

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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SENATE BILL 59
PROPOSED HOUSE COMMITTEE SUBSTITUTE S59-CSBR-33 [v.5]
05/12/2026 10:44:27 AM

Short Title: Age 21 Hemp-Derived Consumables.

(Public)

Sponsors:

Referred to:

February 6, 2025

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

4 The General Assembly of North Carolina enacts:

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

7 "**§ 14-313.1. Possession of hemp-derived consumable products under age 21 prohibited.**

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

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

13 (2) Hemp. – As defined in G.S. 90-87.

14 (3) Hemp-derived cannabinoid. – Any tetrahydrocannabinol or any
15 tetrahydrocannabinolic acid naturally contained in the plant of the genus
16 Cannabis (cannabis plant), as well as synthetic equivalents of the substances
17 contained in the cannabis plant or synthetic substances, derivatives, and any
18 isomers with similar chemical structure and pharmacological activity to those
19 substances contained in the plant, including any optical, positional, or
20 geometric isomers. This term also includes any synthetic cannabinoid derived
21 from hemp and contained in a hemp-derived consumable product.

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

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

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

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

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



* S 5 9 - C S B R - 3 3 *

1 (1) For any person to knowingly sell or deliver a hemp-derived consumable
2 product to a person who is under 21 years of age. A person engaged in the sale
3 of hemp-derived consumable products shall demand proof of age from a
4 prospective purchaser if the person has reasonable grounds to believe that the
5 prospective purchaser is under 21 years of age.

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

8 (c) Punishment. – Any person who violates this section is guilty of a Class 2
9 misdemeanor, which shall include, in addition to any other punishment prescribed for that
10 offense, a fine of five hundred dollars (\$500.00) for a first offense, one thousand dollars
11 (\$1,000.00) for a second offense, and fifteen hundred dollars (\$1,500.00) for a third or subsequent
12 offense.

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 December 1, 2026, and applies to offenses
17 committed on or after that date.