

1 HB342
2 89407-1
3 By Representative Ford
4 RFD: Education Appropriations
5 First Read: 06-FEB-08

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8 SYNOPSIS: Under existing law, certain drugs are
9 exempt from the state sales and use tax. The
10 definition of "drugs" is a prescription filled by a
11 pharmacist or sold to the patient by the physician
12 for human consumption or intake.

13 This bill would include hearing aids within
14 the definition of "drugs" for tax exemption
15 purposes.
16

17 A BILL
18 TO BE ENTITLED
19 AN ACT
20

21 To amend Section 40-23-4.1, Code of Alabama 1975,
22 relating to the sales and use tax exemption for certain drugs,
23 to include hearing aids within the definition of drugs for tax
24 exemption purposes.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. Section 40-23-4.1, Code of Alabama 1975,
27 is amended to read as follows:

1 "§40-23-4.1.

2 "(a) The term "drugs" shall include any medicine
3 prescribed by physicians when the prescription is filled by a
4 licensed pharmacist, or sold to the patient by the physician,
5 for human consumption or intake. The term drugs shall also
6 include any hearing aid or hearing instrument, as defined in
7 Section 34-14-2.

8 "(b) In addition to any and all items exempt from
9 gross sales tax, certain drugs, as defined in subsection (a)
10 of this section, shall be exempt from state gross sales taxes
11 as defined in Section 40-23-2."

12 Section 2. This act shall become effective on the
13 first day of the third month following its passage and
14 approval by the Governor, or its otherwise becoming law.