

Amend CSHB 823 (house committee report) on page 1 as follows:

(1) On line 6, strike "Subsection (b) and adding Subsection (d)" and substitute "Subsections (a) and (b) and adding Subsections (b-1) and (d)".

(2) Between lines 7 and 8, insert the following:

(a) A person commits an offense if the person:

(1) violates a rule adopted under this chapter; ~~[or]~~

(2) does not permit an inspection authorized under Section 644.104; or

(3) knowingly operates a commercial motor vehicle in violation of 49 C.F.R. Section 385.13 or owns, leases, or assigns a person to drive a commercial motor vehicle that is knowingly operated in violation of 49 C.F.R. Section 385.13.

(3) On line 9, strike "this section" and substitute "Subsection (a)(1) or (2) ~~[this section]~~".

(4) Between lines 9 and 10, insert the following:

(b-1) An offense under Subsection (a)(3) is a Class A misdemeanor, except that the offense is:

(1) a state jail felony if it is shown on the trial of the offense that at the time of the offense the commercial motor vehicle was involved in a motor vehicle accident that resulted in bodily injury; or

(2) a felony of the second degree if it is shown on the trial of the offense that at the time of the offense the commercial motor vehicle was involved in a motor vehicle accident that resulted in the death of a person.

(5) On line 10, strike "this section" and substitute "Subsection (a)(1) or (2)".