

[6.] (VI) A source of mineral water that complies with the standards specified in [subparagraph (i)] PARAGRAPH (1) of this [paragraph] SUBSECTION but fails to meet the standards with respect to those properties of mineral water related to[

A. Limitations] THE LIMITATIONS on CHLORIDE, IRON, MANGANESE, SULFATE, total dissolved solids, ZINC, OR ANY OTHER EXEMPTIONS LISTED UNDER 21 C.F.R. 165.110[; and

B. Any maximum contaminant level or quality standard regulated by the United States Environmental Protection Agency only as a secondary standard].

[(iii)] (3) The Department may approve a source that does not meet standards regulated by the United States Environmental Protection Agency as a secondary standard if the bottler shows by analysis that a particular treatment used reduces the level of contaminants in the bottled water to a level below the maximum contaminant level.

[(3) (i) "Artesian water" means bottled water from a well in which the static water level rises above the top of the aquifer from which the water is drawn.

(ii) "Artesian water" shall meet all the requirements of natural water.

(4) (i) "Mineral water" means bottled water that:

1. Is obtained from a natural spring or by tapping at least 1 borehole into an underground approved source that is geologically and physically protected; and

2. Is clearly distinguishable from other types of water by its specific content of minerals and trace elements that remain constant in the original state at the point of emergence.

(ii) "Mineral water" shall meet all the requirements of natural water.

(5) (i) "Natural water" means bottled water that is:

1. Derived from an aquifer or a glacier; and