



## NEW YORK STATE DEPARTMENT OF STATE

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### TECHNICAL BULLETIN

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**Effective Date:** January 1, 2003

**Source Document:** 19NYCRR 1223 - *Mechanical Code of New York State (BCNYS)*

**Topic:** Countertop Plug-in Cooking Appliances

This document is to clarify whether a Type II hood is required over counter top plug-in cooking equipment in commercial kitchens. *NO. Mechanical Code of New York State (MCNYS) 917.1*, entitled “Cooking Appliances,” states:

*Cooking appliances that are designed for **permanent installation**, including ranges, ovens, stoves, broilers, grills, fryers, griddles and barbecues, shall be listed, labeled and installed in accordance with the manufacturer's installation instructions.*

In fact, MCNYS section 101.2, entitled “Scope,” states:

*The provisions of this code shall apply to the design, installation, maintenance, alteration and inspection of mechanical systems that are **permanently installed** and utilized to provide control of environmental conditions and related processes within buildings.*

Therefore, MCNYS does not regulate these plug-in appliances and therefore, MCNYS cannot require a Type II (or Type I) hood.

Appliances which are not readily moveable because of an electric-power or liquid fuel supply connection are considered permanently installed even if on casters. Line equipment under a type I hood, for example, is typically on casters and connected with cord and plug supply lines to allow movement for routine cleaning. Such equipment is considered permanently installed.

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