

1 10A NCAC 13E .0309 is adopted with changes as published in 31:06 NCR, pp. 462-474, as follows:

2
3 **10A NCAC 13E .0309 BATHROOM**

4 (a) ~~The~~ An overnight respite services program shall have one bathroom for each six or fewer respite participants. A
5 bathroom shall contain a ~~water closet, toilet,~~ a lavatory, and one of the following:

- 6 (1) a roll-in shower designed and equipped for unobstructed ~~ease of~~ shower chair entry and use;
7 (2) a bathtub accessible on three sides; or
8 (3) a manufactured walk-in bathtub or a similar manufactured bathtub designed for ~~easy~~ transfer of
9 participants into the bathtub that is accessible on one short side and one long side of the bathtub.

10 (b) ~~Once the requirements of 10A NCAC 06R .0401(g) for an adult day care facility and 10A NCAC 06S .0301 for~~
11 ~~an adult day health facility are met as determined by the Division of Aging and Adult Services of the Department of~~
12 ~~Health and Human Services, the~~ The bathroom required by Paragraph (a) of this Rule may be shared with the adult
13 day care program or adult day health ~~program.~~ program only after the Division of Aging and Adult Services of the
14 Department of Health and Human Services determines, in writing, that the requirements of 10A NCAC 06R .0401(g)
15 for an adult day care facility and 10A NCAC 06S .0301 for an adult day health facility are met.

16 (c) A bathroom shall be designed to provide privacy. A bathroom with two or more ~~water closets~~ toilets shall have
17 privacy partitions or curtains for each ~~water closet.~~ toilet. Each bathtub or shower shall have privacy partitions or
18 curtains.

19 (d) The entrance to the bathroom shall not be through a kitchen, another participant's bedroom, or another bathroom.

20 (e) The bathroom shall be located so that there is no more than 40 feet ~~from~~ between any participant's bedroom door
21 ~~to~~ and a participant-use bathroom door.

22 (f) Hand grips shall be installed at all ~~water closets, toilets,~~ bathtubs, and showers used by participants.

23 (g) Nonskid surfacing or strips shall be installed to the floor or bottom of showers and bathtubs.

24 (h) A bathroom shall have mechanical ventilation at the rate of two cubic feet per minute for each square foot of floor
25 area. The mechanical ducted vent shall be vented directly to the outdoors.

26 (i) The bathroom floor shall have a non-slippery water-resistant covering.

27
28 *History Note: Authority G.S. 131D-6.1;*

29 *Eff. April 1, 2017.*