

(4) the receiving track meets the requirements of subsection [(d)] (E) of this section, unless the Commission has waived them, and subsection [(e)] (F) of this section.

[(d)](E) (1) ~~{Laurel Race Course} A MILE THOROUGHBRED TRACK~~, A TRACK WHERE RACING IS CONDUCTED BY THE STATE FAIR SOCIETY, or Rosecroft Raceway may be a receiving track only if live racing was held there in the previous calendar year on at least 75% of the racing days available to it.

(2) Delmarva Downs may be a receiving track only if at least 65 days of live racing were held there in the previous calendar year.

(3) PIMLICO RACE COURSE MAY BE A RECEIVING TRACK ONLY IF AT LEAST 90 DAYS OF LIVE RACING WERE HELD THERE IN THE PREVIOUS CALENDAR YEAR.

~~(3)~~ (4) The Commission may waive a requirement of this subsection if the receiving track could not meet the requirement because of:

- (i) an act of God; or
- (ii) what the Commission finds to be an emergency.

[(e)](F) (1) Intertrack betting may be held only if the organizations specified in this subsection approve the agreement between the receiving track and the sending track to simulcast races.

(2) If the sending track is a mile thoroughbred track OR A TRACK WHERE RACING IS CONDUCTED BY THE STATE FAIR SOCIETY, approval shall be by an organization representing:

- (i) a majority of the owners and trainers at the sending track; and
- (ii) a majority of the thoroughbred breeders in the State.

(3) If the sending track is a harness track, approval shall be by an organization representing:

- (i) a majority of the owners, trainers, and drivers of standardbred horses at the sending track; and
- (ii) a majority of the standardbred breeders in the State.

(4) If the receiving track is [Laurel Race Course] A MILE THOROUGHBRED TRACK OR A TRACK WHERE RACING IS CONDUCTED BY THE STATE FAIR SOCIETY, approval shall be by an organization representing:

- (i) a majority of the owners and trainers at [Laurel Race Course] ~~THE MILE THOROUGHBRED TRACK~~ THE RECEIVING TRACK; and
- (ii) a majority of the thoroughbred breeders in the State.

(5) If the receiving track is a harness track, approval shall be by an organization representing: