



**NYCIRB**

New York Compensation  
Insurance Rating Board  
733 Third Avenue  
New York, NY 10017  
Tel: (212) 697-3535

December 29, 2021

R.C. 2552

Re: New York Workers' Compensation and Employers' Liability Manual  
Classification Codes Revisions; Effective January 1, 2022

Members of the Rating Board:

I write to inform you that the New York State Department of Financial Services ("DFS") has approved amendments to the Rating Board's New York Workers' Compensation and Employers' Liability Manual ("Manual"), which are detailed herein, attached hereto, and are effective on January 1, 2022.

DFS has approved changes to the following classification codes: 2070 (Milk Depot or Milk Dealer & Route Salespersons, Route Supervisors, Drivers), 3030 (Iron or Steel Fabrication – Iron or Steel Works – Shop – Structural & Drivers), 3040 (Iron or Steel Fabrication – Iron or Steel Works – Shop – Ornamental & Drivers), 3041 (Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic, Foundries, Drivers), 5102 (Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion), 6400 (Fence Erection – Metal – All Operations to Completion), 7999 (Hardware Store - Wholesale), 8013 (Jewelry Store), 9071 (Restaurant – Full Service – Including Entertainers and/or Musicians), 9072 (Restaurant - Fast Food & Drivers), and 9074 (Bar, Dance Club, Lounge, Nightclub or Tavern – Including Entertainers and/or Musicians).

The following modified and final pages from the Manual, reflecting the approved amendments, are attached for your convenience: Classification Section – Pages C-90, C-166, C-167, C-169, C-333, C-395, C-395a, C-477, C-482, C-594, C-594a, C-595, C-595a and C-596.

If you have any questions, please contact Mr. Mark Battistelli, Vice President of Underwriting Services at (212) 697-3535, ext. 113 or at [underwritingservices@nycirb.org](mailto:underwritingservices@nycirb.org).

Very truly yours,

A handwritten signature in blue ink, appearing to read "Jeremy Attie", is written over a light blue horizontal line.

Jeremy Attie  
President and CEO

Enclosures

1<sup>st</sup> Reprint Original Printing

Effective ~~May 1, 2020~~ January 1, 2022

	Milk Depot or Milk Dealer & Route Salespersons, Route Supervisors, Drivers	2070
<b>Description</b>		
<ul style="list-style-type: none"> <li>★ Code 2070 applies to employers engaged in processing raw milk received from outside sources. Pasteurization to produce milk and cream and the further processing to produce buttermilk (<u>natural</u>), cottage cheese, solid cheeses, and butter fall within the scope of this classification. This classification contemplates the bottling, packaging, storage, and distribution of these products.</li> <li>★ <del>Employers engaged solely in manufacturing cheese or butter are assigned to this classification, as well as employers in that</del> operating milk depots or <u>who</u> act solely as milk dealers <u>are also inclusive under this classification.</u></li> <li>★ <del>Employers that collect, sort, recondition, and redistribute milk bottles also fall under this classification. Bottles are picked up at creameries, milk dealers, etc. At the employer's exchange they are put on conveyor belts, run through washing machines, and placed onto another conveyor belt for sorting. Defective bottles are removed, and sorted bottles are placed in containers for delivery.</del></li> </ul>		
<b>Assignment By Analogy</b>		
<b>Operations To Be Separately Rated</b>		
	<p>1. Manufacturing:</p> <ul style="list-style-type: none"> <li>(a) Baby formula (liquid or powdered), cultured buttermilk, condensed milk, evaporated milk, powdered milk, malted milk, sour cream, buttermilk (by use of starters, additives or artificial means), whipped cream (filling in aerosol cans), or yogurt. Refer to Code 2065 "Milk Products Mfg. – NOC."</li> <li>(b) Baby formula soy type (liquid or powdered), butter substitute, liquid soy, margarine, powdered soy, pudding, cheese grinding, and packaging. Refer to Code 6504 "Food Sundries Mfg. – NOC – No Cereal Milling."</li> <li>(c) Ice cream or frozen yogurt. Refer to Code 2039 "Ice Cream Mfg. &amp; Route Salespersons, Route Supervisors, Drivers."</li> </ul>	
	<p>2. Dairy farm operations. Refer to Code 0006 "Farm – NOC &amp; Drivers."</p>	
	<p>3. Milk bottle exchanges. Refer to Code 8018 "Wholesale Store – NOC."</p>	

