UTAH DEPARTMENT OF ALCOHOLIC BEVERAGE SERVICES



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APPLICATION FOR LABEL AND PACKAGING APPROVAL

A beer, heavy beer, or flavored malt beverage (FMB) may not be sold in Utah unless the label and packaging of the beverage have been approved by the UDABS.

Please note: In addition to federal label requirements, Utah law requires labels and packaging to clearly give notice to the public that the beverage is an alcoholic beverage. This may be satisfied by any of the following terms: beer, ale, porter, stout, lager, malt, malted beverage, hard seltzer, or spiked seltzer.

Important update: §32B-1-604 requires the foregoing product type/class designation (beer, ale, etc.) to be <u>obvious</u> and in <u>clearly visible contrast</u> to the background of the text (e.g. a dark font on a light background or a light font on a dark background).

Please review the following statutes regarding label requirements: <u>Utah Code Ann. §32B-1-604, -605,</u> and -606 and <u>Utah Admin. Code R82-1-105</u>.

***LABEL APPLICATION APPROVAL MAY TAKE UP TO 30 DAYS AFTER RECEIPT OF ALL REQUIRED DOCUMENTATION ***

- 1. Brand Name of Malt Beverage:
- 2. Fanciful Name of Malt Beverage:
- 3. Type of application:

If a fee is required, mail a check payable to DABS within 7 days of application submission. To pay by card, please phone **801-977-6811 or 801-977-6834.**

Previous approval date (required for label revision and new size):

- 4. Name of Manufacturer:
- 5. Mailing Address:
- 6. Email Address:
- 7. Contact person for label application:

Phone Number(s):

Email Address(es):

- 8. Local Utah Distributor(s):
- 9. Email contacts for Utah Distributor(s):

10. Does the applicant have a Utah Brewery Manufacturing License or Certificate of Approval for out of state brewers? Please select one:

License or Certificate number:

If the applicant does not have a license or certificate, please see DABS Wholesale and Industry Application to apply.

11. Type of product:

Note: Only products meeting the definition of beer as defined in 32B-1-102(12) may be approved for sale in off-premises beer retail establishments (grocery or convenience stores).

- 12. Alcohol content % by weight: % by volume:
- 13. Container description (type and size of each container): Note: Keg sizes can only be approved for 5% ABV or below.

Container	Size	Container	Size
Container	Size	Container	Size

- 14. Class stated on label and packaging:
- 15. Does your product have TTB certificate of label approval (COLA):
 - a. Attach a copy of the federal Certificate of Label Approval (COLA) from TTB for each brand/ label.
 - b. Attach a complete set of original labels or each size container, or colored reproductions of the labels. A complete set requires all band, strip, neck, front, and back labels appearing on any individual container. Original containers will not be accepted.
 - c. Attach a visual reproduction of outer retail packaging (carton, case, box or other container that is displayed to the public).
- 16. Does your product have a formula filed with TTB?
 - If yes, please attach all of the documents you submitted to TTB, along with the following documents. a. Formula (including method of manufacture).
 - b. List of ingredients.
- 17. Please indicate method(s) of manufacture of the product. Check all that apply.

Pasteurization	Removal of any volume of water from beer
Filtration prior to bottling	Filtration of beer to substantially change color, flavor or character
Filtration in lieu of pasteurization	Separation of beer into different components
Centrifuging for clarity	Reverse osmosis
Blending	Concentration of beer
Aging beer as exempted by TTB	Ion exchange treatments
Other (please specify)	Carbonation

18. Is any flavoring containing ethanol added to the product? If yes, please attach Flavor Ingredient data sheet (FIDS).

- 19. Is distilled alcohol or wine added to the product? Please select:
- 20. Does your product contain an additive that masks or alters the physiological effect of alcohol including but not limited to kratom, kava, cannabidiol, or natural or synthetic tetrahydrocannabinol (THC)?

Please note that TTB/COLA approval does not guarantee the label will be approved. The department may revoke a label and or packaging previously approved upon finding that the label and or packaging are not in compliance.

Legal disclaimer: Please note that in order for information to be considered "protected" as proprietary or a "trade secret" under the Utah Government Records Access Management Act (GRAMA), you must provide with your application submission a claim of business confidentiality and a concise statement of the reason(s) supporting your claim of business confidentiality. If you seek protected status for certain information contained in your application packet, you <u>must</u> answer the relevant questions below:

- 1. Do you consider the information contained in this application or supporting documents confidential?
- 2. If yes, please indicate what is confidential (e.g., formula, ingredients, manufacturing process), check all that apply.
 - Formula Ingredients Manufacturing Process
- 3. Please provide a brief statement supporting your claim of confidentiality.

PLEASE NOTE: Applicants will receive an email acknowledging receipt of this application, but this does not indicate approval. An official letter will be sent to confirm approval.

The undersigned acknowledges he/she has read the understands the statements herein and that the execution thereof is done voluntarily and by authorization of the applicant entity; and that any false statements made on this application or any other related document is a second degree felony.

I certify and attest that the information contained herein and attached hereto is true and correct.

Signature:

Email:

Signature:

Title: