



CHAPTER 153A
ARTICLE 13 - HEALTH AND SOCIAL SERVICES

N.C.G.S. § 153A-257.

Legal residence for social service purposes.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2003-304, s. 7 — tenth act in the lineage	RETRIEVED 21 September 2026, 06:36 UTC	SOURCE FINGERPRINT c3dab96db88ae84f2139a08f - e343496bc918c8f11e3a95c9 - 6676f8b7aed9e8a9
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§ 153A-257(a) Legal residence in a county determines which county is responsible (i) for financial support of a needy person who meets the eligibility requirements for a public assistance or medical care program offered by the county or (ii) for other social services required by the person.

Legal residence in a county is determined as follows:

- (1) Except as modified below, a person has legal residence in the county in which he resides.
- (2) If a person is in a hospital, mental institution, nursing home, boarding home, confinement facility, or similar institution or facility, he does not, solely because of that fact, have legal residence in the county in which the institution or facility is located.
- (3) A minor has the legal residence of the parent or other relative with whom he resides. If the minor does not reside with a parent or relative and is not in a foster home, hospital, mental institution, nursing home, boarding home, educational institution, confinement facility, or similar institution or facility, he has the legal residence of the person with whom he resides. Any other minor has the legal residence of his mother, or if her residence is not known then the legal residence of his father; if his mother's or father's residence is not known, the minor is a legal resident of the county in which he is found.

§ 153A-257(b) A legal residence continues until a new one is acquired, either within or outside this State. When a new legal residence is acquired, all former legal residences terminate.

§ 153A-257(c) This section is intended to replace the law defining "legal settlement." Therefore any general law or local act that refers to "legal settlement" is deemed to refer to this section and the rules contained herein.

§ 153A-257(d) If two or more county departments of social services disagree regarding the legal residence of a minor in a child abuse, neglect, or dependency case, any one of the county departments of social services may refer the issue to the Department of Health and Human Services, Division of Social Services, for resolution. The Director of the Division of Social Services or the Director's designee shall review the pertinent background facts of the case and shall determine which county department of social services shall be responsible for providing protective services and financial support for the minor in question.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
10 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

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1777					1890						2003
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT											
Nº	YEAR	ACT	CHARACTER								
01	1777	c. 117, s. 16, P.R.	ENACTED								
02	1777	R.C., c. 86, s. 12	AMENDED								
03	1777	Code, s. 3544	AMENDED								
04	Rev.	s. 1333	RECODIFIED								
05	C.S.	s. 1342	RECODIFIED								
06	1931	c. 120	AMENDED								
07	1943	c. 753, s. 2	AMENDED								
08	1959	c. 272	AMENDED								
09	1973	c. 822, s. 1	AMENDED								
10	2003	S.L. 2003-304, s. 7	AMENDED								

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 153A-257 (2003).

PINPOINT

N.C. Gen. Stat. § 153A-257(a) (2003).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1777, c. 117, s. 16, P.R.; R.C., c. 86, s. 12; Code, s. 3544; Rev., s. 1333; C.S., s. 1342; 1931, c. 120; 1943, c. 753, s. 2; 1959, c. 272; 1973, c. 822, s. 1; 2003-304, s. 7.)

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