

By: Seliger

S.B. No. 1530

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the admission of undergraduate students to public  
3 institutions of higher education.

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

5 SECTION 1. Subsections (a-3) and (k), Section 51.803,  
6 Education Code, are amended to read as follows:

7 (a-3) Notwithstanding Subsection (a-1), The University of  
8 Texas at Austin may not offer admission under that subsection for an  
9 academic year after the 2017-2018 [~~2015-2016~~] academic year.

10 (k) A general academic teaching institution may not offer  
11 admission under Subsection (a-1) for an academic year if, on the  
12 date of the institution's general deadline for applications for  
13 admission of first-time undergraduate students for that academic  
14 year:

15 (1) federal law as then interpreted by applicable  
16 federal judicial decisions does not prohibit [~~a final court order~~  
17 ~~applicable to the institution prohibits~~] the institution from  
18 considering an applicant's race or ethnicity as a factor in the  
19 institution's decisions relating to first-time undergraduate  
20 admissions; and [~~or~~]

21 (2) the institution's governing board by rule, policy,  
22 or other manner has provided that an applicant's race or ethnicity  
23 may not be considered as a factor in the institution's decisions  
24 relating to first-time undergraduate admissions for that [~~except~~

1 ~~that this subdivision does not apply to an institution that did not~~  
2 ~~consider, on or before June 1, 2009, an applicant's race or~~  
3 ~~ethnicity as a factor in its admissions of first-time resident~~  
4 ~~undergraduate students for the 2009-2010] academic year.~~

5         SECTION 2. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2013.