

By: Hinojosa of Nueces

S.B. No. 2233

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition on certain persons endorsing or espousing  
terrorist activity at public institutions of higher education.

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

SECTION 1. Subchapter 2, Chapter 51, Education Code, is  
amended by adding Section 51.989 to read as follows:

Sec. 51.989. PROHIBITION ON CERTAIN PERSONS SUPPORTING  
TERRORIST ACTIVITY. (a) In this section:

(1) "Institution of higher education" has the meaning  
assigned by Section 61.003.

(2) "Terrorist activity" and "terrorist organization"  
have the meanings assigned by 8 U.S.C. Section 1182.

(b) An institution of higher education shall adopt a policy  
prohibiting a student enrolled at or employee of the institution  
who holds a nonimmigrant visa from:

(1) publicly endorsing or espousing terrorist  
activity related to an ongoing conflict; or

(2) persuading others to endorse or espouse terrorist  
activity related to an ongoing conflict or to endorse a terrorist  
organization.

(c) If an institution of higher education receives a report  
that a student enrolled at or employee of the institution who holds  
a nonimmigrant visa has violated the policy adopted under  
Subsection (b), the institution shall conduct an investigation in

1 consultation with an appropriate law enforcement agency to  
2 determine whether a violation occurred.

3 (d) If an institution of higher education determines by a  
4 preponderance of the evidence that a student enrolled at or  
5 employee of the institution who holds a nonimmigrant visa violated  
6 the policy adopted under Subsection (b), the institution shall take  
7 the following actions in accordance with the institution's  
8 applicable student and employee disciplinary procedures:

9 (1) for the first violation, suspend the student or  
10 the employee's employment for a period of at least one year;

11 (2) for the second violation, expel the student or  
12 terminate the employee's employment; and

13 (3) promptly report the suspension, expulsion, or  
14 termination to the United States Department of Homeland Security  
15 through the Student and Exchange Visitor Information System  
16 (SEVIS).

17 (e) An institution of higher education may not knowingly  
18 admit to or hire at the institution a person:

19 (1) who has been suspended under Subsection (d)(1)  
20 during the period of the suspension; or

21 (2) who has been expelled or whose employment was  
22 terminated under Subsection (d)(2).

23 (f) The attorney general may bring an action against an  
24 institution of higher education to compel the institution to comply  
25 with this section. If the court determines that the institution has  
26 failed to comply with this section, the court may impose on the  
27 institution a fine in an amount not to exceed one percent of the

1 institution's annual budget per instance of failure to comply.

2 (g) This section may not be construed to infringe on a free  
3 speech right protected by the First Amendment to the United States  
4 Constitution or by Section 8, Article I, Texas Constitution.

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, 2025.