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Effective ~~January 1, 2022~~ May 1, 2020

Iron or Steel Fabrication – Iron or Steel Works – Shop – Structural & Drivers		3030
<b>Description</b>		
Code 3030 applies to employers engaged in the fabrication or assembly of structural iron or steel products such as bars, I-beams, channels, angles, tees, plates and other large metal members of structure. These types of products are subsequently used by others in the construction of buildings or bridges. Steel or iron rod and bar stock, as well as square, tube, angle stock and channel stock are cut to length to produce parts. The parts are bent, formed and assembled by welding or bolting to produce a variety of structural iron or steel products.		
<b>Assignment By Analogy</b>		
<ul style="list-style-type: none"> <li>• Bank – vaults – iron or steel – including doors and frames</li> <li>• Cooling towers – iron or steel frame</li> <li>• Joists – steel</li> <li>• Ski tow – cable and tower equipment</li> <li>• Smokestacks – steel</li> <li>• Towers – cellular telephone, radio, television or water</li> <li>• Trestles – structural steel</li> </ul>		
<b>Operations To Be Separately Rated</b>		
1. Blast furnace convertor operations. Refer to Code 1438 “Smelting, Sintering or Refining – NOC – Metals – Not Iron or Lead & Drivers.”		
★	2. Iron or <u>steel</u> gate erection – artistic or decorative. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”	
	3. Manufacturing: <ul style="list-style-type: none"> <li>(a) Iron or steel casting. Refer to Code 3081 “Foundry – NOC – Ferrous.”</li> <li>(b) Iron or steel. Refer to Code 3004 “Iron or Steel Mfg. – Steelmaking &amp; Drivers.”</li> <li>(c) Iron or steel – rolling mill. Refer to Code 3018 “Iron or Steel Mfg. – Rolling Mill &amp; Drivers.”</li> </ul>	

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Iron or Steel Fabrication – Iron or Steel Works – Shop – Ornamental & Drivers		3040
<p><b>Note:</b> Code 3040 and Code 3041 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic &amp; Foundries, Drivers” shall not be assigned to the same risk unless the operations described by these classifications are conducted as separate and distinct businesses.</p>		
Description		
<p>Code 3040 applies to employers engaged in operating an ornamental iron or steel works shop engaged in producing a variety of non-structural products fabricating, assembling or manufacturing of rebar, ornamental brass, bronze or iron work, railings, balconies, fire escapes, staircases, iron shutters and other non-structural iron or steel work. The raw materials such as iron or steel rods, bars, tubes, angle stock and plate stock are removed from stock, and then cut by power saw or punch press to specifications. Also, the products are painted and inspected.</p>		
Assignment By Analogy		
<ul style="list-style-type: none"> <li>• Aircraft landing mats – welded strip metal</li> <li>• Balconies</li> <li>• Bed – guard rails</li> <li>• Bleachers and grandstands – metal – portable or stationary</li> <li>• Buckets – metal – hoisting and lifting type</li> <li>• Chutes – metal – iron or steel</li> <li>• Greenhouses – iron</li> <li>• Hot houses – iron or steel frames</li> <li>• Hoppers – iron or steel</li> <li>• Kickplates – iron – for doors</li> <li>• Lintels – iron</li> <li>• Railroad signal – poles or stanchions</li> <li>• Silos – metal – including framing rings</li> <li>• Stanchions – brass or bronze</li> </ul>		
Operations To Be Separately Rated		
★	<p>1. Iron <u>or steel</u> gate erection – artistic or decorative. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”</p>	
	<p>2. Manufacturing:</p> <p>(a) Iron or steel. Refer to Code 3004 “Iron or Steel Mfg. – Steelmaking &amp; Drivers.”</p> <p>(b) Iron or steel casting. Refer to Code 3081 “Foundry – NOC – Ferrous.”</p> <p>(c) Iron or steel works shop – decorative or artistic. Manufacturing, fabricating or assembling of decorative or artistic brass, bronze or iron work. Includes foundries. Refer to Code 3041 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic &amp; Foundries, Drivers.”</p>	

