



CHAPTER 14
ARTICLE 52 - MISCELLANEOUS POLICE REGULATIONS

N.C.G.S. § 14-401.23.

Unlawful manufacture, sale, delivery, or possession of Salvia divinorum.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 03:39 UTC	SOURCE FINGERPRINT e41f51e57005805b8d068c78 - a82a351de74e64fc78129b22 - 562064a5a5f23a04
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§ 14-401.23(a) It shall be unlawful for any person to knowingly or intentionally manufacture, sell or deliver, or possess with intent to manufacture, sell or deliver Salvia divinorum or Salvinorin A.

§ 14-401.23(b) It shall be unlawful for any person to knowingly or intentionally possess Salvia divinorum or Salvinorin A.

§ 14-401.23(c) A violation of this section is punishable as follows:

INFRACTION

- (1) For a first or second offense under this section, the person is responsible for an infraction and shall be required to pay a fine of not less than twenty-five dollars (\$25.00).
- (2) For a third or subsequent offense under this section, the person is guilty of a Class 3 misdemeanor.

§ 14-401.23(d) For purposes of this section:

- (1) "Deliver" means the actual constructive or attempted transfer of Salvia divinorum or Salvinorin A from one person to another.

- (2) "Manufacture" means the production, preparation, propagation, compounding, conversion or processing of *Salvia divinorum* or Salvinorin A by any means, whether directly or indirectly, artificially or naturally, or by extraction from substances of a natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis. Manufacture includes any packaging or repackaging of the substance, or labeling or relabeling of its container, except that this term does not include the preparation or compounding of the substance by an individual for the individual's own use.
- (3) "Production" includes the manufacture, planting, cultivation, growing, or harvesting of a plant.

§ 14-401.23(e)

The provisions of this section shall not apply to:

- (1) Employees or contractors of any accredited college or school of medicine or pharmacy at a public or private university in this State while performing medical or pharmacological research for such institution.
- (2) The possession, planting, cultivation, growing, or harvesting of a plant strictly for aesthetic, landscaping, or decorative purposes. (2009-538, s. 1.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 14-401.23 (2026).

PINPOINT

N.C. Gen. Stat. § 14-401.23(a) (2026).

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

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