2014R1014

1	Senate Bill No. 318	
2	(By Senator Stollings)	
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4	[Introduced January 10, 2014; referred to the Committee on Health	
5	and Human Resources; and then to the Committee on Finance.]	
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10	A BILL to amend and reenact $60A-3-301$ of the Code of West	
11	Virginia, 1931, as amended, relating to setting registration	
12	fees for the manufacture, distribution, dispensing and	
13	conducting research of controlled substances; and providing	
14	certain boards with rule-making authority.	
15	Be it enacted by the Legislature of West Virginia:	
16	That §60A-3-301 of the Code of West Virginia, 1931, as	
17	amended, be amended and reenacted to read as follows:	
18	ARTICLE 3. REGULATION OF MANUFACTURE, DISTRIBUTION AND DISPENSING	
19	OF CONTROLLED SUBSTANCES.	
20	§60A-3-301. Rules; fees.	
21	(a) The State Board of Pharmacy shall promulgate rules and	
22	charge fees relating to the registration and control of the	
23	manufacture and distribution of controlled substances within this	

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1 state. and Each department, board or agency of this state which 2 licenses or registers practitioners authorized to dispense any <u>a</u> 3 controlled substance shall promulgate rules and charge fees 4 relating to the registration and control of the dispensing of 5 controlled substances within this state by those practitioners 6 licensed or registered by <u>such the</u> department, board or agency.

7 (b) The State Board of Pharmacy or the department, board or 8 agency shall collect the following annual registration fees from 9 persons who manufacture, distribute, dispense or conduct research 10 with controlled substances: For registration of a manufacturer, 11 \$50; for registration of a wholesaler, \$50; for registration of a 12 retailer, \$15; for registration of a hospital or clinic, \$15; and 13 for registration of a research institution, \$5 for registration of 14 a hospital or clinic, \$50; for registration of a medical examiner, 15 \$25; for registration of a teaching or research institution, \$25; 16 for registration of nursing home or an extended care facility, \$25; 17 and for registration of a dispenser, \$15.

18 (c) On and after the effective date of the reenactment of this 19 section during the Regular Session of the Legislature in 2014, the 20 Board of Pharmacy and each department, board or agency may 21 establish by legislative rule, annual fees for a registration as 22 set forth in this section. The fees set forth in subsection (b) of 23 this section remain in effect unless modified by a legislative rule

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1 promulgated pursuant to this subsection.

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.