



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 900

AMENDMENT NO. _____
(to be filled in by
Principal Clerk)

H900-ACE-134 [v.4]

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Amends Title [YES]
Second Edition

Date _____, 2024

Senator Lee

moves to amend the bill on page 1, lines 6-8, by rewriting the lines to read:

"PARTNER INSTITUTION OF HIGHER EDUCATION FOR THOSE SCHOOLS, AND TO
REGULATE TOBACCO PRODUCTS.";

and on page 2, lines 16-27, by rewriting the lines to read:

"SECTION 1.(d) This section is effective when it becomes law.

REGULATE TOBACCO PRODUCTS

SECTION 2.(a) G.S. 14-313 reads as rewritten:

"§ 14-313. Youth access to tobacco products, alternative nicotine products, tobacco-derived
products, vapor products, and cigarette wrapping papers.

(a) Definitions. – The following definitions apply in this section:

(1) Alternative nicotine product. – Any noncombustible product that contains
nicotine, whether natural or synthetic, but does not contain tobacco and is
intended for human consumption whether chewed, absorbed, dissolved,
ingested, or by other means. This term does not include a vapor product, or
any product regulated by the United States Food and Drug Administration
under Chapter V of the federal Food, Drug, and Cosmetic Act.

(1a) Consumable product. – Consumable product shall have the same meaning as
provided in G.S. 105-113.4(1k). For purposes of this section, a consumable
product does not contain any tobacco leaf.

(1b) Distribute. – To sell, furnish, give, or provide tobacco products, including
tobacco product samples or cigarette wrapping papers, to the ultimate
consumer.

(1c) FDA.– Food and Drug Administration.

(2) Proof of age. – A drivers license or other photographic identification that
includes the bearer's date of birth that purports to establish that the person is
18 years of age or older.

(3) Sample. – A tobacco product distributed to members of the general public at
no cost for the purpose of promoting the product.



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1 (3a) ~~Tobacco derived product. — Any noncombustible product derived from~~
2 ~~tobacco that contains nicotine and is intended for human consumption,~~
3 ~~whether chewed, absorbed, dissolved, ingested, or by other means. This term~~
4 ~~does not include a vapor product or any product regulated by the United States~~
5 ~~Food and Drug Administration under Chapter V of the federal Food, Drug,~~
6 ~~and Cosmetic Act.~~

7 (3b) Secretary. — The Secretary of the Department of Revenue.

8 (3c) Timely Filed Premarket Tobacco Product Application. — An application
9 pursuant to 21 U.S.C. § 387j for a vapor product or consumable product
10 containing nicotine derived from tobacco marketed in the United States as of
11 August 8, 2016, that was submitted to the United States Food and Drug
12 Administration on or before September 9, 2020, and accepted for filing.

13 (4) Tobacco product. — Any product that contains tobacco and is intended for
14 human consumption. For purposes of this section, the term includes an
15 alternative nicotine product, a tobacco derived product, vapor product,
16 consumable product, or components of a vapor product.

17 (5) Vapor product. — Any noncombustible product that employs a mechanical
18 heating element, battery, or electronic circuit regardless of shape or size and
19 that can be used to heat a consumable product ~~a liquid nicotine solution~~
20 ~~contained in a vapor cartridge.~~ The term includes an electronic cigarette,
21 electronic cigar, electronic cigarillo, and electronic pipe. The term does not
22 include any product regulated by the United States Food and Drug
23 Administration under Chapter V of the federal Food, Drug, and Cosmetic Act.

24 (b) Sale or distribution to persons under the age of 18 years. — If any person shall
25 distribute, or aid, assist, or abet any other person in distributing tobacco products or cigarette
26 wrapping papers to any person under the age of 18 years, or if any person shall purchase tobacco
27 products or cigarette wrapping papers on behalf of a person under the age of 18 years, the person
28 shall be guilty of a Class 2 misdemeanor; provided, however, that it shall not be unlawful to
29 distribute tobacco products or cigarette wrapping papers to an employee when required in the
30 performance of the employee's duties. Retail distributors of tobacco products shall prominently
31 display near the point of sale a sign in letters at least five-eighths of an inch high which states the
32 following:

33 N.C. LAW STRICTLY PROHIBITS
34 THE PURCHASE OF TOBACCO PRODUCTS, ALTERNATIVE NICOTINE
35 PRODUCTS, TOBACCO DERIVED PRODUCTS, VAPOR PRODUCTS, AND
36 CIGARETTE WRAPPING PAPERS
37 BY PERSONS UNDER THE AGE OF 18.
38 PROOF OF AGE REQUIRED.

