

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1049 Session of 2013

INTRODUCED BY SMITH, RAFFERTY, YUDICHAK, BREWSTER, TARTAGLIONE, KASUNIC, WAUGH, FONTANA, ERICKSON, GREENLEAF, ALLOWAY, WOZNIAK, VULAKOVICH, HUGHES, BAKER, COSTA, SOLOBAY, STACK AND BOSCOLA, JUNE 27, 2013

REFERRED TO FINANCE, JUNE 27, 2013

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An
2 act relating to tax reform and State taxation by codifying
3 and enumerating certain subjects of taxation and imposing
4 taxes thereon; providing procedures for the payment,
5 collection, administration and enforcement thereof; providing
6 for tax credits in certain cases; conferring powers and
7 imposing duties upon the Department of Revenue, certain
8 employers, fiduciaries, individuals, persons, corporations
9 and other entities; prescribing crimes, offenses and
10 penalties," in sales and use tax, further providing for
11 exclusions.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 204 of the act of March 4, 1971 (P.L.6,
15 No.2), known as the Tax Reform Code of 1971, is amended by
16 adding a clause to read:

17 Section 204. Exclusions from Tax.--The tax imposed by
18 section 202 shall not be imposed upon any of the following:

19 * * *

20 (69) The sale at retail or use of accessory equipment,
21 communications equipment or protective equipment when purchased

1 by a paid or volunteer firefighter who uses personal funds and,
2 at the time of purchase, provided identification showing his or
3 her status as a firefighter. The exclusion under this clause
4 shall be included on any sales tax exclusion list made available
5 to retailers. For purposes of this clause, the following terms
6 or phrases shall have the following meanings:

7 (i) "accessory equipment" means firefighting, ambulance and
8 rescue equipment necessary to carry out the ordinary functions
9 of supporting fires, life and rescue activities;

10 (ii) "communications equipment" means any voice or original
11 transmission system required to support the operation of a
12 volunteer fire company, volunteer ambulance service and
13 volunteer rescue squad; and

14 (iii) "protective equipment" means any equipment used by
15 firefighters, volunteer ambulance service personnel or volunteer
16 rescue service personnel to protect their person from injury
17 while performing their functions, including, but not limited to,
18 helmets, turnout coats and pants, boots, eye shields, gloves and
19 self-contained respiratory protection units.

20 Section 2. This act shall take effect in 60 days.