendere to, or received deferred adjudication for any felony offense involving child sexual exploitation, child molestation, sexual misconduct involving a minor, or statutory rape, or who is registered under any sex offender registry involving a juvenile victim, is permanently ineligible for PHBA membership. If an existing member is discovered to have such a record, their membership shall be immediately revoked without refund of dues or fees.***

B. Event Prohibition: ***Disqualified individuals are barred from entering or remaining on the grounds of any PHBA-approved event, show, clinic, or convention in any capacity, including exhibitor, owner, trainer, judge, coach, agent, official, vendor, spectator, or volunteer.***

C. Appeal Window: ***An individual denied membership or whose membership is revoked under this rule has one (1) year from the date of official written notification by the PHBA to file an appeal with the Executive Committee. Appeals are limited strictly to challenging factual identity, demonstrating that no disqualifying conviction, plea, or registry requirement exists, or providing certified court documentation that the conviction has been formally vacated, expunged, or pardoned by law. The determination of the Executive Committee is final.***

5. Explain why this rule change is needed (Justification & Association Precedents):

- **Youth Protection & Safety:** Equine activities, breed association circuits, and youth programs involve minors and families in open barn environments where continuous supervision is impossible. Ensuring an environment free from known predatory threats is of paramount importance to the association.
- **Organizational Integrity & Legal Liability:** Establishing a clear, codified prohibition shields the PHBA, state affiliates, show management, and youth exhibitors from severe safety risks and catastrophic negligence/endangerment liabilities.
- **Objective Standards & Due Process:** The rule sets an objective standard that does not require volunteer committee members to make clinical or subjective evaluations regarding "rehabilitation," while still preserving due process for misidentified individuals or those who have had records legally expunged or vacated by a court of law.
- **Alignment with Industry Standards & Precedents:**
    - **United States Equestrian Federation (USEF) & U.S. Center for SafeSport:** Operates under federal statutory authority (Ted Stevens Olympic and Amateur Sports Act) and the

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SafeSport Code, enforcing automatic, permanent ineligibility for any participant listed on a sex offender registry or convicted/entering a plea for sexual offenses involving minors. USEF mandates complete exclusion from licensed competition grounds in any capacity and limits appeals strictly to administrative factual error or verified court-certified expungement/vacatur.

- **American Quarter Horse Association (AQHA):** Under AQHA Disciplinary Procedures and Unsportsmanlike Conduct bylaws, the Executive Committee maintains authority to suspend, revoke, or deny privileges to individuals with felony convictions involving moral turpitude or child endangerment, enforcing grounds-wide bans at sanctioned events with appeals restricted to court-certified factual accuracy.
- **National Youth & Agricultural Organizations (4-H & National FFA):** Enforce zero-tolerance criminal screening policies where any felony sexual offense or registry status creates a permanent bar from participation, membership, or presence at sanctioned fairs, shows, and clinics.
- **American Kennel Club (AKC):** Maintains summary suspension codes that automatically bar individuals with convictions involving crimes against persons or moral turpitude from entering event grounds, judging, or handling.

6. Determine if any other rules would be affected and specify rule numbers:

The following sections of the PHBA Handbook will require cross-referencing or minor updates upon adoption:

- General Membership Eligibility rules.
- Disciplinary and Suspension procedures.
- Show Management rules regarding grounds-exclusion of suspended or ineligible individuals.

7. Financial Impact on PHBA

Category	Estimated Impact	Details
Income Impact	Negligible	Minimal reduction due to potential denied or revoked membership dues.
Expense Impact	Minimal	Administrative reviews will be handled within existing Executive Committee procedures.

(This might affect the verbiage of Rule 67)

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