

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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HOUSE BILL 409

Short Title: Legalize FDA-Approved Schedule VI Drugs. (Public)

Sponsors: Representatives Murphy, McElraft, and Sasser (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Health, if favorable, Judiciary, if favorable, Rules, Calendar, and Operations of  
the House

March 21, 2019

A BILL TO BE ENTITLED

AN ACT LEGALIZING CERTAIN SCHEDULE VI CONTROLLED SUBSTANCES THAT  
HAVE BEEN APPROVED UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC  
ACT.

The General Assembly of North Carolina enacts:

**SECTION 1.** Article 5 of Chapter 90 of the General Statutes is amended by adding  
a new section to read:

**"§ 90-94.2. Exemption for certain Schedule VI controlled substances.**

Notwithstanding any other provision of State law to the contrary, it is lawful to prescribe, distribute, dispense, administer, transfer, transport, possess, or use any prescription drug product containing marijuana or tetrahydrocannabinol, for which an application has been approved under Section 505 of the Federal Food, Drug, and Cosmetic Act, as amended, provided that any such action is consistent with federal law."

**SECTION 2.** This act is effective when it becomes law.

