



STATE BOARD OF EQUALIZATION

July 11, 1968

Gentlemen:

In your letter of July 3 you inquire as to whether Phiso hex manufactured by "W" is tax exempt to county hospitals under Section 6369 of the Sales and Use Tax Law.

Tax does not apply to sales of medicines for the treatment of a human being which medicines are sold to a political subdivision of this state. Phiso hex qualifies as a medicine under Section 6369 and, accordingly, its sale to your institution is tax exempt.

Very truly yours,

T. P. Putnam
Tax Counsel

By Gary J. Jugum

GJJ:ab [lb]



STATE BOARD OF EQUALIZATION

July 16, 1968

Gentlemen:

The district administrator of the Board for the district of Oakland has asked me to make clear to you that the exemption referred to in paragraph two of my letter of July 11, 1968 applies only to sales of medicines which are in fact to be used in the treatment of a human being. Thus, the first sentence of paragraph two should read:

Tax does not apply to sales of medicines for the treatment of a human being which medicines are sold to a political subdivision of this state for use in the treatment of a human being.

Further, while surgical soaps qualify as medicine if used by application to the human body in the diagnosis, cure, treatment or prevention of disease, such soaps used in sterilizing surgeons' hands are not exempt. Medicinal soap used for the latter purpose does not qualify for exemption, and its sale is subject to tax. If such soap is purchased under a resale certificate, its use for nonexempt purposes will result in the imposition of tax.

If you have had difficulty in interpreting my previous letter, I apologize.

Very truly yours,

T. P. Putnam
Tax Counsel

By Gary J. Jugum

GJJ/vs [lb]