39 Failure to post the required sign shall be an infraction punishable by a fine of twenty-five dollars
40 (\$25.00) for the first offense and seventy-five dollars (\$75.00) for each succeeding offense.

41 A person engaged in the sale of tobacco products or cigarette wrapping papers shall demand
42 proof of age from a prospective purchaser if the person has reasonable grounds to believe that
43 the prospective purchaser is under 18 years of age. Failure to demand proof of age as required by

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1 this subsection is a Class 2 misdemeanor if in fact the prospective purchaser is under 18 years of
2 age. Retail distributors of tobacco products or cigarette wrapping papers shall train their sales
3 employees in the requirements of this law. Proof of any of the following shall be a defense to any
4 action brought under this subsection:

- 5 (1) The defendant demanded, was shown, and reasonably relied upon proof of age
6 in the case of a retailer, or any other documentary or written evidence of age
7 in the case of a nonretailer.
8 (2) The defendant relied on the electronic system established and operated by the
9 Division of Motor Vehicles pursuant to G.S. 20-37.02.
10 (3) The defendant relied on a biometric identification system that demonstrated
11 (i) the purchaser's age to be at least the required age for the purchase and (ii)
12 the purchaser had previously registered with the seller or seller's agent a
13 drivers license, a special identification card issued under G.S. 20-37.7, a
14 military identification card, or a passport showing the purchaser's date of birth
15 and bearing a physical description of the person named on the card.

16 (b1) Distribution of tobacco products. – Tobacco products shall not be distributed in
17 vending machines; provided, however, vending machines distributing tobacco products are
18 permitted (i) in any establishment which is open only to persons 18 years of age and older; or (ii)
19 in any establishment if the vending machine is under the continuous control of the owner or
20 licensee of the premises or an employee thereof and can be operated only upon activation by the
21 owner, licensee, or employee prior to each purchase and the vending machine is not accessible
22 to the public when the establishment is closed. The owner, licensee, or employee shall demand
23 proof of age from a prospective purchaser if the person has reasonable grounds to believe that
24 the prospective purchaser is under 18 years of age. Failure to demand proof of age as required by
25 this subsection is a Class 2 misdemeanor if in fact the prospective purchaser is under 18 years of
26 age. Proof that the defendant demanded, was shown, and reasonably relied upon proof of age
27 shall be a defense to any action brought under this subsection. ~~Vending machines distributing~~
28 ~~tobacco products in establishments not meeting the above conditions shall be removed prior to~~
29 ~~December 1, 1997. Vending machines distributing tobacco derived products, vapor products, or~~
30 ~~components of vapor products in establishments not meeting the above conditions shall be~~
31 ~~removed prior to August 1, 2013.~~ Any person distributing tobacco products through vending
32 machines in violation of this subsection shall be guilty of a Class 2 misdemeanor.

33 (b2) Internet distribution of tobacco products. – A person engaged in the distribution of
34 tobacco products through the Internet or other remote sales methods shall perform an age
35 verification through an independent, third-party age verification service that compares
36 information available from public records to the personal information entered by the individual
37 during the ordering process to establish that the individual ordering the tobacco products is 18
38 years of age or older.

39 (c) Purchase by persons under the age of 18 years. – If any person under the age of 18
40 years purchases or accepts receipt, or attempts to purchase or accept receipt, of tobacco products
41 or cigarette wrapping papers, or presents or offers to any person any purported proof of age which
42 is false, fraudulent, or not actually his or her own, for the purpose of purchasing or receiving any
43 tobacco product or cigarette wrapping papers, the person shall be guilty of a Class 2

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1 misdemeanor; provided, however, that it shall not be unlawful for an employee to purchase or
2 accept receipt of tobacco products or cigarette wrapping papers when required in the performance
3 of the employee's duties.

