

TABLED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 762

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S762-ATQ-72 [v.1]

Page 1 of 2

Amends Title [NO]
Fourth Edition

Date _____, 2022

Representative Ager

1 moves to amend the bill on page 6, lines 14 and 15, by inserting between those lines:

2
3 **"CONFORM THE HEMP LAWS WITH FEDERAL LAW BY PERMANENTLY**
4 **EXCLUDING HEMP FROM THE STATE CONTROLLED SUBSTANCES ACT**

5 **SECTION 8A.(a)** G.S. 90-87, as it reads following the expiration of S.L. 2015-299
6 pursuant to Section 4 of that act, reads as rewritten:

7 **"§ 90-87. Definitions.**

8 As used in this Article:

9 ...

10 (13a) "Hemp" means the plant Cannabis sativa (L.) and any part of that plant,
11 including the seeds thereof and all derivatives, extracts, cannabinoids,
12 isomers, acids, salts, and salts of isomers, whether growing or not, with a
13 delta-9 tetrahydrocannabinol concentration of not more than three-tenths of
14 one percent (0.3%) on a dry weight basis.

15 (13b) "Hemp products" means all products made from hemp, including, but not
16 limited to, cloth, cordage, fiber, food, fuel, paint, paper, particleboard,
17 plastics, seed, seed meal and seed oil for consumption, and verified propagules
18 for cultivation if the seeds originate from hemp varieties.

19 ...

20 (16) "Marijuana" means all parts of the plant of the genus Cannabis, whether
21 growing or not; the seeds thereof; the resin extracted from any part of such
22 plant; and every compound, manufacture, salt, derivative, mixture, or
23 preparation of such plant, its seeds or resin, but shall not include the mature
24 stalks of such plant, fiber produced from such stalks, oil, or cake made from
25 the seeds of such plant, any other compound, manufacture, salt, derivative,
26 mixture, or preparation of such mature stalks (except the resin extracted
27 therefrom), fiber, oil, or cake, or the sterilized seed of such plant which is
28 incapable of germination. The term does not include hemp or hemp products.

29"

30 **SECTION 8A.(b)** G.S. 90-94 reads as rewritten:

31 **"§ 90-94. Schedule VI controlled substances.**



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1 This schedule includes the controlled substances listed or to be listed by whatever official
2 name, common or usual name, chemical name, or trade name designated. In determining that
3 such substance comes within this schedule, the Commission shall find: no currently accepted
4 medical use in the United States, or a relatively low potential for abuse in terms of risk to public
5 health and potential to produce psychic or physiological dependence liability based upon present
6 medical knowledge, or a need for further and continuing study to develop scientific evidence of
7 its pharmacological effects.

8 The following controlled substances are included in this schedule:

9 (1) Marijuana.

10 (2) ~~Tetrahydrocannabinols.~~ Tetrahydrocannabinols, except for
11 tetrahydrocannabinols found in hemp or hemp products.

12 (3) Repealed by Session Laws 2017-115, s. 8, effective December 1, 2017, and
13 applicable to offenses committed on or after that date."

14 **SECTION 8A.(c)** This section becomes effective June 30, 2022."
15
16

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____