



The Legislature
of the
State of New Mexico

50th Legislature, 1st Session

LAWS 2011

CHAPTER 169

HOUSE BILL 167, as amended

Introduced by

REPRESENTATIVE DAVID L. DOYLE AND REPRESENTATIVE JAMES E. SMITH

REPRESENTATIVE JIMMIE C. HALL
REPRESENTATIVE DENNIS J. KINTIGH
REPRESENTATIVE BOBBY R. WOOLEY
REPRESENTATIVE ALONZO BALDONADO
REPRESENTATIVE CONRAD D. JAMES
REPRESENTATIVE CANDY SPENCE EZZELL



Chapter 169

AN ACT

1
2 RELATING TO FIRE PREVENTION; AMENDING SECTION 60-13-6 NMSA
3 1978 (BEING LAWS 1977, CHAPTER 245, SECTION 168, AS AMENDED)
4 TO EXEMPT RESIDENTIAL FIRE PROTECTION SPRINKLERS FROM CODE
5 ADOPTION.

6
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

8 SECTION 1. Section 60-13-6 NMSA 1978 (being Laws 1977,
9 Chapter 245, Section 168, as amended) is amended to read:

10 "60-13-6. CONSTRUCTION INDUSTRIES COMMISSION CREATED--
11 MEMBERSHIP--DUTIES.--

12 A. There is created within the division the
13 "construction industries commission". The commission shall be
14 composed of nine voting members who shall serve at the
15 pleasure of the governor. Members shall be appointed by the
16 governor, with the advice and consent of the senate, as
17 follows:

18 (1) one member who is a representative of
19 the residential construction industry of this state;

20 (2) one member who is a licensed electrical
21 contractor;

22 (3) one member who is a licensed mechanical
23 contractor;

24 (4) one member who is a licensed and
25 practicing architect;

1 (5) one member who is a practicing general
2 contractor;

3 (6) one member who is a representative of
4 the liquefied petroleum gas industry;

5 (7) one member who is a resident of the
6 state, who is not a licensed contractor or certified
7 journeyman and who shall represent the people of New Mexico;

8 (8) one member who is a representative of
9 the subcontracting industry of the state; and

10 (9) one member who is a representative of
11 organized labor.

12 Members shall be appointed to provide adequate
13 representation of all geographic areas of the state.

14 B. Each member of the commission shall receive per
15 diem and mileage as provided in the Per Diem and Mileage Act
16 and shall receive no other compensation, perquisite or
17 allowance.

18 C. The commission shall annually elect a chair and
19 vice chair from its membership. The director shall serve as
20 the executive secretary of the commission.

21 D. The commission shall meet bimonthly or at the
22 call of the chair.

23 E. The commission shall establish policy for the
24 division. It shall advise on, review, coordinate and approve
25 or disapprove all rules, standards, codes and licensing

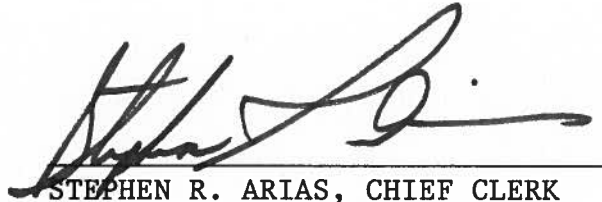
1 requirements that are subject to the approval of the
2 commission under the provisions of the Construction Industries
3 Licensing Act or the LPG and CNG Act so as to ensure that
4 uniform codes and standards are promulgated and conflicting
5 provisions are avoided. However, the commission shall not
6 enact a bylaw, order, building code, policy or rule requiring
7 the installation of a residential fire protection sprinkler
8 system in detached one- and two-family dwellings and multiple
9 single-family dwellings, such as townhouses that are not more
10 than three stories above grade plane in height and that have a
11 separate means of egress and their accessory structures. The
12 commission shall:

13 (1) revoke or suspend, for cause, any
14 license or certificate of qualification issued under the
15 provisions of the Construction Industries Licensing Act or the
16 LPG and CNG Act; and

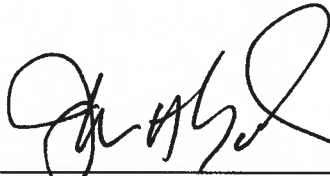
17 (2) define and establish all license
18 classifications. The licensee shall be limited in bidding and
19 contracting as provided in Subsection B of Section
20 60-13-12 NMSA 1978. A licensee, subsequent to the issuance of
21 a license, may make application for additional classification
22 and be licensed in more than one classification if the
23 licensee meets the prescribed qualification for the additional
24 classification."




BEN LUJAN, SPEAKER
HOUSE OF REPRESENTATIVES



STEPHEN R. ARIAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES



JOHN A. SANCHEZ, PRESIDENT
SENATE



LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this 20th day of April, 2011



SUSANA MARTINEZ, GOVERNOR
STATE OF NEW MEXICO

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