4 (d) Sending or assisting a person [less than] 18 years to purchase or receive tobacco
5 products or cigarette wrapping papers. – If any person shall send a person less than 18 years of
6 age to purchase, acquire, receive, or attempt to purchase, acquire, or receive tobacco products or
7 cigarette wrapping papers, or if any person shall aid or abet a person who is less than 18 years of
8 age in purchasing, acquiring, or receiving or attempting to purchase, acquire, or receive tobacco
9 products or cigarette wrapping papers, the person shall be guilty of a Class 2 misdemeanor;
10 provided, however, persons under the age of 18 may be enlisted by police or local sheriffs'
11 departments to test compliance if the testing is under the direct supervision of that law
12 enforcement department and written parental consent is provided; provided further, that the
13 Department of Health and Human Services shall have the authority, pursuant to a written plan
14 prepared by the Secretary of Health and Human Services, to use persons under 18 years of age
15 in annual, random, unannounced inspections, provided that prior written parental consent is given
16 for the involvement of these persons and that the inspections are conducted for the sole purpose
17 of preparing a scientifically and methodologically valid statistical study of the extent of success
18 the State has achieved in reducing the availability of tobacco products to persons under the age
19 of 18, and preparing any report to the extent required by section 1926 of the federal Public Health
20 Service Act (42 USC § 300x-26).

21 (e) Statewide uniformity. – It is the intent of the General Assembly to prescribe this
22 uniform system for the regulation of tobacco products and cigarette wrapping papers to ensure
23 the eligibility for and receipt of any federal funds or grants that the State now receives or may
24 receive relating to the provisions of this section. To ensure uniformity, no political subdivisions,
25 boards, or agencies of the State nor any county, city, municipality, municipal corporation, town,
26 township, village, nor any department or agency thereof, may enact ordinances, rules or
27 regulations concerning the sale, distribution, display or promotion of (i) tobacco products or
28 cigarette wrapping papers on or after September 1, 1995, ~~or~~ (ii) alternative nicotine products
29 ~~tobacco-derived products~~ or vapor products on or after August 1, ~~2013~~ 2013, or (iii) alternative
30 nicotine products on or after December 1, 2024. This subsection does not apply to the regulation
31 of vending machines, nor does it prohibit the Secretary of Revenue from adopting rules with
32 respect to the administration of the tobacco products taxes levied under Article 2A of Chapter
33 105 of the General Statutes.

34 (f) Deferred Prosecution or Conditional Discharge. – Notwithstanding
35 G.S. 15A-1341(a1) or G.S. 15A-1341(a4), any person charged with a misdemeanor under this
36 section shall be qualified for deferred prosecution or a conditional discharge pursuant to Article
37 82 of Chapter 15A of the General Statutes provided the defendant has not previously been placed
38 on probation for a violation of this section and so states under oath.

39 (g) Certification of vapor products and consumable products. – As required by Part 3 of
40 Article 4 of Chapter 143B of the General Statutes, the Secretary of the Department of Revenue
41 shall certify vapor products and consumable products eligible for retail sale in this State and shall
42 list them on a directory.

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1 (h) Fines and Civil Penalties. – The following penalties shall apply to violations of the
2 certification requirements for consumable products and vapor products required by Part 3 of
3 Article 4 of Chapter 143B of the General Statutes.

4 (1) Retailer, distributor, or wholesaler fines. – A retailer, distributor, or
5 wholesaler who offers for sale a consumable product or vapor product
6 intended for ultimate retail sale in this state that is not included in the directory
7 is subject to a warning with a mandatory reinspection of the retailer within 30
8 days of the violation of Part 3 of Article 4 of Chapter 143B of the General
9 Statutes

10 a. For a second violation of this type within a 12-month period, the fine
11 shall be at least five hundred dollars (\$500) but not more than seven
12 hundred fifty dollars (\$750) and, if licensed, the licensee's license shall
13 be suspended for 30 days.

14 b. For a third or subsequent violation of this type within a 12-month
15 period, the fine shall be at least one thousand dollars (\$1,000) but not
16 more than one thousand five hundred dollars (\$1,500) and, if licensed,
17 the licensee's license shall be revoked.

18 c. Upon a second or subsequent violation of this this type, consumable
19 products or vapor products that are not on the directory as required by
20 G.S. 143B-245.12, and are possessed by a retailer, distributor, or
21 wholesaler, shall be subject to seizure, forfeiture, and destruction. The
22 cost of such seizure, forfeiture, and destruction shall be borne by the
23 person from whom the products are confiscated, except that no
24 products may be seized from a consumer who has made a bona fide
25 purchase of such product. The Secretary may store and dispose of the
26 seized products as appropriate, in accordance with federal, state, and
27 local laws pertaining to storage and disposal of such products.

