



# Frequently Asked Questions



**May an alcoholic beverage company that is sponsoring an organization or event, donate its alcoholic beverage products for use in Utah?**

No. Utah Law prohibits the donation of any alcoholic beverages. We must order and purchase your wines/liquor directly from the UDABC. If your wine is not carried by the UDABC, it can be special ordered. Special orders typically take about six weeks to process. Individuals may also order your product for personal purchase.

**May we bring wine into Utah if we are willing to pay the additional mark-up and taxes?**

No. Utah law requires that all alcoholic beverages be purchased from the state through one of its authorized outlets.

**How can I get the wines or liquor that I want to serve in Utah during an event?**

If you want a product that DABC does not normally carry, or that is rare and somewhat difficult to obtain, you may special order it in advance. The DABC will accommodate your needs by ordering a product from any source that can legally sell it to them. Wine must be ordered in case format.

\*\*Once a special order is made, the product which was ordered remains on the DABC special order list and anyone may place an order for that product through any Utah Liquor or Wine store.

**I am a small winery. Is there a way I can sell my wines in Utah without a huge markup?**

Yes. Utah Code Annotated section 32A-1-122 provides that the state shall mark up, in an amount of not less than 30% above cost, to small wine producers. To qualify for this mark up, the winery must produce less than 20,000 gallons of wine in any calendar year, verified by the Utah Department of Alcoholic Beverage using the federal (BATF) or other verifiable production reports.

To apply, the following documents are required:

- Copy of your Bureau of Alcohol, Tobacco, and Firearms Basic Permit (ATF FORM 1631)
- Copies of the following: Federal Excise Tax Return (ATF FORM 5000.24A) for the previous year (if filed monthly, all 12 forms) and the Report of Wine Premises Operations (ATF FORM 5120.17) for the previous year, and other verifiable bulk wine purchase receipts or other types of production reports.
- Signed and notarized Affirmation Statement.

For more information on how to apply for the Small Winery Exemption, please contact Tony Gann at the UDABC, 801.977.6832.

