

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

**H.B. 687**  
**Apr 9, 2013**  
**HOUSE PRINCIPAL CLERK**

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HOUSE DRH70252-MH-164 (03/27)

Short Title: Homeless Shelters/Remove Age Limits. (Public)

Sponsors: Representatives Hardister and Hamilton (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NC  
3 BUILDING CODE TO ALLOW OCCUPANTS YOUNGER THAN EIGHTEEN IN  
4 TEMPORARY OVERFLOW EMERGENCY SHELTERS FOR THE HOMELESS.  
5 The General Assembly of North Carolina enacts:  
6 **SECTION 1.** Definitions. – As used in this act, "Council" means the Building  
7 Code Council, "Code" means the 2012 NC Building Code, and "Homeless Shelter Provision"  
8 means the requirement set forth in Section 424.1.1 of the North Carolina Building Code  
9 requiring that homeless occupants of a temporary overflow shelter for the homeless be over the  
10 age of 18.  
11 **SECTION 2.** New Code amendment. – Until the effective date of the Code  
12 amendment that the Council is required to adopt pursuant to Section 4 of this act, the Council  
13 and local governments enforcing the Code shall implement Section 424.1.1, as provided in  
14 Section 3 of this act.  
15 **SECTION 3.** Implementation. – Notwithstanding any provision of the Code to the  
16 contrary, temporary overflow emergency shelters for the homeless may house occupants under  
17 the age of 18 when the shelter meets the following requirements:  
18 (1) The shelter is intended to serve homeless families that include children  
19 under 18 and their parents or other legal guardians.  
20 (2) The temporary shelter consists of a group of churches or other nonprofit  
21 religious entities that have agreed to host the shelter occupants on the  
22 premises of each church or religious entity on a rotating basis.  
23 **SECTION 4.** Additional rule-making authority. – Notwithstanding  
24 G.S. 150B-19(4), the Commission shall adopt amendments to the Homeless Shelter Provision  
25 to be substantively identical to the provisions of Section 3 of this act. Rules adopted pursuant to  
26 this section are not subject to G.S. 150B-21.8 through G.S. 150B-21.14. Rules adopted  
27 pursuant to this section shall become effective as provided in G.S. 150B-21.3(b1) as though 10  
28 or more written objections had been received as provided by G.S. 150B-21.3(b2).  
29 **SECTION 5.** Sunset. – Section 3 of this act expires on the date that rules adopted  
30 pursuant to Section 4 of this act become effective.  
31 **SECTION 6.** This act is effective when it becomes law.

