

**TITLE 14 HOUSING AND CONSTRUCTION**  
**CHAPTER 8 PLUMBING CODES**  
**PART 3 2012 NEW MEXICO SWIMMING POOL, SPA AND HOT TUB CODE**

**14.8.3.1 ISSUING AGENCY:** Construction Industries Division (CID) of the Regulation and Licensing Department.  
 [14.8.3.1 NMAC - Rp, 14.8.3.1 NMAC, 05/01/15]

**14.8.3.2 SCOPE:** This rule applies to all contracting work performed on swimming pools, spas, and hot tubs in New Mexico on or after May 1, 2015, that is subject to the jurisdiction of CID, unless performed pursuant to a permit for which an application was received by CID before that date.  
 [14.8.3.2 NMAC - Rp, 14.8.3.2 NMAC, 05/01/15]

**14.8.3.3 STATUTORY AUTHORITY:** Section 60-13-9 NMSA 1978.  
 [14.8.3.3 NMAC - Rp, 14.8.3.3 NMAC, 05/01/15]

**14.8.3.4 DURATION:** Permanent.  
 [14.8.3.4 NMAC - Rp, 14.8.3.4 NMAC, 05/01/15]

**14.8.3.5 EFFECTIVE DATE:** May 1, 2015, unless a later date is cited at the end of a section.  
 [14.8.3.5 NMAC - Rp, 14.8.3.5 NMAC, 05/01/15]

**14.8.3.6 OBJECTIVE:** The purpose of this rule is to establish minimum standards for the construction of swimming pools, spas and hot tubs in New Mexico.  
 [14.8.3.6 NMAC - Rp, 14.8.3.6 NMAC, 05/01/15]

**14.8.3.7 DEFINITIONS:** See 14.5.1 NMAC, General Provisions and Chapter 2 of the 2012 Uniform Swimming Pool, Spa, and Hot Tub Code (USPSHTC) as amended by this part.  
 [14.8.3.7 NMAC - Rp, 14.8.3.7 NMAC, 05/01/15]

**14.8.3.8 ADOPTION OF THE 2012 UNIFORM SWIMMING POOL, SPA, AND HOT TUB CODE:**

- A. This rule adopts, by reference, the 2012 USPSHTC, as amended by this rule.
- B. In this rule, each provision is numbered to correspond with the numbering of the USPSHTC.

[14.8.3.8 NMAC - Rp, 14.8.3.8 NMAC, 05/01/15]

**14.8.3.9 CHAPTER 1 ADMINISTRATION:**

**A. 101.0 General.**

(1) **101.1 Title.** Delete this section of the USPC and substitute: This code shall be known as the 2012 New Mexico Swimming Pool, Spa, and Hot Tub Code (NMSPSHTC).

(2) **101.2 Scope.** Delete this section of the USPSHTC and see 14.8.3.2 NMAC.

(3) **101.3 Purpose.** Delete this section of the USPSHTC substitute: The purpose of this code is to establish minimum standards for all swimming pools, spas and hot tub construction in New Mexico.

(4) **101.4 Unconstitutional.** Delete this section of the USPSHTC and see 14.5.1 NMAC.

(5) **101.5 Validity.** Delete this section of the USPSHTC and see 14.5.1 NMAC.

**B. 102.0 Applicability.**

(1) **102.1 Conflicts between codes.** Delete this section of the USPSHTC and see 14.5.1 NMAC.

(2) **102.2 Existing installations.** Delete this section of USPSHTC.

(3) **102.3 Maintenance.** Delete this section of the USPSHTC.

**C. 103.0 Duties and powers having jurisdiction**

(1) **103.1 General.** Delete this section of the USPSHTC and Construction Industries Licensing Act (CILA) Section 60-13-8.

(2) **103.2 Liability.** Delete this section of the USPSTHC and see CILA Section 60-13-26.

(3) **103.3 Applications and permits.** Delete this section of the USPSHTC and see 14.5.2 NMAC.

(4) **103.4 Right of entry.** Delete this section of the USPSHTC and see CILA Section 60-13-42.

**D. 104.0 Permits.** Delete this section of the USPSHTC and see 14.5.2 NMAC.

**E. 105.0 Inspections and testing.** Delete this section of the USPSHTC and see CILA Section 60-13-1 to -59, and 14.5.3 NMAC.

**F. 106.0 Violations and penalties.** Delete this section of the USPSTHC and see CILA Section 60-14-1 to -59, and 14.5.3 NMAC.

**G. 107.0 Board of appeals.**

[14.8.3.9 NMAC - Rp, 14.8.3.9 NMAC, 05/01/15]

**14.8.3.10 CHAPTER 2 DEFINITIONS:** See this chapter of the USPSHTC, except as provided below.

- A. **203.0 Authority having jurisdiction.** Delete the text of this definition and substitute: The authority having jurisdiction is the CID and the bureau chief of the mechanical and plumbing bureau of CID.
- B. **214.0 Listing agency.** See this definition in the UPC and Section 60-13-44 of the CILA.
- C. **221.0 Shall.** Delete this text of this definition and see Section 221.0 of the UPC.

[14.8.3.10 NMAC - Rp, 14.8.3.10 NMAC, 05/01/15]

**14.8.3.11 CHAPTER 3 GENERAL REQUIREMENTS:** See this chapter of the USPSHTC except as provided below. **302.6 Alternate materials and methods equivalency.** Delete this section and see 14.8.2.11 NMAC and 14.5.1.11 NMAC.