28 (2) Manufacturer penalties. – A manufacturer whose consumable products or
29 vapor products are not listed in the directory as required by G.S. 143B-245.12,
30 and who causes the products that are not listed to be sold for retail sale in
31 North Carolina, whether directly or through an importer, distributor,
32 wholesaler, retailer, or similar intermediary or intermediaries, is subject to a
33 civil penalty of ten thousand dollars (\$10,000) for each individual product
34 offered for sale in violation of Part 3 of Article 4 of Chapter 143B of the
35 General Statutes until the offending product is removed from the market or
36 until the offending product is properly listed on the directory. In addition, any
37 manufacturer that falsely represents any information required by a
38 certification form shall be guilty of a misdemeanor for each false
39 representation.

40 (b) In an action to enforce this section, the state shall be entitled to recover costs,
41 including the costs of investigation, expert witness fees and reasonable attorney fees.

42 (c) A repeated violation of the requirements of Part 3 of Article 4 of Chapter 143B of the
43 General Statutes shall constitute a deceptive trade practice under Chapter 75.

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1 **SECTION 2.(b)** Article 4 of Chapter 143B of the General Statutes is amended by
2 adding a new Part to read:

3 "Part 3. Certification and Directory of Vapor Products and Consumable Products.

4 "§ 143B-245.10 Definitions.

5 (a) The following definitions apply throughout this Part:

6 (1) Alternative nicotine product. – As defined in G.S. 14-313(a)(1).

7 (2) Consumable product. – As defined in G.S. 14-313(a)(1a).

8 (3) Distribute. – As defined in G.S. 14-313(a)(1b).

9 (4) FDA. – As defined in G.S. 14-313(a)(1c).

10 (5) Secretary. – The Secretary of the Department of Revenue.

11 (6) Timely Filed Premarket Tobacco Product Application. – As defined in
12 G.S. 14-313(a)(3c).

13 (7) Tobacco product. – As defined in G.S. 14-313(a)(4).

14 (8) Vapor product. – As defined in G.S. 14-313(a)(5).

15 "§ 143B-245.11 Certification process.

16 (a) Certification. – Beginning March 1, 2025, and annually thereafter, every
17 manufacturer of vapor products and consumable products sold for retail sale in this state, whether
18 directly or through a distributor, retailer, or similar intermediary or intermediaries, shall execute
19 and deliver on a form prescribed by the Secretary, a certification to the Secretary under penalty
20 of perjury, of the following:

21 (1) The manufacturer received an order granted pursuant to 21 U.S.C. § 387j(c)
22 ("marketing granted order") for the vapor product or consumable product from
23 the FDA.

24 (2) The manufacturer submitted a timely filed premarket tobacco product
25 application as defined in G.S. 14-313(a)(3c) for the vapor product or
26 consumable product; and the application either remains under review by the
27 FDA or has received a denial order that has been and remains stayed by the
28 FDA or court order, rescinded by the FDA, or vacated by a court.

29 (3) The manufacturer is exempt from the requirements of subdivision (1) or (2)
30 of this subsection because the vapor product or consumable product only
31 reflects changes to the name, brand style, or packaging of a vapor product or
32 consumable product.

33 (b) Requirements for manufacturers; fees. – In addition to the requirements contained in
34 subsection (a) of this section, each manufacturer shall provide to the Secretary the following:

35 (1) For each vapor product and consumable product offered by the manufacturer
36 a copy of (i) the marketing granted order issued by the FDA pursuant to 21
37 U.S.C. Section 387j; (ii) a copy of the acceptance letter issued by the FDA
38 pursuant to 21 U.S.C. § 387j for a timely filed premarket tobacco product
39 application; or (iii) a document issued by FDA or by a court confirming that
40 the premarket tobacco product application has received a denial order that is
41 not yet in effect; and

42 (2) An initial fee of two thousand dollars (\$2,000) to offset the costs incurred by
43 the Department of Revenue for processing the certifications and operating the

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1 directory and an annual renewal fee of five hundred dollars (\$500) each year
2 on March 1 to offset the costs associated with maintaining the directory and
3 satisfying the requirements of this section for each consumable product or
4 vapor product to be listed in the directory.

5 (c) Certification.— The certification form shall separately list each brand name, category
6 (e.g., e-liquid, power unit, device, e-liquid cartridge, e-liquid pod, disposable), product name,
7 and flavor for each consumable product or vapor product that is sold in this state.

