

By: Schofield

H.B. No. 2269

Substitute the following for H.B. No. 2269:

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C.S.H.B. No. 2269

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the civil liability of a hospital with a children's
3 isolation unit and of certain hospital employees.

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

5 SECTION 1. Chapter 241, Health and Safety Code, is amended
6 by adding Subchapter K to read as follows:

7 SUBCHAPTER K. LIMITATION ON CIVIL LIABILITY OF HOSPITALS WITH
8 CHILDREN'S ISOLATION UNIT

9 Sec. 241.301. DEFINITION. In this subchapter, "children's
10 isolation unit" means an isolation unit in a hospital licensed
11 under this chapter that is designed to provide health care services
12 to children with highly contagious infectious diseases.

13 Sec. 241.302. LIMITATION ON CIVIL LIABILITY OF HOSPITAL
14 WITH CHILDREN'S ISOLATION UNIT. A hospital with a children's
15 isolation unit that has instituted isolation protocols and a
16 physician or employee of that hospital are not liable for any claim,
17 damage, or loss arising from the provision of health care services
18 in the children's isolation unit to children with highly contagious
19 diseases, unless the act or omission proximately causing the claim,
20 damage, or loss constitutes gross negligence or wilful misconduct.

21 SECTION 2. This Act takes effect September 1, 2017.