

32B-4-420 Unlawful adulteration.

- (1) For purposes of this section, "tamper" means to do one or more of the following to the contents of a container:
 - (a) fortify;
 - (b) adulterate;
 - (c) contaminate;
 - (d) dilute;
 - (e) change its character or purity; or
 - (f) otherwise change.
- (2) A person may not, for any purpose, mix or allow to be mixed with an alcoholic product sold or supplied by the person as a beverage any of the following:
 - (a) a drug;
 - (b) methylic alcohol;
 - (c) a crude, unrectified, or impure form of ethylic alcohol; or
 - (d) another deleterious substance.
- (3)
 - (a) The following may not engage in an act listed in Subsection (3)(b):
 - (i) a package agent;
 - (ii) a retail licensee;
 - (iii) a permittee;
 - (iv) a beer wholesaler licensee;
 - (v) a liquor warehouser licensee;
 - (vi) a supplier; or
 - (vii) an importer.
 - (b) A person listed in Subsection (3)(a) may not:
 - (i) tamper with the contents of a container of alcoholic product as originally marketed by a manufacturer;
 - (ii) refill or partly refill with any substance the contents of an original container of alcoholic product as originally marketed by a manufacturer;
 - (iii) misrepresent the brand of an alcoholic product sold or offered for sale; or
 - (iv) sell or furnish a brand of alcoholic product that is not the same as that ordered by a purchaser without first advising the purchaser of the difference.

Amended by Chapter 307, 2011 General Session

Amended by Chapter 334, 2011 General Session