

1 10A NCAC 14D .0201 is proposed as a temporary rule as follows:

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3 **SECTION .0200 – PHYSICAL PLANT RULES**  
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5 **10A NCAC 14D .0201 SUBMISSION OF INFORMATION TO THE DIVISION OF HEALTH SERVICE**  
6 **REGULATION CONSTRUCTION SECTION**

7 (a) Prior to operation, an applicant for overnight respite services shall submit the following forms and reports to the  
8 Division of Health Service Regulation (DHSR) Construction Section:

9 (1) an approval letter from the local zoning jurisdiction for the proposed location;

10 (2) a photograph of each side of the existing structure and at least one of each of the interior spaces if  
11 an existing structure; and

12 (3) a set of blueprints of each level indicating the layout of all rooms, room dimensions (including  
13 closets), door widths (exterior, bedroom, bathroom and kitchen doors), window sizes and window  
14 sill heights, type of construction, the proposed resident bedroom locations including the number of  
15 occupants in each bedroom.

16 (b) The Construction Section shall review the information and notify the applicant in letter of required changes that  
17 must be made to the building to meet the rules of this Section along with the North Carolina State Building Code.  
18 The letter shall also contain a list of final documentation required from the local jurisdiction that must be submitted  
19 upon completion of any required changes to the building or completion of construction.

20 (c) Any changes made during construction that were not proposed during the initial review shall require the  
21 approval of the Construction Section to assure physical plant rule requirements are met.

22 (d) Upon receipt of the required final documentation from the local jurisdiction, the Construction Section shall  
23 review the information and may either make an on-site visit or approve the overnight respite services for  
24 construction by documentation. If all items are met, the Construction Section shall notify the DHSR Adult Care  
25 Licensure Section of its recommendation for approval.

26 (e) Following review of the application, references, all forms and the Construction Section's recommendation for  
27 use, a pre-approval visit shall be made by a consultant of the DHSR Adult Care Licensure Section. The consultant  
28 shall report findings and recommendations to the Adult Care Licensure Section which shall notify, in writing, the  
29 Division of Aging and Adult Services and the applicant of the decision to approve or deny overnight respite services  
30 as a part of the adult day care program that is planning to provide the services.

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32 *History Note: Authority S.L. 2011-104;*

33 *Eff. January 1, 2012.*