

Amend **CSHB 1623**, after SECTION 5 of the bill, by adding new SECTION 6 to read as follows, and renumbering subsequent SECTIONS of the bill accordingly:

SECTION 6. Section 521.457, Transportation Code, is amended by amending Subsections (e) and (f) and adding Subsection (f-1) to read as follows:

(e) Except as provided by Subsection (f), an offense under this section is a Class C misdemeanor [~~punishable by:~~

~~[(1) a fine of not less than \$100 or more than \$500,~~  
and

~~[(2) confinement in county jail for a term of not less than 72 hours or more than six months]~~.

(f) If it is shown on the trial of an offense under this section that the person has previously been convicted of an offense under this section or an offense under Section 601.371(a), as that law existed before September 1, 2003, the offense is a Class B [~~A~~] misdemeanor.

(f-1) If it is shown on the trial of an offense under this section that the person has previously been convicted twice or more of an offense under this section or an offense under Section 601.371(a), as that law existed before September 1, 2003, the offense is a Class A misdemeanor.