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Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic & Foundries, Drivers	3041
<p><b>Note:</b> Code 3041 and Code 3040 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Ornamental &amp; Drivers” shall not be assigned to the same employer unless the operations described by these classifications are conducted as separate and distinct businesses.</p>	
Description	
<p>Code 3041 applies to employers engaged in manufacturing, fabricating or assembling decorative or artistic brass, bronze or iron work, which is ordinarily performed by skilled craftspersons and/or draftspersons with artistic or decorative skills who create designs to meet the individual customer’s specifications. While the words “decorative” or artistic” may also be analogous to the word “ornamental” in everyday usage, ornamental as used in the metal trades refers to “rough” forms of metal work. The fabrication of ornamental iron or steel products such as iron railings, balconies, fire escapes and staircases are classified to Code 3040 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Ornamental &amp; Drivers.” Artistic or decorated products such as fireplace andirons or screens, wrought iron furniture, candlesticks, door knockers, sun dials, plaques, sculptures and railings that are manufactured, fabricated or assembled from brass, bronze or iron are some of the types of products that are subject to this classification. Such products can be produced by hand forging or hammering.” Also, products may be painted by the employer.</p>	
Assignment By Analogy	
<p>Wall facades</p>	
Operations To Be Separately Rated	
<p>1. Blast furnace convertor operations. Refer to Code 1438 “Smelting, Sintering or Refining – NOC – Metals – Not Iron or Lead &amp; Drivers.”</p>	
<p>2. Door knocker installation. Refer to Code 5429 “Cabinet Works Installation – All Operations to Completion.”</p>	
<p>★ 3. Iron <u>or steel</u> gate erection – artistic or decorative. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”</p>	
<p>4. Manufacturing:</p> <ul style="list-style-type: none"> <li>(a) Iron or steel casting for outside customers. Refer to Code 3081 “Foundry – NOC – Ferrous.”</li> <li>(b) Iron or steel. Refer to Code 3004 “Iron or Steel Mfg. – Steelmaking &amp; Drivers.”</li> <li>(c) Iron or steel – rolling mill. Refer to Code 3018 “Iron or Steel Mfg. – Rolling Mill &amp; Drivers.”</li> </ul>	

