

32B-1-604 Requirements for labeling and packaging -- Authority of the commission and department.

- (1) A manufacturer may not distribute or sell a malted beverage:
 - (a) unless the label and packaging of the malted beverage:
 - (i) complies with the federal label requirements of 27 C.F.R. Parts 7, 13, and 16; and
 - (ii) clearly gives notice to the public that the malted beverage is an alcoholic product; and
 - (b) until the day on which the department in accordance with this title and rules of the commission approves the label and packaging of the malted beverage.
- (2) The department shall review the label and packaging of a malted beverage to ensure that the label and packaging meet the requirements of Subsection (1)(a).
- (3) A manufacturer may comply with the requirement of Subsection (1)(a)(ii) by including on a label and packaging for a malted beverage any of the following terms:
 - (a) beer;
 - (b) ale;
 - (c) porter;
 - (d) stout;
 - (e) lager;
 - (f) lager beer; or
 - (g) another class or type designation commonly applied to a malted beverage that conveys by a recognized term that the product contains alcohol.

Enacted by Chapter 276, 2010 General Session