

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) Strike added Section 51.803(a-1), Education Code (page 2, line 5, through page 3, line 17), and substitute the following:

(a-1) Beginning with admissions for the 2011-2012 academic year, The University of Texas at Austin is not required to offer admission to applicants who qualify for automatic admission under Subsection (a) in excess of the number required to fill 75 percent of the university's enrollment capacity designated for first-time resident undergraduate students in an academic year. If the number of applicants who qualify for automatic admission to The University of Texas at Austin under Subsection (a) for an academic year exceeds 75 percent of the university's enrollment capacity designated for first-time resident undergraduate students for that academic year, the university may elect to offer admission to those applicants as provided by this subsection and not as otherwise required by Subsection (a). If the university elects to offer admission under this subsection, the university shall offer admission to those applicants 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 Subsection (a) have been offered admission in the number estimated in good faith by the university as sufficient to fill 75 percent of the university's enrollment capacity designated for first-time resident undergraduate students, except that the university must offer admission to all applicants with the same percentile rank. After the applicants qualified for automatic admission under Subsection (a) have been offered admission under this subsection in the number estimated in good faith as sufficient to fill 75 percent of the designated enrollment capacity described by this subsection, the university shall fill the remaining designated capacity described by this subsection as provided by Subsection (a-2).

(2) Immediately following added Section 51.803(a-1), Education Code (page 3, between lines 17 and 18), insert the following:

(a-2) Notwithstanding Subsection (a-1), an institution that

offers admission under Subsection (a-1) shall apportion 60 percent of the remaining enrollment capacity described by Subsection (a-1) equally as nearly as possible among the districts used to elect the members of the house of representatives. From the applicants for first-time resident undergraduate admission to the institution not offered admission under Subsection (a-1) who are otherwise eligible to be admitted to the institution, the institution shall identify those applicants who reside in each representative district and who graduated 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. The institution shall offer admission to those applicants who reside in each representative district in the number required to fill the apportioned enrollment capacity for that district. If the number of those applicants residing in a representative district exceeds the number estimated in good faith to fill the apportioned enrollment capacity for that district, the institution shall offer admission as the institution determines appropriate in accordance with Section 51.805 to those applicants in a number estimated in good faith as sufficient to fill the apportioned enrollment capacity. If the number of those applicants residing in a representative district is less than the number estimated in good faith to fill the apportioned enrollment capacity for that district, the institution may fill that remaining enrollment capacity, and any other remaining portion of enrollment capacity not apportioned to representative districts under this subsection, in accordance with Section 51.805 by offering admission to any remaining qualified applicants without regard the representative district in which the applicants reside, including applicants who did not graduate in the top 25 percent of the student's high school graduating class.

(3) In added Section 51.803(a-2), Education Code (page 3, line 22), strike "60" and substitute "75".

(4) Redesignate added Section 51.803(a-2) (page 3, line 18) as Section 51.803(a-3) and correct any cross-references to the subsections of amended Section 51.803 accordingly.