

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2025

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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.



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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.