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	<b>Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion</b>	<b>5102</b>
<b>Description</b>		
★	<p>Code 5102 applies to employers engaged in the erection or installation of metal or metal covered doors or door frames, including fireproof doors, elevator bucks, revolving or shower doors, tub enclosures and non-overhead type garage doors. The operations include placement and securing by bolting, riveting or welding. The doors may be trimmed for proper clearance, and latching mechanisms are installed. The replacement of existing doors may require the replacement of damaged or deteriorated sashes.</p> <p><u>This classification includes erection of railings or fencing above the first story level.</u></p>	
<b>Assignment By Analogy</b>		
	Solar panel installation	
<b>Operations To Be Separately Rated</b>		
★	<p>1. Installation or erection:</p> <ul style="list-style-type: none"> <li>(a) Storm windows or doors. Refer to Code 5428 “Storm Door, Storm Sash, Screens or Weather-Stripping Installation – All Operations to Completion.”</li> <li>(b) Garage, overhead or roll-up doors including automatic opening devices. Refer to Code 3724 “Machinery or Equipment Erection or Installation – NOC – All Operations to Completion &amp; Drivers.”</li> <li>(c) Iron or steel balconies, fire escapes, fire-proof shutters and staircases on the exterior of buildings and bridge roadway plates or grates. Refer to Code 5040 “Iron or Steel Erection – Frame Structures – All Operations to Completion.”</li> <li>(d) Railings or fencing on building exteriors from ground level and up to the first story. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”</li> <li>(e) Greenhouses. Refer to Code 5402 “Greenhouse Erection – All Operations to Completion.”</li> <li>(f) Architectural wood windows or doors. Refer to Code 5429 “Cabinet Works Installation – All Operations to Completion.”</li> </ul>	
	<p>2. Replacing broken window or glass. Refer to Code 5462 “Glazier – Away From Shop – All Operations to Completion &amp; Drivers.”</p>	
	<p>3. Electrical work associated with solar panel installation. Refer to Code 5190 “Electrical Wiring – Within Buildings – All Operations to Completion &amp; Drivers.”</p>	
	<p>4. Plumbing work associated with solar panel installation. Refer to Code 5183 “Plumbing – NOC – All Operations to Completion &amp; Drivers.”</p>	

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	<b>Fence Erection – Metal – All Operations to Completion</b>	<b>6400</b>
<b>Description</b>		
★	<p>Code 6400 applies to employers engaged in erection of <del>all types of prefabricated fences not limited to</del> metal, <u>chain link plastic, wooden</u> or barbed wire <u>fences</u>. The installation of guardrails in highways or roads is also contemplated in the scope of this classification.</p> <p>This classification includes erection of railings or fencing on building exteriors from ground level and up to the first story.</p>	
<b>Assignment By Analogy</b>		
★	<ul style="list-style-type: none"> <li>• Gates – iron – fabrication and assembly – decorative or artistic type – installation</li> <li>• <del>Railings Metal guardrails not above one story fence or stair</del></li> </ul>	
<b>Operations To Be Separately Rated</b>		
★	<p>1. <b><u>Fence, railing or gate installation:</u></b></p> <p>(a) <u>Invisible fence installation utilizing non-automatic equipment. Refer to Code 7601 “Telephone, Telegraph or Fire Alarm Line Construction – All Operations to Completion &amp; Drivers.” Invisible fence installation utilizing automatic equipment. Refer to Code 6235 “Conduit Construction – All Operations to Completion &amp; Drivers.”</u></p> <p>(b) <u>Metal</u></p> <p>(i) <u>Fences – over one story. Refer to Code 5057 “Iron or Steel Erection – NOC – All Operations to Completion.”</u></p> <p>(ii) <u>Gates – iron or steel storefront or window security. Refer to Code 5102 “Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion.”</u></p> <p>(iii) <u>Railings – Erection on building exterior above the first story level. Iron railings interior installation. Prison cell gates installation. Refer to Code 5102 “Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion.”</u></p> <p>(c) <u>Vinyl or plastic fences including prefabricated fences and vinyl or plastic railings. Refer to Code 5429 “Cabinet Works Installation – All Operations to Completion.”</u></p> <p>(d) <u>Wooden:</u></p> <p>(i) <u>Commercial buildings or dwellings more than three stores. Refer to code 5403 “Carpentry – NOC – All Operations to Completion.”</u></p> <p>(ii) <u>One or two family detached. Refer to Code 5645 “Carpentry – Detached One or Two-Family Dwellings – All Operations to Completion.”</u></p> <p>(iii) <u>Three stories or less. Refer to Code 5651 “Carpentry – Dwellings – Three Stories or Less – All Operations to Completion.”</u></p> <p>(e) <u>Wrought iron. Refer to Code 5102 “Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion.”</u></p>	

