

TITLE 4. BUSINESS REGULATIONS
DIVISION 1. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ARTICLE 19. MALT BEVERAGE REGULATIONS

Section 130. Beer Labeling Requirements

~~Draught beer and packaged beer sold in California, except for export, shall not exceed an alcoholic content of 4 percent by weight; provided, however, that bottled or canned ale, porter, brown, stout, or malt liquor may exceed such alcoholic content if it bears a label which correctly designates the contents as such ale, porter, brown, stout, or malt liquor.~~

~~All bottles or cans containing ale, porter, brown, stout, or malt liquor of an alcoholic content of 4 percent or less by weight must have firmly affixed thereto in type of not less than one-sixteenth inch in height a notice specifically certifying that the alcoholic content of the beverages in the package is not greater than 4 percent by weight. Only ale, porter, brown, stout, and malt liquor in packages bearing such labels may be sold by on-sale beer licensees.~~

(a) The name and address of any manufacturer, ~~or~~ bottler or **person packager** appearing upon any label of beer must be the true name and address of such person at the time of packaging of such product. The true name of a manufacturer, ~~or~~ bottler or **person packager** shall be deemed to include a fictitious business name for which such manufacturer, bottler or **person packager** has duly filed a Fictitious Business Name Statement pursuant to the provisions of Section 17900 et seq. of the Business and Professions Code. **For purposes of this section, "address" means the city and state if domestically produced or city and country if produced outside of the United States. The manufacturer's bottler's or packager's principal place of business may be shown in lieu of the actual place where manufactured, bottled or packaged if the address shown is a location where bottling or packaging operation takes place.**

(b) Any labels or notices affixed to beer must, if such beer is produced in this State, be affixed prior to the first sale, and in the case of beer produced outside the State and imported into this State, ~~must~~ be affixed prior to **delivery in shipment into** this State.

(c) A copy of any label or notice affixed to beer shall, if that beer is produced in this State, be **filed with furnished to** the headquarters office of the department by the manufacturer prior to the first sale, and if that beer is produced outside this State and imported into this State, shall be **filed with furnished to** the headquarters office of the department by the shipper prior to **delivery in shipment into** this State.

1) **No beer may be sold or delivered in this State unless the label or notice submitted to the department has been accepted for filing.**

2) **The department may refuse to accept for filing any label or notice that is not in compliance with the provisions of this section or any provision of the Alcoholic Beverage Control Act.**

(d) **For purposes of this section, "affixed" means the placement, by any means, of a label or notice, or the information required on a label or notice, or on a container of beer.**

(e) **Any variation or change to a label or notice shall be separately filed with the Department.**

Note: Authority cited: Section 25750, Business and Professions Code. Reference: Section **23030** 25200, **25204 and 25205** ~~25645~~, Business and Professions Code.