

1 10A NCAC 13S .0212 is proposed for adoption as follows:

3 **10A NCAC 13S .0212 ELEMENTS AND EQUIPMENT**

4 The physical plant shall provide equipment to carry out the functions of the clinic with the following requirements:

5 (1) Mechanical requirements.

- 6 (a) All fans serving exhaust systems shall be located at the discharge end of the system.
- 7 (b) The ventilation system shall be designed and balanced to provide the pressure relationships
8 detailed in Sub-Item (f) of this Rule.
- 9 (c) All ventilation or air conditioning systems shall have a minimum of one filter bed with a
10 minimum filter efficiency of a MERV 8.
- 11 (d) Ventilation systems serving the procedure rooms shall not be tied in with toilets, soiled
12 holding, or janitors' closets if the air is to be recirculated in any manner.
- 13 (e) Air handling duct systems shall not have duct linings.
- 14 (f) The following general air pressure relationships to adjacent areas and ventilation rates shall
15 apply:

<u>Area</u>	<u>Pressure Relationship</u>	<u>Minimum Total Air</u> <u>Changes/Hour</u>
<u>Toilets</u>	<u>N</u>	<u>4</u>
<u>Janitor's closet</u>	<u>N</u>	<u>6</u>
<u>Soiled holding</u>	<u>N</u>	<u>6</u>
<u>Clean holding</u>	<u>NR</u>	<u>2</u>

22 (P = positive pressure N = negative pressure NR = No Requirement)

23 (2) Plumbing And Other Piping Systems.

- 24 (a) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of
25 NFPA-99, category 2 system, which is hereby incorporated by reference including
26 subsequent amendments and editions. Copies of NFPA-99 may be purchased from the
27 National Fire Protection Association online at [https://www.nfpa.org/product/nfpa-99-](https://www.nfpa.org/product/nfpa-99-code/p0099code)
28 code/p0099code at a cost of one hundred forty-nine dollars (\$149.00) or accessed
29 electronically free of charge at <http://www.nfpa.org>.
- 30 (b) Lavatories and sinks for use by medical personnel shall have the water supply spout
31 mounted so that its discharge point is a minimum distance of ten (10) inches above the
32 bottom of the basin with mixing type fixture valves that can be operated without the use of
33 the hands.
- 34 (c) Hot water distribution systems shall provide hot water at hand washing facilities at a
35 minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.

36 (3) Electrical Requirements.

1 (a) The facility’s paths of egress to the outside shall have at a minimum, listed battery backup
2 lighting units of one and one-half hour capability that will automatically provide at least 1
3 foot candle of illumination at the floor in the event needed for a utility or local lighting
4 circuit failure.

5 (b) Electrically operated medical equipment necessary for the safety of the patient shall have,
6 at a minimum, battery backup.

7 (4) Buildings systems and medical equipment shall have preventative maintenance conducted as
8 recommended by the equipment manufacturers' or installers' literature to assure operation in
9 compliance with manufacturer's instructions.

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11 History Note: Authority G.S. 131E-153.5; 143B-165;
12 Codifier determined that findings of need did not meet criteria for emergency rule on October 30,
13 2023;
14 Emergency Rule Eff. November 14, 2023;
15 Temporary Adoption Eff. February 8, 2024;
16 Adopted Eff. October 1, 2024.
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