

Amend HB 325 (Senate committee printing) as follows:

(1) In SECTION 1 of the bill, strike the recital to SECTION 1 (page 1, lines 10-11) and substitute the following:

Section 38.02, Penal Code, is amended by amending Subsections (c) and (d) and adding Subsection (e) to read as follows:

(2) In SECTION 1 of the bill, in amended Subsection (c), Section 38.02, Penal Code (page 1, line 12), strike "Subsection (d)" and insert "Subsections [~~Subsection~~] (d) and (e)".

(3) In SECTION 1 of the bill, following amended Subsection (d), Section 38.02, Penal Code (page 1, between lines 24 and 25), insert:

(e) If conduct that constitutes an offense under this section also constitutes an offense under Section 106.07, Alcoholic Beverage Code, the actor may be prosecuted only under Section 106.07.