

Amend CSHB 2609 (house committee printing) as follows:

(1) On page 1, line 16, strike "(8) and (9)" and substitute "(8), (9), and (10)".

(2) On page 1, strike lines 17 through 22 and substitute the following:

(8) "Protected freshwater area" has the meaning assigned by Section 90.001, Parks and Wildlife Code.

(9) "Recreational vehicle park" means a tract of land that has rental spaces for two or more recreational vehicles, as defined by Section 522.004, Transportation Code.

(10) "Residential land" means real property improved by a dwelling and zoned for or otherwise authorized for single-family or multifamily use.

(3) On page 1, lines 23 and 24, strike "Section 30.05, Penal Code, is amended by amending Subsections (c) and (d) and adding Subsection (k)" and substituting "Sections 30.05(c) and (d), Penal Code, are amended".

(4) Strike page 2, line 19, through page 3, line 20, of the bill and substitute the following:

(d) An offense under this section [~~Subsection (e) is a Class C misdemeanor unless it is committed in a habitation or unless the actor carries a deadly weapon on or about the actor's person during the commission of the offense, in which event it is a Class A misdemeanor. An offense under Subsection (a)~~] is:

(1) a Class B misdemeanor, except as provided by Subdivisions (2) and (3);

(2) a Class C misdemeanor, except as provided by Subdivision (3), if the offense is committed:

(A) on agricultural land and within 100 feet of the boundary of the land; or

(B) on residential land and within 100 feet of a protected freshwater area; and

(3) [that the offense is] a Class A misdemeanor if:

(A) [(1)] the offense is committed:

(i) [(A)] in a habitation or a shelter center;

(ii) [(B)] on a Superfund site; or

(iii) [~~(C)~~] on or in a critical infrastructure facility; or

(B) [~~(2)~~] the person [~~actor~~] carries a deadly weapon [~~on or about his person~~] during the commission of the offense.