

***Superseded 5/12/2015***

**63G-6a-105 Application of chapter.**

- (1) The provisions of this chapter that are enacted on May 1, 2013, apply only to a procurement advertised, or begun on or after May 1, 2013, unless the parties agree to have the provisions apply with respect to a procurement that was advertised or begun before May 1, 2013, but is not completed before May 1, 2013.
- (2)
  - (a) Except as provided in Section 63G-6a-107, this chapter shall apply to every expenditure of public funds irrespective of the source of the funds, including federal assistance, by any procurement unit, under any contract.
  - (b) The provisions of this chapter do not apply to a public entity that is not a procurement unit.
- (3) Except as provided in Subsection 17B-1-108(3) relating to local districts, the following procurement units shall adopt ordinances or resolutions relating to the procurement of architect-engineer services not inconsistent with the provisions of Part 15, Architect-Engineer Services:
  - (a) an educational procurement unit;
  - (b) a conservation district;
  - (c) a local building authority;
  - (d) a local district;
  - (e) a public corporation; or
  - (f) a special service district.
- (4) Any section of this chapter, or its implementing regulations, may be adopted by:
  - (a) a county;
  - (b) a municipality; or
  - (c) the Utah Housing Corporation.
- (5) Rules adopted under this chapter shall be consistent with the provisions of this chapter.
- (6) An applicable rulemaking authority or a procurement unit may not adopt rules, policies, or regulations that are inconsistent with this chapter.
- (7) Unless otherwise provided by statute, this chapter does not apply to procurement of real property.