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SENATE BILL 5563

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State of Washington

57th Legislature

2001 Regular Session

By Senators West, Deccio, Franklin, Sheahan, Oke and Rasmussen

Read first time 01/26/2001. Referred to Committee on Ways & Means.

1 AN ACT Relating to sales and use tax exemptions for medical  
2 equipment; amending RCW 82.08.0283 and 82.12.0277; and providing an  
3 effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 82.08.0283 and 1998 c 168 s 2 are each amended to read  
6 as follows:

7 (1) The tax levied by RCW 82.08.020 shall not apply to sales of  
8 insulin; prosthetic devices and the components thereof; dental  
9 appliances, devices, restorations, and substitutes, and the components  
10 thereof, including but not limited to full and partial dentures,  
11 crowns, inlays, fillings, braces, and retainers; orthotic devices  
12 prescribed for an individual by a person licensed under chapters 18.25,  
13 18.57, or 18.71 RCW; hearing instruments dispensed or fitted by a  
14 person licensed or certified under chapter 18.35 RCW, and the  
15 components thereof; medicines of mineral, animal, and botanical origin  
16 prescribed, administered, dispensed, or used in the treatment of an  
17 individual by a person licensed under chapter 18.36A RCW; ostomic  
18 items; home medical equipment; and medically prescribed oxygen,  
19 including, but not limited to, oxygen concentrator systems, oxygen

1 enricher systems, liquid oxygen systems, and gaseous, bottled oxygen  
2 systems prescribed for an individual by a person licensed under chapter  
3 18.57 or 18.71 RCW for use in the medical treatment of that individual.  
4 In addition, the tax levied by RCW 82.08.020 shall not apply to charges  
5 made for labor and services rendered in respect to the repairing,  
6 cleaning, altering, or improving of any of the items exempted under  
7 this section.

8 (2) For the purposes of this section, "home medical equipment"  
9 means medical equipment, supplies, or devices prescribed by a medical  
10 practitioner licensed in the state of Washington that are used by a  
11 patient at home for the treatment of a medical condition. Home medical  
12 equipment is equipment that would not be useful to a person in the  
13 absence of illness or injury. Home medical equipment includes, but is  
14 not limited to, wound care supplies, wheelchairs, hospital beds,  
15 standing aids, walking aids, bathroom aids, respirators, splints,  
16 crutches, lifting chairs connected and used in conjunction with a  
17 lifting device, and parts and accessories of such items.

18 **Sec. 2.** RCW 82.12.0277 and 1998 c 168 s 3 are each amended to read  
19 as follows:

20 (1) The provisions of this chapter shall not apply in respect to  
21 the use of insulin; prosthetic devices and the components thereof;  
22 dental appliances, devices, restorations, and substitutes, and the  
23 components thereof, including but not limited to full and partial  
24 dentures, crowns, inlays, fillings, braces, and retainers; orthotic  
25 devices prescribed for an individual by a person licensed under  
26 chapters 18.25, 18.57, or 18.71 RCW; hearing instruments dispensed or  
27 fitted by a person licensed or certified under chapter 18.35 RCW, and  
28 the components thereof; medicines of mineral, animal, and botanical  
29 origin prescribed, administered, dispensed, or used in the treatment of  
30 an individual by a person licensed under chapter 18.36A RCW; ostomic  
31 items; home medical equipment; and medically prescribed oxygen,  
32 including, but not limited to, oxygen concentrator systems, oxygen  
33 enricher systems, liquid oxygen systems, and gaseous, bottled oxygen  
34 systems prescribed for an individual by a person licensed under chapter  
35 18.57 or 18.71 RCW for use in the medical treatment of that individual.

36 (2) For the purposes of this section, "home medical equipment"  
37 means medical equipment, supplies, or devices prescribed by a medical  
38 practitioner licensed in the state of Washington that are used by a

1 patient at home for the treatment of a medical condition. Home medical  
2 equipment is equipment that would not be useful to a person in the  
3 absence of illness or injury. Home medical equipment includes, but is  
4 not limited to, wound care supplies, wheelchairs, hospital beds,  
5 standing aids, walking aids, bathroom aids, respirators, splints,  
6 crutches, lifting chairs connected and used in conjunction with a  
7 lifting device, and parts and accessories of such items.

8 NEW SECTION. **Sec. 3.** This act takes effect August 1, 2001.

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