



Moody

FLOOR AMENDMENT NO. \_\_\_\_\_

BY: \_\_\_\_\_

1 Amend C.S.S.B. No. 4 (house committee printing) on page 8 of  
2 the bill, between lines 18 and 19, by inserting the following  
3 appropriately numbered SECTIONS and renumbering subsequent  
4 SECTIONS of the ARTICLE accordingly:

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

- 7 (2) "Governmental record" means:
- 8 (A) anything belonging to, received by, or kept
- 9 by government for information, including a court record;
- 10 (B) anything required by law to be kept by others
- 11 for information of government;
- 12 (C) a license, certificate, permit, seal, title,
- 13 letter of patent, or similar document issued by government, by
- 14 another state, or by the United States;
- 15 (D) a standard proof of motor vehicle liability
- 16 insurance form described by Section 601.081, Transportation Code, a
- 17 certificate of an insurance company described by Section 601.083 of
- 18 that code, a document purporting to be such a form or certificate
- 19 that is not issued by an insurer authorized to write motor vehicle
- 20 liability insurance in this state, an electronic submission in a
- 21 form described by Section 502.046(i), Transportation Code, or an
- 22 evidence of financial responsibility described by Section 601.053
- 23 of that code;
- 24 (E) an official ballot or other election record;
- 25 [~~or~~]
- 26 (F) the written documentation a mobile food unit
- 27 is required to obtain under Section 437.0074, Health and Safety
- 28 Code; or
- 29 (G) a complaint or sworn statement filed in

1 conjunction with a complaint under Section 752.055, Government  
2 Code.

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

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

8 (1) a Class B misdemeanor if the offense is committed  
9 under Subsection (a)(2) or Subsection (a)(5) and the defendant is  
10 convicted of presenting or using the record;

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

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

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

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