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- 1 (12) § 5-5-35, Emergency Purchases;
- 2 (13) § 5-5-36, Insurance Related Purchases;
- 3 (14) § 5-5-37, Purchases of Appraisal Services;
- 4 (15) § 5-5-38, Purchases of Attorney Services;
- 5 (16) § 5-5-39, Purchases of Social Services;
- 6 (17) § 5-5-40, Intergovernmental Agreements;
- 7 (18) § 5-5-41, Purchases of software licenses and software
- 8 subscriptions.

9 (B) *Cost plus contracts.* The city shall not enter into any contract which  
10 is a cost-plus-percentage of cost contract, unless the contract meets the  
11 requirements in this article for an emergency purchase.

12 (C) *Purchase splitting prohibited.* Separate purchases of the same or  
13 similar goods, services or construction, whether from the same or different  
14 businesses, within a time frame established by the Chief Procurement Officer,  
15 shall be considered a single purchase for purposes of this article.

16 (D) *Federal funding.* When a procurement involves the expenditure of  
17 federal funds, the procurement shall be conducted in accordance with  
18 mandatory applicable federal law and regulations. When mandatory applicable  
19 federal law or regulations are inconsistent with the provisions of this article,  
20 the city shall comply with the most restrictive requirement.

21 [(E) *Artificial Intelligence.* All purchases made pursuant to ROA 1994,  
22 section 5-5-9(A) shall comply with City rules and policies governing Artificial  
23 Intelligence (AI).]

24 SECTION 2. SEVERABILITY. If any section, paragraph, sentence, clause,  
25 word or phrase of this Ordinance is for any reason held to be invalid or  
26 unenforceable by any court of competent jurisdiction, such decision shall not  
27 affect the validity of the remaining provisions of this Ordinance. The Council  
28 hereby declares that it would have passed this Ordinance and each section,  
29 paragraph, sentence, clause, word or phrase thereof irrespective of any  
30 provision being declared unconstitutional or otherwise invalid.

31 SECTION 3. COMPILATION. SECTION 1 of this Ordinance amends, is  
32 incorporated in, and is to be compiled as part of the Revised Ordinances of  
33 Albuquerque, New Mexico, 1994.

1 SECTION 4. EFFECTIVE DATE. This Ordinance takes effect five days after  
2 publication by title and general summary.

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