

1 10A NCAC 13D .3101 is proposed for amendment as follows:
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3 **SECTION .3100 - DESIGN AND CONSTRUCTION**
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5 **10A NCAC 13D .3101 GENERAL RULES**

6 (a) Each facility shall be planned, constructed, equipped, and maintained to provide the services offered in the
7 facility.

8 (b) A new facility or remodeling of an existing facility shall meet the requirements of the North Carolina State
9 Building Code Codes ~~all applicable volumes~~ which ~~is~~ are incorporated by reference, including all subsequent
10 amendments. Copies of ~~this code~~ these codes may be purchased from the ~~Department of Insurance Engineering and~~
11 ~~Codes Division~~ located at 410 North Boylan Avenue, Raleigh, NC 27603 at a cost of two hundred fifty dollars
12 ~~(\$250.00)~~. International Code Council online at <http://www.iccsafe.org/Store/Pages/default.aspx> at a cost of
13 \$527.00 or accessed electronically free of charge at
14 http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html. Existing
15 licensed facilities shall meet the requirements of the North Carolina State Building Code Codes in effect at the time
16 of construction or remodeling.

17 (c) Any existing building converted from another use to a nursing facility shall meet all requirements of a new
18 facility.

19 (d) The sanitation, water supply, sewage disposal and dietary facilities shall comply with the rules of the
20 ~~Commission for Public Health~~, North Carolina Division of Public Health, Environmental Health Services Section,
21 which are incorporated by reference, including all subsequent amendments. The "Rules Governing the Sanitation of
22 Hospitals, Nursing Homes, Adult Care Homes and Other Institutions", 15A NCAC 18A .1300 are available for
23 inspection at the North Carolina Department of Health and Human Services, Division of Public Health,
24 Environmental Health Services Section 5605 Six Forks Road, Raleigh, North Carolina 27509.
25 Copies of ~~these Rules~~ may be obtained from the ~~Department of Environment and Natural Resources, Division of~~
26 ~~Environmental Health~~, Environmental Health Services Section, ~~4630 1632~~ Mail Service Center, Raleigh, NC ~~27699-~~
27 ~~4630 27699-1632~~ at no cost.

28 (e) The adult care home portion of a combination facility shall meet the rules for a nursing facility contained in
29 Sections .3100, .3200, ~~.3300~~, and .3400 of this Subchapter, except when separated by two-hour fire resistive
30 construction. When separated by two-hour fire-resistive construction, the adult care home portion of the facility
31 shall meet the rules for ~~domiciliary homes~~ adult care homes in 10A NCAC 13F, Licensing of Adult Care Homes,
32 which are incorporated by reference, including all subsequent amendments; and ~~domiciliary adult care home~~
33 resident areas must be located in the ~~domiciliary adult care home~~ section of the facility. Copies of 10A NCAC 13F
34 can be obtained free of charge from the Division of Health Service Regulation, Adult Care Licensure Section, 2708
35 Mail Service Center, Raleigh, NC 27699-2708.

36 (f) An addition to an existing facility shall meet the same requirements as a new facility.
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1 *History Note:* Authority ~~G.S. 131E-104~~; G.S. 131E-102; G.S. 131E-104; ~~42 U.S.C. 1396~~;
2 Eff. January 1, ~~1996~~. 1996;
3 Amended Eff.