

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

H.B. 409  
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40165-MG-32A

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

Sponsors: Representatives Murphy, McElraft, and Sasser (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT LEGALIZING CERTAIN SCHEDULE VI CONTROLLED SUBSTANCES THAT  
3 HAVE BEEN APPROVED UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC  
4 ACT.

5 The General Assembly of North Carolina enacts:

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

8 "**§ 90-94.2. Exemption for certain Schedule VI controlled substances.**

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

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

