

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Enrolled

Senate Bill 291

BY SENATORS CHAPMAN AND DEEDS

[Passed March 14, 2025;

in effect 90 days from passage (June 12, 2025)]

1 AN ACT to amend and reenact §30-5-22 of the Code of West Virginia, 1931, as amended, relating
2 to registration of pharmacies; and extending time frame for pharmacies to register from
3 annually to biennially.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 5. PHARMACISTS, PHARMACY TECHNICIANS, PHARMACY INTERNS
AND PHARMACIES.**

§30-5-22. Pharmacies to be registered.

1 (a) A pharmacy, an ambulatory health care facility, and a charitable clinic pharmacy shall
2 register with the board.

3 (b) A person desiring to operate, maintain, open, or establish a pharmacy shall register
4 with the board.

5 (c) To be eligible for a registration to operate, maintain, open, or establish a pharmacy the
6 applicant shall:

7 (1) Submit a written application to the board;

8 (2) Pay all applicable fees;

9 (3) Designate a pharmacist-in-charge; and

10 (4) Successfully complete an inspection by the board.

11 (d) A separate application shall be made and separate registration issued for each
12 location.

13 (e) Registration is not transferable.

14 (f) Registration expires and shall be renewed biennially.

15 (g) If a registration expires, the pharmacy shall be reinspected and an inspection fee is
16 required.

17 (h) A registrant shall employ a pharmacist-in-charge and operate in compliance with the
18 legislative rules governing the practice of pharmacist care and the operation of a pharmacy.

19 (i) The provisions of this section do not apply to the sale of nonprescription drugs which
20 are not required to be dispensed pursuant to a practitioner's prescription.

21 (j) The provisions of this section do not apply to the sale or distribution of dialysate, drugs,
22 or devices necessary to perform home peritoneal renal dialysis to patients with end state renal
23 disease, provided the requirements of §30-5-29 of this code are met.

The Clerk of the Senate and the Clerk of the House of Delegates hereby
certify that the foregoing bill is correctly enrolled.

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Clerk of the Senate

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Clerk of the House of Delegates

Originated in the Senate.

In effect 90 days from passage.

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President of the Senate

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Speaker of the House of Delegates

The within is this the.....
Day of, 2025.

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Governor