

1 SENATE CORPORATIONS AND TRANSPORTATION COMMITTEE SUBSTITUTE FOR  
2 SENATE BILL 143

3 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

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10 AN ACT

11 RELATING TO SAFETY INSPECTIONS; REQUIRING THE PUBLIC REGULATION  
12 COMMISSION TO ISSUE RULES REQUIRING INSPECTION OF FIRE AND  
13 SMOKE DAMPERS AND FIRE CONTROL SYSTEMS IN ACCORDANCE WITH  
14 NATIONAL FIRE PROTECTION ASSOCIATION STANDARDS.

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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 SECTION 1. A new section of Chapter 59A, Article 52 NMSA  
18 1978 is enacted to read:

19 "[NEW MATERIAL] FIRE AND SMOKE DAMPER AND FIRE CONTROL  
20 SYSTEMS--COMMISSION RULES.--

21 A. The public regulation commission shall issue  
22 rules requiring the inspection and testing of fire and smoke  
23 dampers and smoke control systems in accordance with national  
24 fire protection association standards in places of assembly,  
25 educational occupancies, institutional occupancies, residential

.213708.1

underscored material = new  
[bracketed material] = delete

1 occupancies consisting of four or more family units, mercantile  
2 occupancies, office occupancies, industrial occupancies,  
3 storage occupancies and miscellaneous structures consisting of  
4 towers, underground structures and windowless buildings and all  
5 buildings owned or occupied by the state or any political  
6 subdivision thereof or by municipal governments.

7 B. The rules shall require that:

8 (1) inspection and testing be conducted by the  
9 state or a political subdivision of the state with a fire and  
10 life safety enforcement program or other person possessing a  
11 fire life safety certification from a program accredited by the  
12 American national standards institute; and

13 (2) the person conducting the inspection or  
14 test shall submit findings of noncompliance to the owner of the  
15 public occupancy and to the state fire marshal."