



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**OFFICE OF COUNCILMEMBER BROOKE PINTO**  
THE JOHN A. WILSON BUILDING  
1350 PENNSYLVANIA AVENUE, N.W., SUITE 106  
WASHINGTON, D.C. 20004

January 12, 2023

Nyasha Smith, Secretary  
Council of the District of Columbia  
1350 Pennsylvania Avenue, N.W.  
Washington, DC 20004

Dear Secretary Smith,

Today, along with Councilmembers Anita Bonds, Christina Henderson, Brianne K. Nadeau, Janeese Lewis George, Vincent C. Gray, Robert C. White, Jr., Matthew Frumin, and Zachary Parker, I am re-introducing the “HIV In-home Test Tax Exemption Amendment Act of 2023.” Please find enclosed a signed copy of the legislation.

This legislation would exempt sales of HIV in-home tests from taxation.

Eleven years ago, the Food and Drug Administration approved a new HIV in-home test that for the first time made it possible for Americans to learn in the privacy of their homes whether they carried the HIV virus. The availability of an HIV test as easy to use as a home-pregnancy kit was yet another step in the normalization of a disease that was once seen as a mark of shame and a death sentence. However, with the availability of antiretroviral drugs for many years, knowledge of one’s HIV status and the beginning of an antiretroviral regime has dramatically lowered the chance that an individual will transmit the virus to someone else or become ill with AIDS. HIV testing and treatment have become crucial to HIV prevention and public health.

HIV in-home tests cost between \$40 and \$70, a significant amount of money for many District residents. By exempting HIV in-home test from taxes, this bill will help make HIV in-home tests more accessible to District residents. By doing so, we will help prevent the spread of HIV.

Should you have any questions about this legislation, please contact my Legislative Counsel, Kristin Ewing, at [kewing@dccouncil.gov](mailto:kewing@dccouncil.gov).

Thank you,

A handwritten signature in blue ink, appearing to read "BE Pinto".

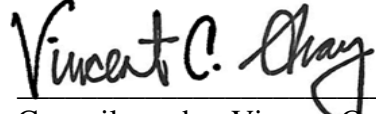
Brooke Pinto



Councilmember Anita Bonds



Councilmember Brianne K. Nadeau



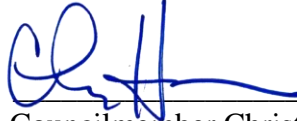
Councilmember Vincent C. Gray



Councilmember Matthew Frumin



Councilmember Brooke Pinto



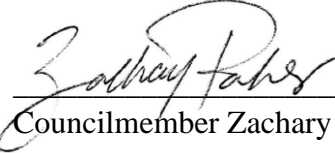
Councilmember Christina Henderson



Councilmember Janeese Lewis George



Councilmember Robert C. White, Jr.



Councilmember Zachary Parker

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A BILL

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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10 To amend section 47-2005 of the District of Columbia Official Code to exempt sales of HIV  
11 in-home tests from taxation.

12 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
13 act may be cited as the “HIV In-home Test Tax Exemption Amendment Act of 2023”.

14 Sec. 2. Section 47-2005 of the District of Columbia Official Code is amended by adding  
15 a new paragraph (41) to read as follows:

16 “(41) Sales of human immunodeficiency virus (“HIV”) in-home tests.”.

17 Sec. 3. Applicability.

18 (a) Section 3 of this act shall take effect subject to the inclusion of its fiscal effect in an  
19 approved budget and financial plan.

20 (b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in  
21 an approved budget and financial plan, and provide notice to the Budget Director of the Council  
22 of the certification.

23 (c)(1) The Budget Director shall cause the notice of the certification to be published in  
24 the District of Columbia Register.

25 (2) The date of publication of the notice of the certification shall not affect the  
26 applicability of this act.

27 Sec. 4. Fiscal impact statement.

28 The Council adopts the fiscal impact statement in the committee report as the fiscal  
29 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
30 approved October 16, 2006 (12 Stat. 2038; D.C. Official Code § 1-301.47a).

31 Sec. 5. Effective date.

32 Sec. 2. This act shall take effect following approval by the Mayor (or in the event of veto  
33 by the Mayor, action by the Council to override the veto), a 30-day period of congressional  
34 review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved  
35 December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the  
36 District of Columbia Register.