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	<p><b>2. Fence manufacturing:</b></p> <p><u>(a) Invisible. Refer to Code 3179 "Electrical Apparatus Mfg. – NOC."</u></p> <p><u>(b) Metal or wire – chain link. Refer to Code 3257 "Wire Goods Mfg. – NOC."</u></p> <p><u>(c) Vinyl or plastic – fabricated from sheets. Refer to Code 4452 "Plastics Mfg. – Fabricated Products – NOC."</u></p> <p><u>(d) Wood. Refer to Code 2802 "Carpentry – Shop Only &amp; Drivers."</u></p> <p><u>(e) Wrought iron. Refer to code 3041 "Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic &amp; Foundries, Drivers."</u></p>
	<p><b>3. Guardrails or fencing installed in connection with street or road construction. Refer to Code 5506 "Street or Road Construction – Paving or Repaving – All Operations to Completion &amp; Drivers."</b></p>



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	<b>Hardware Store – Wholesale</b>	<b>7999</b>
<b>Description</b>		
★	<p>Code 7999 applies to employers engaged in the wholesale selling of merchandise such as nails, screws, bolts, washers, gaskets, brackets, locks, hinges, electrical outlet boxes, switches, fuses, plugs, sockets, hand or machine tools, portable electrical tools, plumbing fittings, mill supplies, and garden tools including power lawn mowers and snow-plows. The wholesale or retail mail order sales of hardware are included under this classification.</p> <p>Other types of risks included under this classification are wholesale dealers of items such as, radio or television parts, aircraft parts and accessories, air conditioning or refrigerator parts, <u>automobile parts and accessories</u>, oil burners and parts, welding supplies such as tanks, torches, welding rods and face masks, cutlery, sewing machine heads and parts and bicycles, unicycles, tricycles – including rental, incidental service or repair.</p> <p>This classification also includes “ship chandlers” who are dealers in ship supplies and equipment such as engine room equipment, lifeboat supplies, navigational instruments and deck gear.</p>	
<b>Assignment By Analogy</b>		
★	<p><u>Automobile brake linings-attaching to bands or drums – no installation</u></p>	
<b>Operations To Be Separately Rated</b>		
	<p>1. Wholesale or retail dealers principally engaged in selling:</p> <p>(a) Plumbers’ supplies such as tubs, sinks, radiators, tanks, boilers, and other plumbing fixtures or equipment. Refer to Code 8111 “Plumbers’ Supplies Dealer &amp; Drivers.”</p> <p>(b) Retail selling of foot powered bicycles, tricycles, unicycles, or bicycle parts. Refer to Code 8025 “Bicycle Store – Retail – Including Rental, Incidental Service or Repair.”</p> <p>(c) Wholesale selling of bicycle tires. Refer to Code 8018 “Wholesale Store – NOC.”</p>	

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Jewelry Store		8013
<p><b>Note:</b> Applies to wholesale or retail stores.</p>		
Description		
★	<p>Code 8013 applies to stores principally engaged in selling precious or costume jewelry, such as necklaces, earrings, bracelets, rings, watches, <u>watch parts</u>, charms, locket, pendants, brooches and similar ornamental items intended for personal adornment whether made of metals or other materials. All jewelry stores, whether wholesale or retail or a combination of both, are included under this classification.</p> <p>In addition to jewelry, this classification includes minor and incidental handling of miscellaneous non-jewelry merchandise such as silverware, tableware, clocks, chinaware, glassware, trophies, small electrical appliances, giftware and leather goods.</p> <p>The repair or engraving of jewelry, when performed by a retail jewelry store for individual customers, is also within, the scope of this classification.</p>	
Assignment By Analogy		
★	<ul style="list-style-type: none"> <li>• Antique jewelry, coins and currency or stamps</li> <li>• Coins</li> <li>• Hearing <u>aAids and hearing aid batteries – includes repair by dealer</u></li> <li>• Optical stores – including grinding of lenses to fit frames</li> </ul>	
Operations To Be Separately Rated		
	<p>1. Cutting or polishing precious stones, such as diamonds, emeralds, rubies, and sapphires. Refer to Code 3384 "Precious Stone Setting."</p>	
★	<p><u>2. Licensed optometrist and audiologist. Refer to Code 8832 "Physician &amp; Clerical."</u></p>	
★	<p><u>3. Repair work which is principally performed for other dealers:</u></p> <p><u>(a) Repair of jewelry. Refer to Code 3383 "Jewelry Mfg."</u></p> <p><u>(b) Repair of clocks or watches. Refer to Code 3385 "Clock Mfg."</u></p>	

