

simulcast horse races shall be included in the applicable mutuel pools at the [in-state] sending track and shall, for all purposes, be considered as if wagered at the [in-state] sending track.

(2) Computation of the takeout, breakage, and State tax on all intertrack wagering at the [in-state] receiving track shall be the same as that normally applicable to racing conducted at the [in-state] sending track.

(3) ~~{ After} EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION, AFTER~~ deducting from the takeout the applicable State tax, the amount to be retained by the [in-state] receiving track under the terms of the intrastate simulcasting agreement, and the cost to the [in-state] sending track of the transmission, the remainder shall be allocated in the same proportions as normally applicable to racing conducted at the [in-state] sending track.

~~(4) PARAGRAPH (3) OF THIS SUBSECTION DOES NOT APPLY TO INTERTRACK WAGERING BETWEEN 2 RACETRACKS THAT:~~

~~(I) ARE OPERATED BY HOLDERS OF LICENSES ISSUED UNDER § 7 OF THIS ARTICLE; AND~~

~~(II) INITIALLY RECEIVED APPROVAL FOR INTERTRACK WAGERING BEFORE JULY 1, 1990.~~

(e) All pari-mutuel information regarding the money wagered at the [in-state] receiving track shall be:

(1) Transmitted directly to the [in-state] sending track; and

(2) Incorporated with the information on wagering at the [in-state] sending track.

(f) The simulcast signal shall be encoded and the [in-state] receiving track may not send this signal anywhere beyond the premises upon which wagering is permitted.

(G) THE COMMISSION SHALL HAVE JURISDICTION OVER ALL WAGERING AND OTHER ACTIVITIES AT THE RECEIVING TRACK TO THE SAME EXTENT THE COMMISSION HAS WHEN LIVE RACING IS BEING CONDUCTED AT THE TRACK.

(H) NOTHING IN THIS SECTION SHALL:

~~(1) RESTRICT WAGERING AT THE SENDING TRACK THAT IS AUTHORIZED UNDER § 7 OR § 17 OF THIS ARTICLE; OR~~

~~(2) CAUSE THE EMPLOYEES OF THE RECEIVING TRACK TO BE CONSIDERED AS EMPLOYEES OF THE SENDING TRACK.~~

(1) THE COMMISSION MAY WAIVE THE REQUIREMENTS PROVIDED UNDER SUBSECTION (C)(2) OF THIS SECTION IF IN ANY YEAR A