A BILL TO BE ENTITLED

AN ACT

relating to prohibiting the use of political tests by public
institutions of higher education.

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

SECTION 1. Subchapter Z, Chapter 51, Education Code, is
amended by adding Section 51.9316 to read as follows:

Sec. 51.9316. POLITICAL TESTS PROHIBITED. (a) In this
section, "institution of higher education" has the meaning assigned
by Section 61.003.

(b) An institution of higher education may not require an
employee or student or an applicant for employment with or
admission to the institution, as a condition of employment,
promotion, or admission, to identify a commitment to or make a
statement of personal belief supporting any specific partisan,
political, or ideological set of beliefs, including an ideology or
movement that promotes the differential treatment of any individual
or group based on race or ethnicity, such as:

(1) an initiative or formulation of diversity, equity,
and inclusion beyond what is necessary to uphold the equal
protection of the laws under the Fourteenth Amendment to the United
States Constitution; or

(2) a theory or practice that asserts that systems or
institutions upholding the equal protection of the laws under the
Fourteenth Amendment to the United States Constitution are racist,
This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2023.