

## **10A NCAC 14D .0203 DESIGN AND CONSTRUCTION**

- (a) Any adult day care program intending to provide overnight respite services for the first time shall meet the applicable requirements of the North Carolina State Building Code. All new construction, additions and renovations to existing buildings shall meet the requirements of the North Carolina State Building Code. All applicable volumes of The North Carolina State Building Code, which is incorporated by reference, including all subsequent amendments, may be purchased from the North Carolina Department of Insurance Engineering Division for six hundred fifty-three dollars and twenty five cents (\$653.25).
- (b) Each facility in which overnight respite services is provided shall be constructed, equipped and maintained to provide the services offered.
- (c) Any existing building converted from another use that the adult day care program intends to use for overnight respite services shall meet all the requirements contained in this subchapter and the requirements for a certified adult day care program as specified in 10A NCAC 06R.
- (d) For any overnight respite care services program that was terminated by DHSR pursuant to Section 1(c) of S.L. 2011-104, if the space remains terminated for at least 60 days, the space shall meet all applicable requirements for a new service facility prior to again being allowed to offer services.
- (e) Any existing adult day care program intending to offer overnight respite care services that is planning new construction, remodeling or physical changes done to the facility shall have drawings submitted by the owner or his or her appointed representative to the Construction Section for review and approval prior to commencement of the work.
- (f) If the building to be used for overnight respite care services is two stories in height, it shall meet the following requirements:
- (1) Construction shall not exceed the allowable area for occupancy in the North Carolina State Building Code;
  - (2) Residents shall not be housed on any floor above or below grade level; and
  - (3) Required resident facilities shall not be located on any floor above or below grade level.
- (g) The basement and the attic shall not to be used for storage or sleeping.
- (h) The ceiling shall be at least seven and one-half feet from the floor.
- (i) Steps between levels are not permitted.
- (j) The door width shall be a minimum of two feet and six inches in the kitchen, dining room, living room, bedrooms and bathrooms.
- (k) All windows shall be maintained operable.
- (l) The local code enforcement official shall be consulted before starting any construction or renovations for information on required permits and construction requirements.
- (m) The building shall meet sanitation requirements as determined by rules adopted by the Commission for Public Health.
- (n) The building shall have current sanitation and fire and building safety inspection reports that are maintained in the facility and available for review.
- (o) A complete fire alarm system with pull stations on each floor and sounding devices that are audible throughout the building shall be provided. The fire alarm system shall be able to transmit an automatic signal to the local emergency fire department dispatch center, either directly or through a central station monitoring company connection. The fire alarm system shall be installed in accordance with National Fire Protection Association (NFPA) 72, which is incorporated by reference with all subsequent amendments and can be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02269 at the cost of seventy-nine dollars (\$79.00).
- (p) The facility shall be equipped with a wet pipe sprinkler system in accordance with NFPA 13, which is incorporated by reference with all subsequent amendments and can be obtained from the National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02269 at the cost of seventy-nine dollars (\$79.00).

*History Note: Authority S.L. 2011-104;  
Temporary Adoption Eff. January 1, 2012;  
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