

**10A NCAC 14D .0202 CAPACITY**

- (a) The Department shall not approve a capacity for an overnight respite service of more than six residents.
- (b) The total number of residents shall not exceed the capacity approved by the Construction Section.
- (c) A request for an increase in capacity by adding rooms, remodeling or without any building modifications shall be submitted to the Construction Section, accompanied by two copies of blueprints or floor plans. One of the plans shall show the existing building with the current use of rooms and the second plan shall indicate the addition, remodeling or change in use of spaces showing the use of each room. If new construction, plans shall show how the addition will be tied into the existing building and all proposed changes in the structure.
- (d) When the overnight respite services program increases its designed capacity by the addition to or remodeling of the existing physical plant, the entire program shall meet all current fire safety regulations.

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