[14.8.3.11 NMAC - Rp, 14.8.3.11 NMAC, 05/01/15]

**14.8.3.12 CHAPTER 4 DESIGN, MATERIALS, AND METHODS OF CONSTRUCTION:** See this section of the USPSHTC except as provided below.

- A. **403.3 Markings.** Delete this section of the USPSHTC.
- B. **403.4 Maximum bather load.** Delete this section of the USPSHTC.
- C. **404.0 Wading pools.** See this section of the USPSHTC except as provided below.
  - (1) **404.1 General.** Delete this section of the USPSHTC.
  - (2) **404.2 Gates.** Delete this section of the USPSHTC.
  - (3) **404.5 Markings.** Delete this section of the USPSHTC.
- D. **405.0 General.** See this section of the USPSHTC except as provided below.
  - (1) **405.5 Maximum bather load.** Delete this section of the USPSHTC.
  - (2) **405.9 Handholds.** Delete this section of the USPSHTC.
  - (3) **405.10 Markings.** Delete this section of the USPSHTC.
- E. **406.0 General.** Delete this section of the USPSHTC.
- F. **407.0 Toilet facilities.** Delete this section of the USPSHTC and see NMAC 14.6.6.
- G. **408.0 Access to fixtures.** Delete this section of the USPSHTC and see NMAC 14.6.6.
- H. **416.0 Lighting protection systems.** Delete this section of the USPSHTC.
- I. **417.0 Decks.** Delete this section of the USPSHTC.

[14.8.3.12 NMAC - N, 05/01/15]

**14.8.3.13 CHAPTER 5 WATER QUALITY:** See this section of the USPSHTC.

[14.8.3.13 NMAC - N, 05/01/15]

**14.8.3.14 CHAPTER 6 EQUIPMENT:** See this section of the USPSHTC except as provided below.

- A. **603.0 Electrical systems.** Delete this section of the USPSHTC and see 14.10.4 NMAC.
- B. **606.0 Diving equipment.** Delete this section of the USPSHTC.
- C. **607.0 Slides.** Delete this section of the USPSHTC.

[14.8.3.14 NMAC - N, 05/01/15]

**14.8.3.15 CHAPTER 7 WATER HEATING EQUIPMENT AND VENTS:** See this chapter of the USPSHTC except as provided as follows: **712.2.18 Chimneys and vents.** See this section of the USPSHTC except delete the following language: "Where vents extend outdoors above the roof more than 5 feet (1524 mm) higher than required by Table 509.6.2, and where vents terminate in accordance with Section 509.6.2(1), the outdoor portion of the vent shall be enclosed as required by this section for vents not considered to be exposed to the outdoors or such venting shall be engineered."

[14.8.3.15 NMAC - Rp, 14.8.3.12 NMAC, 05/01/15]

**14.8.3.16 CHAPTER 8 FUEL GAS PIPING:** See this chapter of the USPSHTC except as provided below.

- A. **809.5.2.3 Copper and brass.** Delete this section of the USPSHTC and substitute: Copper and brass pipe shall not be used. Threaded aluminum alloy pipe shall not be used with gases corrosive to such material.
- B. **809.5.3.2 Copper and brass.** Delete this section of the USPSHTC and substitute: Copper and brass pipe shall not be used.
- C. **810.12 Electrical bonding and grounding.** Delete this section of the USPSHTC and see NMAC 14.10.4.
- D. **810.13 Electrical circuits.** Delete this section of the USPSHTC and see 14.10.4 NMAC.
- E. **810.14 Electrical connections.** Delete this section of the USPSHTC and see 14.10.4 NMAC.
- F. **812.0 Liquefied petroleum gas facilities and piping.** Delete this section of the USPSHTC and substitute the following: Liquefied petroleum gas facilities shall comply with 19.15.40 NMAC, liquefied petroleum gas standards, and 70-5-1 to -23 NMSA 1978, liquefied and compressed gasses.
- G. **813.3 Test pressure.** See this section of the USPSHTC except add the following: Exception: An existing gas piping system may be tested at a test pressure equal to one and one-half times them operating pressure of the system, but in no case shall it be tested at less than 3 psi.

[14.8.3.16 NMAC - Rp, 14.8.3.13 NMAC, 05/01/15]

**14.8.3.17 CHAPTER 9 SAFETY:** Delete this chapter of the USPSHTC.

[14.8.3.17 NMAC - N, 05/01/15]

**14.8.3.18 CHAPTER 10 REFERENCED STANDARDS:** See this chapter of the USPSHTC.

[14.8.3.18 NMAC - N, 05/01/15]

**14.8.3.19 APPENDICES:** See this section of the USPSHTC except delete appendix A and appendix C.

[14.8.3.19 NMAC - Rp, 14.8.3.15 NMAC, 05/01/15]

**HISTORY OF 14.8.3 NMAC:**

**History of Repealed Material:**

14.8.3 NMAC, 2006 New Mexico Swimming Pool, Spa and Hot Tub Code (filed 10-27-08), repealed 11-1-2011.

14.8.3 NMAC, 2009 New Mexico Swimming Pool, Spa and Hot Tub Code (filed 09-27-11), repealed 6-28-2013.

14.8.3 NMAC, 2009 New Mexico Swimming Pool, Spa and Hot Tub Code (filed 05-29-13), repealed 5-1-15.