

Amend Floor Amendment No. 1 (floor substitute) by Representative Branch to **CSSB 175** in SECTION 1 of the bill, amending Section 51.803, Education Code, as follows:

(1) In the recital (page 1, lines 4 and 5), strike "Subsections (a-1), (a-2), and (g)" and substitute "Subsections (a-1), (a-2), (a-3), and (g)".

(2) Immediately following added Section 51.803(a-2), Education Code (page 4, between lines 2 and 3), insert the following:

(a-3) This subsection applies only to a general academic teaching institution that does not have the option of electing to offer admission under Subsection (a-1). Notwithstanding Subsection (a), beginning with admissions for the 2011-2012 academic year, an institution to which this subsection applies shall admit an applicant for admission to the institution as an undergraduate student if the applicant graduated with a grade point average in the top 25 percent of the student's high school graduating class in one of the two school years preceding the academic year for which the applicant is applying for admission and the applicant satisfies the requirements of Subsections (a)(1), (2), and (3), except that the institution is not required to offer admission to applicants qualified for admission under this subsection in excess of the number required to fill 60 percent of the institution's enrollment capacity designated for first-time resident undergraduate students for that academic year. The institution shall offer admission to applicants under this subsection by percentile rank according to high school graduating class standing based on grade point average, beginning with the top percentile rank, until the applicants qualified under this subsection have been offered admission in the number estimated in good faith by the institution as sufficient to fill 50 percent of the institution's enrollment capacity designated for first-time resident undergraduate students for that academic year, except that the institution must offer admission to all applicants with the same percentile rank. In addition to those admissions, until applicants qualified under this subsection have been offered admission in the number estimated in good faith by the institution as sufficient to fill 60 percent of the designated

enrollment capacity described by this subsection, the institution shall offer to applicants qualified for admission under this subsection in the same manner as other applicants for admission as first-time undergraduate students in accordance with Section 51.805, except that the institution may not consider applicants other than those applicants qualified under this subsection. After the applicants qualified for admission under this subsection have been offered admission under this subsection in the number estimated in good faith as sufficient to fill 60 percent of the designated enrollment capacity described by this subsection, the institution shall consider any remaining applicants qualified for admission under this subsection in the same manner as other applicants for admission as first-time undergraduate students in accordance with Section 51.805.