

By: Wu, Canales, J. Johnson of Harris

H.B. No. 2328

Substitute the following for H.B. No. 2328:

By: Herrero

C.S.H.B. No. 2328

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the medical release of certain terminally ill
3 defendants and inmates.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Article 42A.560, Code of Criminal Procedure, is
6 amended by adding Subsection (d) to read as follows:

7 (d) In this article, "terminally ill" means having an
8 incurable illness or condition that is expected to result in death
9 within one year regardless of life-sustaining treatment.

10 SECTION 2. Article 42A.561, Code of Criminal Procedure, is
11 amended by adding Subsection (c) to read as follows:

12 (c) In this article, "terminally ill" means having an
13 incurable illness or condition that is expected to result in death
14 within one year regardless of life-sustaining treatment.

15 SECTION 3. Section 508.146, Government Code, is amended by
16 adding Subsection (g) to read as follows:

17 (g) In this section, "terminally ill" means having an
18 incurable illness or condition that is expected to result in death
19 within one year regardless of life-sustaining treatment.

20 SECTION 4. This Act takes effect September 1, 2023.