

PERMISSIBLE EXPENSE GUIDANCE

# IRS CODE SECTION 213(D) ELIGIBLE MEDICAL EXPENSES



## An eligible expense is defined as

those expenses paid for care as described in Section 213 (d) of the Internal Revenue Code. Below are two lists which may help determine whether an expense is eligible.

### **Important Information**

The information here is intended to provide guidance for Providers with Medi-Cal or Medi-Medi benefits only.

These expenses are only approved with proper documentation and only for the covered Provider, and not dependents or spouse.

### **For more detailed information,**

please refer to IRS Publication 502 titled, "Medical and Dental Expenses,"  
If tax advice is required, you should seek the services of a competent professional.

## ELIGIBLE MEDICAL EXPENSES

- Abdominal supports
- Abortion
- Acupuncture
- Adult diapers
- Air conditioner (when necessary for relief from difficulty in breathing)
- Alcoholism treatment
- Allergy medicine
- Ambulance
- Anesthetist
- Antibiotic products/serums
- Arch supports
- Artificial limbs
- Autoeette (when used for relief of sickness/disability)
- Band-Aids
- Birth control pills (by prescription)
- Blood pressure monitor
- Blood tests
- Blood transfusions
- Braces
- Cardiographs
- Chiropractor
- Christian Science Practitioner
- Contact lenses
- Contraceptive devices (by prescription)
- Convalescent home (for medical treatment only)
- Crutches
- Dental treatment
- Dental X-rays
- Dentures
- Dermatologist
- Diabetic care (meters, test strips and syringes)
- Diagnostic fees
- Diathermy
- Drug addiction therapy
- Drugs (prescription)
- Durable Medical Equipment (DME) – crutches
- Elastic hosiery (prescription)
- Electrolytes
- Eye drops
- Eyeglasses
- Fees paid to health institute prescribed by a doctor
- FICA and FUTA tax paid for medical care service
- First aid kits
- Fluoridation unit
- Gauze
- Guide dog
- Gum treatment
- Gynecologist
- Healing services
- Hearing aids and batteries
- Hospital bills
- Hydrotherapy
- Insulin treatment
- Lab tests
- Lead paint removal
- Legal fees
- Lip balm (SPF 30 or higher)
- Lodging (away from home for outpatient care)
- Mentholated topical ointment
- Metabolism tests
- Motion sickness medication
- Nasal sprays, drops & inhalers
- Neurologist
- Nursing (including board and meals)
- Obstetrician
- Operating room costs
- Ophthalmologist
- Optician
- Optometrist
- Oral surgery
- Organ transplant (including donor's expenses)
- Orthopedic shoes
- Orthopedist
- Osteopath
- Oxygen and oxygen equipment
- Pediatrician
- Peroxide
- Personal protective equipment
- Petroleum Jelly
- Physician
- Physiotherapist
- Podiatrist
- Postnatal treatments
- Practical nurse for medical services
- Prenatal care
- Prescription medicines
- Psychiatrist
- Psychoanalyst
- Psychologist
- Psychotherapy
- Radium Therapy
- Registered nurse
- Rubbing alcohol
- Special school costs for the handicapped
- Spinal fluid test
- Splints
- Sterilization
- Surgeon
- Telephone or TV equipment to assist the hard-of-hearing
- Therapy equipment
- Thermometer
- Transportation expenses (relative to health care)
- Ultra-violet ray treatment
- Vaccines
- Vasectomy
- Vitamins (if prescribed)
- Wheelchair
- X-rays

## ELIGIBLE OVER-THE-COUNTER DRUGS\*

- Adult diapers
- Allergy medications
- Antacids
- Antibiotic ointments
- Anti-diarrhea medicine
- Band-Aids
- Calamine lotion
- Cold medicine
- Cough drops and throat lozenges
- Electrolytes
- Eye drops
- Feminine hygiene products
- First aid creams
- First aid kits
- Gauze
- Hearing aids
- Lip Balm (SPF 30 or higher)
- Mentholated topical ointment
- Motion sickness medication
- Nasal sprays, drops & inhalers
- Nicotine medications and nasal sprays
- Pain relievers
- Pedialyte
- Peroxide
- Personal protective equipment
- Petroleum Jelly
- Rubbing alcohol
- Sinus medications and nasal sprays
- Sleep aids
- Suppositories and creams for hemorrhoids
- Wart removal medication

*\*Effective January 1, 2011, FSA funds may no longer be used for Over-the-Counter drugs and medications - other than insulin - without a prescription from a medical provider.*

## INELIGIBLE MEDICAL EXPENSES

- Advancement payment for services to be rendered next year
- Athletic club membership
- Automobile insurance premium allocable to medical coverage
- Boarding school fees
- Bottled water
- Commuting expenses of a disabled person
- Cosmetic surgery and procedures
- Cosmetics, hygiene products and similar items
- Funeral, cremation, or burial expenses
- Health programs offered by resort hotels, health clubs, and gyms
- Illegal operations and treatments
- Illegally procured drugs
- Maternity clothes
- Non-prescription medication
- Premiums for life insurance, income protection, disability, loss of limbs, sight or similar benefits
- Scientology counseling
- Social activities
- Special foods and beverages
- Specially designed car for the handicapped other than an autoette or special equipment
- Stop-smoking programs
- Swimming pool
- Travel for general health improvement
- Tuition and travel expenses a problem child to a particular school
- Weight loss programs

## INELIGIBLE OVER-THE-COUNTER DRUGS

- Acne treatments
- Cosmetics (including face cream and moisturizer)
- Dietary supplements
- Fiber supplements
- Herbs
- Medicated shampoos and soaps
- Suntan lotion
- Toiletries (including toothpaste)
- Vitamins (daily)
- Weight loss drugs for general well-being