

**Senate Bill No. 66**

(By Senator Stollings)

1  
2  
3  
4  
5  
6  
7  
8  
9

[Introduced January 14, 2015; referred to the Committee on Health and Human Resources; and  
then to the Committee on Finance.]

**FISCAL  
NOTE**

A BILL to amend and reenact §60A-3-301 of the Code of West Virginia, 1931, as amended; and to  
amend said code by adding thereto a new section, designated §60A-3-301a, all relating to  
setting registration fees for manufacture, distribution, dispensing and conducting research  
of controlled substances; and providing certain boards with rule-making authority.

*Be it enacted by the Legislature of West Virginia:*

That §60A-3-301 of the Code of West Virginia, 1931, as amended, be amended and  
reenacted; and that said code be amended by adding thereto a new section, designated §60A-3-301a,  
all to read as follows:

**ARTICLE 3. REGULATION OF MANUFACTURE, DISTRIBUTION AND DISPENSING  
OF CONTROLLED SUBSTANCES.**

**§60A-3-301. Rules; fees.**

(a) The state Board of Pharmacy shall promulgate rules and charge fees relating to the  
registration and control of the manufacture and distribution of controlled substances within this state.  
~~and~~ Each department, board, or agency of this state which licenses or registers practitioners  
authorized to dispense ~~any~~ a controlled substance shall promulgate rules and charge fees relating to  
the registration and control of the dispensing of controlled substances within this state by those  
practitioners licensed or registered by ~~such~~ that department, board, or agency.

1        ~~The state Board of Pharmacy or the department, board or agency shall collect the following~~  
2 ~~annual registration fees from persons who manufacture, distribute, dispense or conduct research with~~  
3 ~~controlled substances: For registration of a manufacturer, \$50; for registration of a wholesaler, \$50;~~  
4 ~~for registration of a retailer, \$15; for registration of a hospital or clinic, \$15; and for registration of~~  
5 ~~a research institution, \$5.~~

6 **§60A-3-301a. Fee schedule.**

7        Until amended, modified, repealed or replaced by legislative rule, the state Board of  
8 Pharmacy or any department, board or agency shall collect the following annual registration fees  
9 from persons who manufacture, distribute, dispense or conduct research with respect to controlled  
10 substances:

- 11        (1) \$50 for registration of a manufacturer;
- 12        (2) \$50 for registration of a wholesaler;
- 13        (3) \$50 for registration of a hospital or clinic;
- 14        (4) \$25 for registration of a medical examiner;
- 15        (5) \$25 for registration of a teaching or research institution;
- 16        (6) \$25 for registration of a nursing home or an extended care facility; and
- 17        (7) \$15 for registration of a dispenser.

NOTE: The purpose of this bill is to set fees for the manufacture, distribution, dispensing and conducting research of controlled substances. The bill grants rule-making authority to certain boards.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.

§60A-3-301a is new; therefore, strike-throughs and underscoring have been omitted.