HOUSE BILL 364

Q4

By: Delegate Henson

Introduced and read first time: January 19, 2022
Assigned to: Ways and Means

Committee Report: Favorable with amendments
House action: Adopted
Read second time: February 25, 2022

CHAPTER _____

1 AN ACT concerning

Sales and Use Tax – Medical Devices – Exemption

2 FOR the purpose of providing an exemption from the sales and use tax for the sale of certain
thermometers, pulse oximeters, and blood pressure monitors, and respirators; and
generally relating to a sales and use tax exemption for medical devices.

3 BY repealing and reenacting, with amendments,
4 Article – Tax – General
5 Section 11–211(b)(18) and (19)
6 Annotated Code of Maryland
7 (2016 Replacement Volume and 2021 Supplement)

8 BY adding to
9 Article – Tax – General
10 Section 11–211(b)(20) through (22) (23)
11 Annotated Code of Maryland
12 (2016 Replacement Volume and 2021 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
14 That the Laws of Maryland read as follows:

15 Article – Tax – General

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
Underlining indicates amendments to bill.
Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.
(b) The sales and use tax does not apply to a sale of:

- nicotine patches, nicotine gum, or any other product intended for use as an aid in tobacco use cessation and approved by the United States Food and Drug Administration for that purpose; [or]

- tangible personal property that is manufactured for the purpose of initiating, supporting, or sustaining breast-feeding, including breast pumps, breast pump kits, nipple enhancers, breast shields, breast shells, supplemental nursing systems, softcup feeders, feeding tubes, breast milk storage bags, periodontal syringes, finger feeders, haberman feeders, and purified lanolin;

- a medical or clinical thermometer;

- a pulse oximeter; or

- a blood pressure monitor; or

- an N95, China KN95, Japan DS, Korea 1st Class, AS/NZS P2, or European FFP2 filtering facepiece respirator.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2022.