

Amend **HB 2828** as follows:

1. On page 6, line 5 and 6, strike "An offense under Subsection (i) or (j) is a felony of the third degree."

2. On page 6, line 5, after "(1)", insert the following:  
"An offense under Subsection (i) or (j) is:

(1) a Class B misdemeanor if the person convicted under this Section has not previously been convicted of an offense under this Section,

(2) a Class A misdemeanor if the person convicted under this Section has previously been convicted of one offense under this Section,

(3) a State Jail Felony if the person convicted under this Section has previously been convicted of two offenses under this Section,

(4) a Felony of the third degree if the person convicted under this Section has been convicted of three or more offenses under this Section."