

VIRGINIA BOARD OF PHARMACY

Criminal Background Checks of Material Owners for Pharmaceutical Processor or Cannabis Dispensing Facility Permits

The Board provides the following guidance for a material owner of an applicant for a pharmaceutical processor or cannabis dispensing facility permit who is also a material owner of another permitted pharmaceutical processor or cannabis dispensing facility and was previously subject to a criminal background check. Upon submission of an application for change of ownership of an existing pharmaceutical processor or cannabis dispensing facility or new application, the material owner(s) shall complete a background check if it has been more than 90 days since the previous background check was conducted. Board staff will provide the material owner(s) with the necessary documentation to complete the background check.

Notwithstanding 18VAC110-60-135, the Board interprets the requirement for material owners of a pharmaceutical processor or cannabis dispensing facility permit as referenced in Virginia Code § 54.1-3442.6 to mean those owners with 5.0% or greater ownership. For facilities that do not have owners with 5.0% or greater ownership, a criminal background check should be performed on the facility's executive leadership with ownership.