

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

S

4

SENATE BILL 328
House Committee Substitute Favorable 6/24/25
House Committee Substitute #2 Favorable 6/24/25
Fourth Edition Engrossed 6/25/25

Short Title: Age 21 Hemp-Derived Consumables.

(Public)

Sponsors:

Referred to:

March 19, 2025

A BILL TO BE ENTITLED
AN ACT TO PROHIBIT HEMP-DERIVED CONSUMABLE PRODUCTS FROM BEING
POSSESSED BY OR SOLD TO PERSONS UNDER AGE TWENTY-ONE.

The General Assembly of North Carolina enacts:

SECTION 1. Article 39 of Chapter 14 of the General Statutes is amended by adding
a new section to read:

"§ 14-313.1. Possession of hemp-derived consumable products under age 21 prohibited.

(a) Definitions. – Unless the context requires otherwise, the following definitions apply
in this section:

(1) Deliver. – The actual constructive, or attempted transfer from one person to
another of a controlled substance, whether or not there is an agency
relationship.

(2) Hemp. – As defined in G.S. 90-87.

(3) Hemp-derived cannabinoid. – Any phytocannabinoid found in hemp,
including delta-9 tetrahydrocannabinol (delta-9 THC), tetrahydrocannabinolic
acid (THCA), cannabidiol (CBD), cannabidiolic acid (CBDA), cannabinol
(CBN), cannabigerol (CBG), cannabichromene (CBC), cannabicyclol (CBL),
cannabivarin (CBV), tetrahydrocannabivarin (THCV), cannabidivarin
(CBDV), cannabicitran (CBT), delta-7 tetrahydrocannabinol (delta-7 THC),
delta-8 tetrahydrocannabinol (delta-8 THC), or delta-10 tetrahydrocannabinol
(delta-10 THC). This term also includes any synthetic cannabinoid derived
from hemp and contained in a hemp-derived consumable product.

(4) Hemp-derived consumable product. – A hemp product that is a finished good
intended for human ingestion or inhalation that contains a concentration of
any hemp-derived cannabinoid, including any hemp product that at the time
of sale to the ultimate consumer contains a delta-9 THC concentration of not
more than three-tenths of one percent (0.3%) on a dry weight basis. This term
does not include hemp products intended for topical application, or seeds or
seed-derived ingredients that are generally recognized as safe by the United
States Food and Drug Administration (FDA).

(5) Hemp product. – As defined in G.S. 90-87.

(6) Ingestion. – The process of consuming through the mouth, by swallowing into
the gastrointestinal system or through tissue absorption.



- 1 (7) Inhalation. – The process of consuming into the respiratory system through
2 the mouth or nasal passages.
- 3 (b) Prohibition. – Both of the following are unlawful:
- 4 (1) For any person to knowingly sell or deliver a hemp-derived consumable
5 product to a person who is under 21 years of age. A person engaged in the sale
6 of hemp-derived consumable products shall demand proof of age from a
7 prospective purchaser if the person has reasonable grounds to believe that the
8 prospective purchaser is under 21 years of age.
- 9 (2) For any person who is under 21 years of age to possess a hemp-derived
10 consumable product.
- 11 (c) Punishment. – Any person who violates this section is guilty of a Class 2
12 misdemeanor.
- 13 (d) Construction. – Nothing in this section shall be construed as authorizing the sale,
14 delivery, or possession of any hemp, hemp product, or hemp-derived consumable product that is
15 not otherwise authorized by State or federal law."
- 16 **SECTION 2.** This act becomes effective October 1, 2025, and applies to offenses
17 committed on or after that date.