

Effective 7/1/2024

Part 1 General Provisions

63G-6b-101 Definitions.

As use in this chapter:

- (1) "Administering agency" means a state agency that administers a grant.
- (2) "Competitive grant" means a grant that is not a direct award grant.
- (3) "Direct award grant" means a grant that is funded by money that the Legislature intends the state agency to pass through to one or more recipients without a competitive process.
- (4)
 - (a) "Grant" means a state agency's expenditure of state money, or agreement to expend state money, that is:
 - (i) authorized by law;
 - (ii) made for a particular purpose; and
 - (iii) made without acquiring, or the promise of acquiring, a procurement item in exchange for the expenditure.
 - (b) "Grant" does not include:
 - (i) a tax credit;
 - (ii) an expenditure of federal money;
 - (iii) public assistance, as defined in Section 26B-9-101;
 - (iv) a loan;
 - (v) a rebate;
 - (vi) an incentive; or
 - (vii) a claim payment.
- (5) "Grant appropriation" means an appropriation the Legislature makes to an administering agency to be used for one or more grants.
- (6) "Grant period" means the time frame during which a grant recipient receives funds from a single grant.
- (7) "Multi-year grant" means a grant for which the grant period exceeds one year.
- (8) "Nonprofit entity" means an entity that:
 - (a) operates in the state;
 - (b) is not a government entity; and
 - (c) is exempt from federal income taxation under Section 501(c)(3), Internal Revenue Code.
- (9) "Procurement item" means the same as that term is defined in Section 63G-6a-103.
- (10)
 - (a) "State agency" means a department, division, or other agency or instrumentality of the state.
 - (b) "State agency" does not include the legislative department.
- (11) "State money" means money that is derived from state fees or state tax revenue.

Enacted by Chapter 300, 2024 General Session

63G-6b-102 Applicability.

This chapter does not apply to a grant that is authorized in statute, unless the statute provides that the grant is subject to this chapter.

Enacted by Chapter 300, 2024 General Session