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Restaurant – Full-Service – Including Entertainers and/or Musicians	9071
<p><b>Note:</b> The entire remuneration of all entertainers shall be included in computing premium subject however, to the maximum average weekly wage per employee. Refer to the “Miscellaneous Values” of Part Three – Loss Costs of this Manual for current weekly maximum amounts.</p>	
Description	
<ul style="list-style-type: none"> <li>★</li> <li>★</li> <li>★</li> <li>★</li> </ul>	<p>Code 9071 applies to employers engaged in operating <del>as</del> a full-service restaurant, buffet-type establishment, <u>catering hall</u>, banquet hall, café, diner or similar type of food service establishments, <u>provided that there is wait service and in which</u> more than 50% of the sales <del>are</del> derived from the service of food consumed on the premises.</p> <p>These establishments offer table, counter and/or booth service and employ wait staff. They primarily serve meals to patrons for immediate consumption on premises and may offer take-out service <u>provided that the sales from take-out orders do not exceed 50% of the sales</u>. Food and beverages are ordered from a menu. The customer will place their order, then the prepared food is served to the customer by wait staff who will continue to assist the customer throughout the course of the meal.</p> <p><u>Catering and banquet hall operations are also contemplated by this classification. Customers are served a sit-down type of meal or buffet that are provided in the catering hall or banquet hall setting. The kitchen staff prepares the menu items which are served to the patrons by wait staff. If there is a buffet, the patrons will serve themselves. Includes catering establishments that prepare food from customer’s pre-selected menu choices. The orders are prepared according to customers’ specifications and placed in trays and packaged for pick-up or delivery to the customer’s designated location.</u></p> <p><del>Catering service is also contemplated under this classification. Food is prepared, transported, set-out and/or served by the employer.</del></p> <p><u>This classification also applies to employers operating cafés that are engaged in preparing and serving coffee, beverages, a limited menu fare and desserts to their patrons. These types of establishments may also prepare and/or cook food items. Patrons can seat themselves or are escorted to a table by a café employee. Coffee, beverages and/or food orders are prepared by the kitchen staff and/or counter clerk and then served to patrons by the wait staff.</u></p> <p><u>The above types of restaurants often engage in offering the rental of their facilities for private parties. The employer accommodates the guests by serving food and beverages including alcoholic beverages.</u></p> <p><u>The above types of establishments may engage in the service of alcoholic beverages. The gross receipts of alcoholic beverages, however, shall not exceed 50% of the sales.</u></p> <p><u>This classification includes the brewing of beer by the employer for immediate consumption by the customer.</u></p> <p>Entertainers and/or musicians are inclusive under this classification.</p>

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<b>Assignment By Analogy</b>	
<b>Operations To Be Separately Rated</b>	
	<u>1. Bar, dance club, nightclub or tavern operations where the gross receipts are principally alcoholic beverages. Refer to Code 9074 "Bar, Dance Club, Lounge, Nightclub or Tavern – Including Entertainers and/or Musicians."</u>
	<u>2. Fast food restaurants. Refer to Code 9072 "Restaurant – Fast Food &amp; Drivers."</u>
	<u>3. Restaurant, bar, dance club, lounge, nightclub or tavern operated by hotels or motels. Refer to Code 9058 "Hotel – NOC – Restaurant Employees."</u>
	<u>4. Retail stores principally selling merchandise Not Otherwise Classified (NOC) in this Manual with service of food. Refer to Code 8043 "Retail Store – NOC – Including Service of Food – Not Restaurants."</u>
	<u>5. Delivery of food orders by bicycle or vehicle. Refer to Code 7380 "Drivers and Helpers NOC – Commercial" provided that more than 50% of the driver's time is spent in connection with a bicycle or vehicle.</u>

