STATE OF COLORADO

DEPARTMENT OF REVENUE
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GIL-2007-34

Bill Ritter, Jr.
Governor

Roxy Huber
Executive Director

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December 28, 2007

Re: Taxability of [name] Blood Test Systems / Cholesterol Test Strips

Dear Ms Lowman,

This letter is in response to your letters to the Colorado Department of Revenue, dated October 23, 2007, re: taxability of [name] Portable Blood Test System and [name] Cholesterol Test Strips.

Issues
1. Is the [name] Blood Test System exempt from tax?
2. Are the [name] Cholesterol Test Strips exempt from tax?

Background
You provided the following brief description of your [name] Blood Test System. This appears to be an electronic device ([name] Analyzer, check strips, carrying case, and batteries) which measures a person's PTS panels, total cholesterol, HDL cholesterol, and triglycerides.

The [name] Cholesterol Test Strips are used in conjunction with the [name] Blood Test System and contains test strips, a memo chip, lancets, blood collectors.

Discussion
The [name] Blood Test System and [name] Cholesterol Test Strips used for cholesterol testing are exempt.

Section 39-26-717, C.R.S. sets forth a list of exempt items, including blood testing equipment and materials. The [name] Blood Test System and the [name] Test Strips qualify as blood testing kits and material. See also, Department publication FYI Sales 68 (which lists a variety of blood tests under "Doctor Supplies," but the list is not exhaustive).

Finally, the Department makes a good faith effort to provide accurate and complete answers to questions posed to it by taxpayers. However, the information and answers provided here are not binding on the Colorado Department of Revenue, nor do they replace, alter, or supersede Colorado law and regulations. The Executive Director, who by statute is the only person having authority to bind the Department, has not formally reviewed and/or approved this response.

Respectfully,

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