

## **BILL ANALYSIS**

C.S.H.B. 5391  
By: Bell, Cecil  
Land & Resource Management  
Committee Report (Substituted)

### **BACKGROUND AND PURPOSE**

It has been suggested that undeveloped land located within Montgomery County would benefit from the creation of a municipal utility district. C.S.H.B. 5391 seeks to provide for the creation of such a district.

### **CRIMINAL JUSTICE IMPACT**

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

C.S.H.B. 5391 amends the Special District Local Laws Code to create Montgomery County Municipal Utility District No. 218, subject to municipal consent and voter approval at a confirmation election. The bill grants the district the power to undertake certain road projects. The bill authorizes the district, subject to certain requirements, to issue obligations and impose property, operation and maintenance, and contract taxes. The bill expressly prohibits the district from exercising the power of eminent domain if the bill does not receive a two-thirds vote of all the members elected to each house.

### **EFFECTIVE DATE**

On passage, or, if the bill does not receive the necessary vote, September 1, 2023.

### **COMPARISON OF INTRODUCED AND SUBSTITUTE**

C.S.H.B. 5391 differs from the introduced only by including a Texas Legislative Council draft number in the footer.