

1-1 By: Anchía, et al. (Senate Sponsor - West) H.B. No. 2854
1-2 (In the Senate - Received from the House May 15, 2025;
1-3 May 16, 2025, read first time and referred to Committee on Criminal
1-4 Justice; May 26, 2025, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; May 26, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	X			
1-9			X	
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the required approval of certain hospital visits as a
1-18 condition of release on parole or to mandatory supervision for
1-19 certain releasees and to the hospital's liability for damages
1-20 resulting from those visits.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. This Act may be cited as the Pokuaa-Flowers Act.

1-23 SECTION 2. Subchapter F, Chapter 508, Government Code, is
1-24 amended by adding Section 508.193 to read as follows:

1-25 Sec. 508.193. REQUIRED APPROVAL OF CERTAIN HOSPITAL VISITS.

1-26 (a) A parole panel that requires a releasee serving a sentence for
1-27 an offense listed in Article 42A.054(a), Code of Criminal
1-28 Procedure, or for which the judgment contains an affirmative
1-29 finding under Article 42A.054(c) or (d), Code of Criminal
1-30 Procedure, to submit to electronic monitoring as a condition of
1-31 release on parole or to mandatory supervision shall, as an
1-32 additional condition of release, prohibit the releasee from
1-33 visiting a general hospital, as defined by Section 241.003, Health
1-34 and Safety Code, for a purpose other than to receive medical
1-35 treatment, as defined by Section 313.002, Health and Safety Code,
1-36 including emergency medical care, unless the parole officer
1-37 supervising the releasee approves the releasee's request to visit
1-38 the hospital prior to the visit.

1-39 (b) A releasee's request to visit a general hospital must
1-40 specify the date and time of the intended visit and the reason for
1-41 the visit.

1-42 (c) A parole officer who approves a visit under Subsection
1-43 (a) shall promptly notify the chief law enforcement officer for the
1-44 general hospital, or a local law enforcement agency if the general
1-45 hospital does not employ any peace officers, of the date and time of
1-46 the releasee's intended visit.

1-47 (d) Notwithstanding any other law and except in the case of
1-48 gross negligence, recklessness, or intentional misconduct, a
1-49 general hospital is not liable to a patient or another person for
1-50 damages resulting from a visit by a releasee described by
1-51 Subsection (a). This subsection may not be construed to limit a
1-52 claim arising under Chapter 74, Civil Practice and Remedies Code.

1-53 SECTION 3. Section 508.193, Government Code, as added by
1-54 this Act, applies only to a person who is released on parole or to
1-55 mandatory supervision on or after the effective date of this Act. A
1-56 person who is released on parole or to mandatory supervision before
1-57 the effective date of this Act is governed by the law in effect at
1-58 the time of release, and the former law is continued in effect for
1-59 that purpose.

1-60 SECTION 4. This Act takes effect September 1, 2025.

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