

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 365 Session of 2009

INTRODUCED BY BROWNE, BOSCOLA, BAKER, KASUNIC, FOLMER, KITCHEN, RAFFERTY, ROBBINS, ERICKSON, FERLO, ORIE, O'PAKE, COSTA, EARLL, GREENLEAF, WAUGH, M. WHITE, PIPPY, TARTAGLIONE, MUSTO AND WONDERLING, FEBRUARY 20, 2009

REFERRED TO FINANCE, FEBRUARY 20, 2009

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," further providing for exclusions from the sales
11 and use tax.

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 (67) The sale at retail or use of tangible personal property
21 directly and predominantly used to facilitate reading and

1 communicating, including computer and related equipment, by
2 persons who are blind or visually impaired. For the purpose of
3 this clause, the following terms or phrases shall have the
4 following meanings:

5 (i) "blind" means having a visual acuity of twenty/two
6 hundred or less in the better eye with best correction or having
7 a limitation of the field of vision such that the widest
8 diameter of the visual field subtends an angular distance not
9 greater than twenty degrees;

10 (ii) "visually impaired" means a prognosis of significantly
11 deteriorating vision and either a visual acuity of no better
12 than twenty/seventy vision in the better eye with best
13 correction or a loss in the field of vision of fifty per cent or
14 more.

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