

**CHAPTER 157**  
**HB 686 – FINAL VERSION**

27Mar2013... 1029h  
05/23/13 1608s  
05/23/13 1799s  
5June2013... 2046EBA

2013 SESSION

13-1013  
01/03

HOUSE BILL           **686**

AN ACT               relative to approval of liquor commission contracts.

SPONSORS:           Rep. L. Ober, Hills 37; Rep. Leishman, Hills 24; Rep. M. Nelson, Hills 35;  
Rep. Rosenwald, Hills 30; Sen. Morse, Dist 22; Sen. Reagan, Dist 17

COMMITTEE:         Executive Departments and Administration

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AMENDED ANALYSIS

Except as provided in RSA 21-I:18, I(b) and RSA 177:1, this bill requires contracts in excess of \$10,000 made or entered into by the liquor commission to be reviewed by the attorney general and approved by the governor and council before becoming effective.

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Explanation:       Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears [~~in brackets and struck through~~].  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Thirteen*

AN ACT                   relative to approval of liquor commission contracts.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1           157:1 Purchase of Supplies; Liquor Commission. Amend RSA 21-I:18, I(b) to read as follows:

2                   (b) The liquor commission is [eompletely] exempted from the provisions of this chapter,  
3 provided that the liquor commission uses competitive bidding when acquiring [econsumable]  
4 supplies[.] ***as defined in RSA 21-I:11, I(a), and other*** materials, goods, and services that are  
5 necessary for, incidental to, or related to the operation of [the] liquor commission ***retail and***  
6 ***wholesale operations.***

7           157:2 New Section; Liquor Commission; Contracts Entered into by the Liquor Commission.  
8 Amend RSA 176 by inserting after section 17 the following new section:

9           176:18 Contracts Entered into by the Liquor Commission. Contracts in excess of \$10,000 made  
10 or entered into by the liquor commission, including but not limited to contracts for warehousing,  
11 transportation, and advertising, shall be competitively bid, reviewed by the attorney general, and  
12 approved by the governor and council before becoming effective. This section shall not apply to  
13 leases of retail stores. If the commission uses competitive bidding, this section shall not apply to  
14 design, construction, renovation, relocation, and property management of retail stores, purchase of  
15 products for sale in retail stores, purchase of products for sale on a wholesale basis, or purchase of  
16 supplies pursuant to RSA 21-I:18, I(b).

17           157:3 Liquor Commission; State Stores. Amend RSA 177:1 to read as follows:

18           177:1 State Stores. The commission may lease, purchase, and equip, in the name of the state,  
19 such stores, ***state-owned*** warehouses, supplies ***as defined in RSA 21-I:11, I(a), and other***  
20 materials, [~~equipment, products, and other marketing and merchandising requirements for the sale~~  
21 ~~or promotion of liquor and related products as are necessary to carry out the provisions of this~~  
22 ~~chapter]~~ ***goods, and services as are necessary for, incidental to, or related to the operation***  
23 ***of the liquor commission retail and wholesale operations.*** The commission may lease, in the  
24 name of the state, space in state stores for the purpose of installing automated teller machines. No  
25 newly established state store shall be operated within 200 feet of any public or private school,  
26 church, chapel, or parish house.

27           157:4 Effective Date. This act shall take effect upon its passage.

28 Approved: June 28, 2013           Effective Date: June 28, 2013