

Section 22-2 Definitions

~~**Family care home** – A home with support and supervisory personnel that provides room and board, personal care and habilitation services in a family environment for not more than 6 resident persons with disabilities. Persons with disabilities means a person with a temporary or permanent physical, emotional, or mental disability including but not limited to mental retardation, cerebral palsy, epilepsy, autism, hearing and sight impairments, emotional disturbances, and orthopedic impairments, but not including mentally ill persons who are dangerous to others as defined in G.S. § 122C-3(11)b.~~

Family Child Care Home—a child care arrangement located within a residence where, at any one time, more than two children, with a maximum of ten (10) children, receive child care on a regular basis. Family child care home operators must reside at the location of the family child care home, as defined by G.S. 110-86(3)(b). A family child care home is allowed to provide care for one of the following groups of children, including the operator’s own preschool-age children and excluding the operator’s own school-age children up to thirteen (13) years of age, as defined in G.S. 110-91(7)(b).

1. A maximum of eight children, with no more than five children who are from birth to 5 years of age, plus three school-age children.
2. A maximum of three children from birth to 24 months of age, plus three children from 2 to 5 years of age and three school-age children up to 13 years of age, for a total of nine children.
3. A maximum of 10 children if all children are older than 24 months of age.

(Adopted 11-5-90; Amended on 1-5-2026)