

Amend CSSB 4 (house committee printing) on page 8 of the bill, between lines 18 and 19, by inserting the following appropriately numbered SECTIONS and renumbering subsequent SECTIONS of the ARTICLE accordingly:

SECTION 1.\_\_\_\_. Section 37.01(2), Penal Code, is amended to read as follows:

(2) "Governmental record" means:

(A) anything belonging to, received by, or kept by government for information, including a court record;

(B) anything required by law to be kept by others for information of government;

(C) a license, certificate, permit, seal, title, letter of patent, or similar document issued by government, by another state, or by the United States;

(D) a standard proof of motor vehicle liability insurance form described by Section 601.081, Transportation Code, a certificate of an insurance company described by Section 601.083 of that code, a document purporting to be such a form or certificate that is not issued by an insurer authorized to write motor vehicle liability insurance in this state, an electronic submission in a form described by Section 502.046(i), Transportation Code, or an evidence of financial responsibility described by Section 601.053 of that code;

(E) an official ballot or other election record;  
[~~or~~]

(F) the written documentation a mobile food unit is required to obtain under Section 437.0074, Health and Safety Code; or

(G) a complaint or sworn statement filed in conjunction with a complaint under Section 752.055, Government Code.

SECTION 1.\_\_\_\_. Section 37.10(d), Penal Code, is amended to read as follows:

(d) An offense under this section, if it is shown on the trial of the offense that the governmental record is described by Section 37.01(2)(D) or (G), is:

(1) a Class B misdemeanor if the offense is committed

under Subsection (a)(2) or Subsection (a)(5) and the defendant is convicted of presenting or using the record;

(2) a felony of the third degree if the offense is committed under:

(A) Subsection (a)(1), (3), (4), or (6); or

(B) Subsection (a)(2) or (5) and the defendant is convicted of making the record; and

(3) a felony of the second degree, notwithstanding Subdivisions (1) and (2), if the actor's intent in committing the offense was to defraud or harm another.