

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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SENATE BILL 328
PROPOSED HOUSE COMMITTEE SUBSTITUTE S328-PCS15346-SA-32

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. 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.

(7) Inhalation. – The process of consuming into the respiratory system through the mouth or nasal passages.

(b) Prohibition. – Both of the following are unlawful:

(1) For any person to knowingly sell or deliver a hemp-derived consumable product to a person who is under 21 years of age. A person engaged in the sale



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1 of hemp-derived consumable products shall demand proof of age from a
2 prospective purchaser if the person has reasonable grounds to believe that the
3 prospective purchaser is under 21 years of age.

4 (2) For any person who is under 21 years of age to possess a hemp-derived
5 consumable product.

6 (c) Punishment. – Any person who violates this section is guilty of a Class 2
7 misdemeanor."

8 **SECTION 2.** This act becomes effective October 1, 2025, and applies to offenses
9 committed on or after that date.