



CHAPTER 106
ARTICLE 12 - FOOD, DRUGS AND COSMETICS

N.C.G.S. § 106-137.

Cosmetics deemed misbranded.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	c. 614, ss. 33-35 — second act in the lineage	21 September 2026, 03:35 UTC	08f4c5a43b12a3e4a7ed2192 - 20d24495f8e980ac036b36e4 - d6c3843d9bc86045

A cosmetic shall be deemed to be misbranded:

- a.If its labeling is false or misleading in any particular; or
- b.If its labeling or packaging fails to conform with the requirements of G.S. 106-139 and 106-139.1 of this Article.

If in package form unless it bears a label containing

- a.The name and place of business of the manufacturer, packer, or distributor; and
- b.An accurate statement of the quantity, of the contents in terms of weight, measure, or numerical count, which statement shall be separately and accurately stated in a uniform location upon the principal display panel of the label: Provided, that under paragraph b of this subdivision reasonable variations shall be permitted, and exemptions as to small packages shall be established by regulations prescribed by the Board of Agriculture.

If any word, statement, or other information required by or under authority of this Article to appear on the label or labeling is not prominently placed thereon with such conspicuousness (as compared with other words, statements, designs, or devices, in the labeling) and in such terms as to render it likely to be read and understood by the ordinary individual under customary conditions of purchase and use.

If its container is so made, formed, or filled as to be misleading.

If it is a color additive, unless its packaging and labeling are in conformity with such packaging and labeling requirements applicable to such color additive prescribed under the provisions of G.S. 106-132 of this Article. This subdivision shall not apply to packages of color additives which, with respect to their use for cosmetics, are marketed and intended for use only in or on hair dyes (as defined in the last sentence of G.S. 106-136(1)).

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1939		1957		1975
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER	
01	1939	c. 320, s. 18	ENACTED	
02	1975	c. 614, ss. 33-35	AMENDED	

APPARATUS II
3 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 106-139		"to conform with the requirements of"
G.S. 106-132	(null)(5)	"additive prescribed under the provisions of"
G.S. 106-136(1)	(null)(5)	"defined in the last sentence of"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 106-137 (1975).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1939, c. 320, s. 18; 1975, c. 614, ss. 33-35.)

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