8 (d) Confidentiality. – The information submitted by the manufacturer pursuant to
9 subsections (a) and (b) of this section shall be considered confidential commercial or financial
10 information for purposes of G.S. 132-1.2. The manufacturer may redact certain confidential
11 commercial or financial information provided under subsection (a) of this section. The Secretary
12 shall not disclose such information except as required or authorized by law.

13 (e) Notification of material changes to the certification. – Any manufacturer submitting
14 a certification pursuant to subsections (a) and (b) of this section shall notify the Secretary as soon
15 as practicable but not later than 30 days of any material change to the certification, including the
16 issuance or denial of a marketing authorization or other order by the FDA pursuant to 21 U.S.C.
17 § 387j, or any other order or action by the FDA or any court that affects the ability of the
18 consumable product or vapor product to be introduced or delivered into interstate commerce for
19 commercial distribution in the United States.

20 **"§143B-245.12 Public directory.**

21 (a) Development and maintenance of directory. – Beginning on May 1, 2025, the
22 Secretary shall develop, maintain, and make publicly available on the Secretary's public website
23 a directory listing all manufacturers of consumable products or vapor products that have provided
24 certifications that comply with G.S. 145B-245.11 (a) and (b) and all product names, brand names,
25 categories (e.g., e-liquid, e-liquid cartridge, e-liquid pod, disposable), and flavors for which
26 certifications have been submitted and approved by the Secretary. The Secretary shall update the
27 directory at least monthly to ensure accuracy. The Secretary shall establish a process to provide
28 licensed retailers, distributors, and wholesalers notice of the initial publication of the directory
29 and changes made to the directory in the prior month.

30 (b) Exclusion from the directory. – No manufacturer or the manufacturer's consumable
31 products or vapor products shall be included or retained in the directory if the Secretary
32 determines that any of the following apply:

- 33 (1) The manufacturer failed to provide a complete and accurate certification as
34 required by G.S. 145B-245.11(a) and (b).
35 (2) The manufacturer submitted a certification that does not comply with the
36 requirements of G.S. 145B-245-245(c).
37 (3) The manufacturer failed to include with its certification the payment required
38 by G.S. 145B-245.11(b).
39 (4) The manufacturer sold products in North Carolina required to be certified
40 under this Act during a period when either the manufacturer or the product
41 had not been certified and listed on the directory.

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1 (5) The information provided by the manufacturer in its certification is
2 determined by the Secretary to contain false information or contains material
3 misrepresentations or omissions.

4 (c) Removal from the directory. –The Secretary shall provide the manufacturer notice
5 and an opportunity to cure deficiencies before removing the manufacturer or products from the
6 directory.

7 (1) The Secretary may not remove the manufacturer or its products from the
8 directory until at least 30 days after the manufacturer has been given notice of
9 an intended action. Notice shall be sufficient and be deemed immediately
10 received by a manufacturer if the notice is sent either electronically or by
11 facsimile to an electronic mail address or facsimile number, as the case may
12 be, provided by the manufacturer in its most recent certification filed under
13 G.S.143B-245.11(a).

14 (2) The manufacturer shall have 15 business days from the date of service of the
15 notice of the Secretary's intended action to establish that the manufacturer of
16 consumable products or vapor products should be included in the directory.

17 (3) Retailers shall have 30 days following the removal of a manufacturer or its
18 products from the directory to sell such products that were in the retailer's
19 inventory as of the date of removal.

20 (4) After thirty 30 days following removal from the directory, the consumable
21 product or vapor product of a manufacturer identified in the notice of removal
22 and intended for retail sale in North Carolina may not be purchased or sold for
23 retail sale in North Carolina.

24 (5) A determination by the Secretary to not include or to remove from the
25 directory a manufacturer or a manufacturer's product shall be subject to review
26 by the filing of a civil action for prospective declaratory or injunctive relief.

27 **"§ 143B-245.13. Retail sale of consumable products and vapor products.**

28 (a) Products prohibited from retail sale. –Except as provided in subdivisions (1) and (2)
29 of this subsection, beginning May 1, 2025, or on the date that the Department of Revenue first
30 makes the directory available for public inspection on its public website as provided in
31 G.S.143B-245.12(a), whichever is later, consumable products or vapor products not included in
32 the directory, may not be sold for retail sale in North Carolina, either directly or through an
33 importer, distributor, wholesaler, retailer, or similar intermediary or intermediaries.

