

## S.130 Veterinary Supply Exemption

### Background

- Current VT law exempts drugs, durable medical equipment, mobility enhancing equipment and prosthetic devices for humans, whether prescribed or not.
- Some of these items had been exempt under the veterinarian supply exemption for agricultural uses, but there is no definition of veterinarian supplies.

### Decision points on Veterinarian Supply exemption

- Exempt drugs for all animals (including vaccines)?
  - Current drug exemption is limited to humans, and includes both prescription or over the counter drugs
  - SSUTA likely requires an exemption to apply to all animals or no animals
  - A drug exemption could be expanded to
    - Animals, for all drugs
    - Animals, for prescription drugs
- Exempt durable medical equipment, mobility enhancing equipment, prosthetic devices?
  - Current exemptions for these devices are limited to humans
- Exempt veterinarian supplies that do not fall into those above categories?
  - Pet food, collars, brushes, bowls, etc.

### Current law

#### § 9741. SALES NOT COVERED

Retail sales and use of the following shall be exempt from the tax on retail sales imposed under section 9771 of this title and the use tax imposed under section 9773 of this title.

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**(2) Drugs intended for human use, durable medical equipment, mobility enhancing equipment, and prosthetic devices and supplies, including blood, blood plasma, insulin, and medical oxygen, used in diagnosis or treatment intended to alleviate human suffering or to correct, in whole or in part, human physical disabilities;** provided however, that toothbrushes, floss, and similar items of nominal value given by dentists and hygienists to patients during treatment are supplies used in treatment to alleviate human suffering or to correct, in whole or part, human physical disabilities and are exempt under this subdivision.

**(3) Agriculture** feeds, seed, plants, baler twine, silage bags, agricultural wrap, sheets of plastic for bunker covers, liming materials, breeding and other livestock, semen breeding fees, baby chicks, turkey poults, agriculture chemicals other than pesticides, **veterinary supplies**, and bedding; and fertilizers and pesticides for use and consumption directly in the production for sale of tangible personal property on farms, including stock, dairy, poultry, fruit and truck farms, orchards, nurseries, or in greenhouses or other similar structures used primarily for the raising of agricultural or horticultural commodities for sale.