WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

Senate Bill 291

By Senators Chapman and Deeds

[Introduced February 12, 2025; referred
to the Committee on Health and Human Resources]

A BILL to amend and reenact §30-5-22 of the Code of West Virginia, 1931, relating to registration of pharmacies; and extending time frame for pharmacies to register from 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.**

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

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

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

(1) Submit a written application to the board;

(2) Pay all applicable fees;

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

(4) Successfully complete an inspection by the board.

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

(e) Registration is not transferable.

(f) Registration expires and shall be renewed ~~annually~~ biennially.

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

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

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

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