

Adopt Ban 900 previously effective 4/2/92 (Doc # 5368) and expired 4/2/98, to read as follows:

Ban 900 PUBLIC DEPOSIT INVESTMENT POOL

PART Ban 901 PURPOSE

Ban 901.01 Purpose. The purpose of these rules is to provide information relative to requests for proposals from investment managers to manage and administer the public deposit investment pool described in RSA 383:22 and to list the criteria for reviewing such proposals.

PART Ban 902 DEFINITIONS

Ban 902.01 “Bidder” means a federally registered or federally exempt from registering investment manager who submits, or plans to submit, a proposal to administer and manage the pool.

Ban 902.02 “Commissioner” means the New Hampshire Banking Department bank commissioner.

Ban 902.03 “Committee” means the public deposit investment pool advisory committee established by RSA 383:24.

Ban 902.04 “Department” means the New Hampshire Banking Department.

Ban 902.05 “Pool” means the public deposit investment pool established by RSA 383:22.

Ban 902.06 “Proposal” means the submission of a bid, to the commissioner and the committee, by a bidder.

Ban 902.07 “Request for proposal (RFP)” means the solicitation of bids by the commissioner and the committee for bidders.

PART Ban 903 REQUEST FOR PROPOSAL

Ban 903.01 Obtaining the RFP. A bidder may obtain the RFP by:

(a) Writing to:

Commissioner  
New Hampshire Banking Department  
53 Regional Drive, Suite 200  
Concord, NH 03301; or

(b) Obtaining the RFP online at <http://www.nh.gov/banking/>.

PART Ban 904 FILING A PROPOSAL

Ban 904.01 Filing a Proposal.

(a) Bidders shall submit a proposal for administration and management of the pool with the commissioner within the time period set forth in the RFP.

(b) A proposal shall be submitted in both electronic and paper format.

Ban 904.02 Late-filed Proposals. Proposals received after the date described in Ban 904.01(a) above shall not be considered.

Ban 904.03 Inquiries. Inquiries relative to the RFP shall only be directed to the commissioner.

Ban 904.04 Request for Additional Information. Bidders shall, upon request, provide the commissioner and the committee additional information which will assist the commissioner and the committee in their evaluation of the proposal.

Ban 904.05 Right of Rejection. The commissioner and the committee shall reserve the rights to:

(a) Reject a proposal that does not contain all the information requested;

(b) Waive an irregularity or informality in a proposal; and

(c) Accept or reject any item or combinations thereof when to do so would be to the pool's advantage in the sole discretion of the commissioner and the committee.

PART Ban 905 CRITERIA FOR REVIEWING PROPOSALS

Ban 905.01 The criteria utilized by the commissioner and the advisory committee to evaluate and determine the successful proposal shall be a bidder who:

(a) Is an equal opportunity employer;

(b) Possesses an understanding of, and the ability to execute, the pool's investment objectives and constraints;

(c) Possesses:

(1) Resources and qualifications to execute the pool's objectives;

(2) Experience in managing local government operating and capital funds and providing the administrative support for such management;

- (3) Experience in managing the mechanics of processing paperwork and electronic data;
  - (4) Administration and technology required for processing paperwork and electronic data related to pool operations; and
  - (5) Ability to generate accurate and complete reports related to the pool;
- (d) Has at least \$3 billion in assets under management;
- (e) Demonstrates a commitment to assign a qualified team of individuals to the pool;
- (f) Shows:
- (1) Recommended management approaches;
  - (2) Additional investment or financial services available, or offered and available through affiliation; and
  - (3) Adequacy of financial controls and protection against loss;
- (g) Shows the potential success of a marketing plan;
- (h) Submits a quality and concise proposal;
- (i) Shows the value of new product service suggestions, other new ideas or enhancements;
- (j) Proposes fees and compensation; and
- (k) Complies with applicable laws and regulations including those relating to safeguards that secure data and insurance.

Ban 905.02 Oral Presentation of Proposal.

- (a) The commissioner may notify a bidder to request that the bidder provide an oral presentation.
- (b) Oral presentations shall be at the expense of the bidder.

PART Ban 906 OTHER INFORMATION

Ban 906.01 Contacting the Commissioner. The commissioner may be contacted by the following methods:

(a) By email to:

Legal@banking.state.nh.us;

(b) By mail, for correspondence other than the proposal response, as stated in Ban 904.01, sent to:

Public Deposit Investment Pool  
c/o New Hampshire Department of Banking  
53 Regional Drive Suite 200  
Concord, NH 03302;

(c) By facsimile at 603-271-1090 or 603-271-0750; or

(d) By calling 603-271-3561.

APPENDIX

Rule	Statute
Part Ban 901 – Part Ban 906	RSA 383:23, III and RSA 383:22