

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Committee Substitute

for

House Bill 2378

By Delegates Chiarelli, Hornby, Willis, J. Cannon,

Heckert, Shamblin, and Browning

[Originating in the Public Health Subcommittee;

Reported on March 10, 2025]

1 A BILL to amend and reenact §16-64-2 of the Code of West Virginia, 1931, as amended, relating to
2 syringe exchange services programs.

Be it enacted by the Legislature of West Virginia:

ARTICLE 64. SYRINGE SERVICES PROGRAMS.

§16-64-2. Application for license to offer a syringe services program.

1 (a) All new and existing syringe services programs shall obtain a license from the Office for
2 Health Facility Licensure and Certification.

3 (b) To be eligible for a license, a syringe services program shall:

4 (1) Submit an application on a form approved and provided by the office director;

5 (2) Provide the name of the program;

6 (3) Provide a description of the harm reduction program it is associated with and the harm
7 reduction services provided in accordance with ~~§16-2-3~~ §16-64-3 of this code;

8 (4) Provide the contact information of the individual designated by the applicant as the
9 administrator of the harm reduction program;

10 (5) Provide the hours of operation, location, and staffing. The description of hours of
11 operation must include the specific days the syringe services program is open, opening and
12 closing times, and frequency of syringe exchange services. The description of staffing must
13 include number of staff, titles of positions, and descriptions of their functions;

14 (6) Provide a specific description of the applicant's ability to refer to or facilitate entry into
15 substance use treatment;

16 (7) Provide a specific description of the applicant's ability to encourage usage of medical
17 care and mental health services as well as social welfare and health promotion;

18 (8) Pay an application fee in amount not to exceed \$500, to be determined by the director
19 by legislative rule; and

20 (9) Provide a written statement of support from a majority of the members of the county
21 commission and a majority of the members of a governing body of a municipality in which it is

22 located or is proposing to locate; and

23 (10) If not operated by a local health department, provide a written statement of affiliation

24 with a local health department within the proposed service area. This written statement of

25 affiliation shall be used to coordinate service to ensure compliance with the requirements of this

26 article.