34 (1) Each retailer shall have sixty (60) days from the date that the Secretary first
35 makes the directory available for inspection on its public website to sell
36 products that were in its inventory and not included in the directory or remove
37 those products from inventory and return them to the distributor or wholesaler
38 from whom the products were purchased for a refund.

39 (2) Each distributor or wholesaler shall have sixty (60) days from the date that the
40 Secretary first makes the directory available for inspection on its public
41 website to remove those products intended for ultimate retail sale in the state
42 from its inventory.

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1 (3) After sixty (60) calendar days following publication of the directory,
2 consumable products or vapor products not listed in the directory and intended
3 for retail sale in North Carolina may not be purchased or sold for retail sale in
4 North Carolina except as provided in G.S. 143B-245.12(c).

5 **"§143B-245.14. Agent for service of process.**

6 (a) Registered agent. – The following conditions apply:

7 (1) A manufacturer not registered to do business in the state shall, as a condition
8 precedent to having its name or its products listed and retained in the directory,
9 appoint and continually engage without interruption a registered agent in this
10 state for service of process on whom all process and any action or proceeding
11 arising out of the enforcement of this Part or G.S. 14-313 (g) and (h) may be
12 served. The manufacturer shall provide to the Secretary the name, address,
13 and telephone number of its agent for service of process and shall provide any
14 other information relating to its agent as may be requested by the Secretary.

15 (2) A manufacturer located outside of the United States shall, as an additional
16 condition precedent to having its products listed or retained in the directory,
17 cause each of its importers of any of its products to be sold in the state to
18 appoint, and continually engage without interruption, the services of an agent
19 in the state in accordance with the provisions of this section. All obligations
20 of a manufacturer imposed by this section with respect to appointment of its
21 agent shall also apply to the importers with respect to appointment of their
22 agents.

23 (3) A manufacturer shall provide written notice to the Secretary 30 calendar days
24 prior to the termination of the authority of an agent appointed pursuant to
25 subdivisions (1) and (2) of this subsection. No less than five calendar days
26 prior to the termination of an existing agent appointment, a manufacturer shall
27 provide to the Secretary the name, address, and telephone number of its newly
28 appointed agent for service of process and shall provide any other information
29 relating to the new appointment as may be requested by the Secretary. In the
30 event an agent terminates an agency appointment, the manufacturer shall
31 notify the division of the termination within five calendar days and shall
32 include proof to the satisfaction of the division of the appointment of a new
33 agent.

34 **"§143B-245.15. Compliance.**

35 (a) Unannounced compliance check. – Each retailer, distributor, and wholesaler that sells
36 or distributes consumable products or vapor products in this state shall be subject to unannounced
37 compliance checks by the Secretary or its designee, which may include state and local law
38 enforcement officials, for purposes of enforcing this Part. Unannounced follow-up compliance
39 checks of all noncompliant retailers, distributors, and wholesalers shall be conducted within
40 thirty (30) days after any violation of this Part.

41 (1) Any person who observes a violation described in G.S. 143B-245.13 may alert
42 the Secretary of such violation, and the Secretary shall cause an unannounced
43 compliance check to occur with respect to the person alleged to be in violation.

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1 (2) The Secretary shall publish the results of all compliance checks at least
2 annually and shall make the results available to the public on request.

3 "**§ 143B-245.16. Rules; use of fees; report.**"

4 (a) Rules. – The Secretary shall adopt rules for the implementation and enforcement of
5 this section.

6 (b) Use of fees and penalties. – The fees received under this Chapter, and the penalties
7 collected under G.S. 14-313(h) by the Department of Revenue shall be used by the Department
8 of Revenue exclusively for processing the certifications, operating and maintaining the directory,
9 and enforcement of this Chapter.

10 (c) Report. – Beginning on January 31, 2026, and annually thereafter, the Secretary shall
11 provide a report to the legislature regarding the status of the directory, manufacturers and
12 products included in the directory, revenue and expenditures related to administration of this
13 section, and enforcement activities undertaken pursuant to this section, including the number of
14 stores that have been inspected and the results from such inspections."

15 **SECTION 2.(c)** This section becomes effective December 1, 2024.

16
17 **EFFECTIVE DATE**

18 **SECTION 3.** Except at otherwise provided, this act is effective when it becomes
19 law".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____