

**10A NCAC 17D .0209 RESIDENCY REQUIREMENTS**

- (a) An applicant shall be a permanent legal resident of the State of North Carolina to be eligible to receive an equipment set.
- (b) To be permanent legal residents of North Carolina, applicants shall not only live in the state, but also have the intention of making their permanent home in this state to which, whenever absent, they intend to return.
- (c) Unemancipated minors have the residency of their parents, person standing in loco parentis, or if the parents are separated or divorced, the residency of the parent with legal custody. For purposes of this Rule, "person standing in loco parentis" refers to one who has put himself or herself in the place of a lawful parent by assuming the rights and obligations of a parent without formal adoption.
- (d) Residence continues until a new one is acquired. When a new residence is acquired, all former residences terminate.

*History Note:* Authority G.S. 62-157; 143B-216.34;  
Eff. December 1, 1988;  
Amended Eff. May 1, 2007; April 1, 1990;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 20, 2017.