

IN THE HOUSE OF REPRESENTATIVES

HOUSE JOINT MEMORIAL NO. 6

BY REVENUE AND TAXATION COMMITTEE

A JOINT MEMORIAL

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2 TO THE PRESIDENT OF THE UNITED STATES, TO THE SECRETARY OF THE UNITED STATES  
3 DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO THE SENATE AND HOUSE OF REP-  
4 REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CON-  
5 GRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS  
6 OF THE UNITED STATES.

7 We, your Memorialists, the House of Representatives and the Senate of  
8 the State of Idaho assembled in the Second Regular Session of the Sixty-sec-  
9 ond Idaho Legislature, do hereby respectfully represent that:

10 WHEREAS, the Patient Protection and Affordable Care Act (PPACA), passed  
11 by congress in 2010, imposes a variety of taxes on the healthcare industry  
12 including a medical device excise tax, a net investment income tax, an annual  
13 fee for certain insurance providers and a tax on charitable hospitals that do  
14 not meet certain requirements; and

15 WHEREAS, these taxes are a financial burden on the healthcare industry  
16 and will increase costs for healthcare providers, hospitals and the medical  
17 device industry; and

18 WHEREAS, the medical device excise tax is a 2.3% tax of the devices' sale  
19 price for a manufacturer, producer or importer; and

20 WHEREAS, this tax is expected to result in a tax burden of approximately  
21 \$29 billion to medical device manufacturers, producers and importers over  
22 the next 10 years, potentially discouraging innovation; and

23 WHEREAS, medical devices can contain many different and complex parts  
24 and components; and

25 WHEREAS, the complicated nature of medical devices and their various  
26 parts will make this tax difficult to ascertain and implement; and

27 WHEREAS, the Internal Revenue Service has not provided any instructions  
28 or clarification on how this tax will be assessed.

29 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular  
30 Session of the Sixty-second Idaho Legislature, the House of Representatives  
31 and the Senate concurring therein, that we urge the Secretary of the United  
32 States Department of Health and Human Services to suspend the imposition of  
33 the PPACA taxes on the healthcare industry and to conduct a national review  
34 of the impact of these taxes until such time as a clear understanding of their  
35 impact can be determined.

36 BE IT FURTHER RESOLVED that the Chief Clerk of the House of Represen-  
37 tatives be, and she is hereby authorized and directed to forward a copy of  
38 this Memorial to the President of the Senate and the Speaker of the House of  
39 Representatives of Congress, and the congressional delegation representing  
40 the State of Idaho in the Congress of the United States, the President of the  
41 United States and the Secretary of the United States Department of Health and  
42 Human Services.