



TECHNICAL ADVISORY GUIDANCE
INFORMATION REQUIRES IMMEDIATE ATTENTION

#25010003

To: All West Virginia Medical Cannabis Permittees

From: West Virginia Department of Health, Bureau for Public Health, Office of Medical Cannabis

Effective Date: November 18, 2025

RE: Secure Delivery Area

The West Virginia Department of Health, Bureau for Public Health, Office of Medical Cannabis (OMC) is issuing this technical advisory to provide clarity to dispensary/processor/grower permit holders on ensuring compliance and maintaining security standards during the delivery of medical cannabis products.

The OMC has recently become aware that some transport companies may have large delivery vans that do not fit within a delivery area that was previously approved by the OMC. As a result of these larger vans, the delivery areas in some industry locations are not secure.

The following rules are relevant:

§64-112-6.6. A dispensary must have an enclosed, secure area out of public sight for the loading and unloading of medical cannabis into and from a transport vehicle.

§64-112-15.1.2. A dispensary may contract with a third-party contractor for delivery so long as the contractor complies with this section.

§64-110-17.1.2, A grower/processor may contract with a third-party contractor for delivery so long as the contractor complies with this section.

A transport company who attempts to deliver medical cannabis products to a dispensary where the transport vehicle will not fit within the enclosed, secure area shall have that delivery refused by the dispensary.

A dispensary who chooses to modify their delivery area to accommodate a larger transport vehicle shall submit a facility modification application to the OMC and obtain approval prior to implementation of any modification. Additionally, a revised standard operating procedure (SOP)

must be submitted to the OMC for approval prior to implementation and submitted in Compliance once approved.

The OMC encourages all permittees to review their current transportation contracts and SOPs to ensure compliance with the rules. This will help to ensure seamless deliveries occur so as not to interfere with the supply of medical cannabis products to patients.

As a reminder, OMC may review security footage and/or be present during deliveries to ensure compliance.