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Restaurant – Fast Food & Drivers		9072
<b>Description</b>		
★	<p>Code 9072 applies to employers engaged in operating <del>a</del>-fast food type restaurants <u>including, but not limited to, pizza parlors, sandwich shops, doughnut shops, concessions, hamburger, taco or fried chicken establishments. It also applies to restaurants that are principally engaged in providing take-out food service provided that take-out service accounts for <del>or similar type of food establishments in which</del> more than 50% of the <u>gross receipts</u>sales is derived from the service of food consumed on or away from the premises.</u></p>	
★	<p>These establishments do not <u>ordinarily</u> employ wait staff; however, they <del>will on an occasional or accommodation basis may</del> provide wait staff for a special occasion or an event described further below <del>service. Patrons generally order or select items and pay before eating. Food and drink may be consumed on premises, taken out, or delivered to the customer's locations.</del></p>	
★	<p><u>The customer will enter the restaurant, proceed to a counter, and place an order from the displayed menu board. The completed order is handed to the customer, who will pay for same. The customer may then leave the restaurant with their order or consume it at an available table on the premises of the restaurant. After completion of their meal, many fast food restaurant customers will clean up their own tables and deposit their litter in designated receptacles.</u></p>	
★	<p><u>Many fast food establishments offer their customers a drive-through food service.</u></p> <p><u>Some fast food establishments offer the rental of their facilities for parties. The establishment will host the party and accommodate the guests by serving food, beverages, cake as well as provide other activities for guests.</u></p> <p><u>Take-out orders are received from customers by telephone or online. Take-out orders are picked up by the customer or delivered on foot, by bicycle, vehicle or public transportation.</u></p>	
<b>Assignment By Analogy</b>		
★	<ul style="list-style-type: none"> <li>• <u>Cybercafés</u> <del>Cybercafes</del> or internet <u>cafés</u></li> </ul>	
★	<ul style="list-style-type: none"> <li>• <del>Doughnut shops</del></li> <li>• Meals on wheels programs</li> <li>• Food trucks-vendors</li> </ul>	

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<b>Operations To Be Separately Rated</b>	
	<u>1. Bar, dance club, nightclub or tavern operations where the gross receipts of alcoholic beverages exceed 50% of the total gross receipts. Refer to Code 9074 "Bar, Dance Club, Lounge, Nightclub or Tavern – Including Entertainers and/or Musicians."</u>
	<u>2. Restaurant, bar, dance, club, lounge, nightclub or tavern operated by hotels or motels. Refer to Code 9058 "Hotel – NOC – Restaurant Employees."</u>
	<u>3. Full service restaurant. Refer to Code 9071 "Restaurant – Full Service – Including Entertainers and/or Musicians."</u>
	<u>4. Retail stores, principally selling merchandise Not Otherwise Classified (NOC) in this Manual with service of food. Refer to Code 8043 "Retail Store – NOC – Including Service of Food – Not Restaurants."</u>
	<u>5. Doughnut or cruller manufacturing, not at retail shops. Refer to Code 2003 "Bakery &amp; Route Salespersons, Route Supervisors, Drivers."</u>
	<u>6. Sale of doughnuts or crullers with no manufacturing or food service. Refer to Code 8017 "Retail Store – NOC – No Service of Food."</u>

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	<b>Bar, Dance Club, Lounge, Nightclub or Tavern – Including Entertainers and/or Musicians</b>	<b>9074</b>
	<p><b>Note:</b> The entire remuneration of all entertainers shall be included in computing premium subject however, to the maximum average weekly wage per employee. Refer to the “Miscellaneous Values” of Part Three – Loss Costs of this Manual for current weekly maximum amounts.</p>	
	<b>Description</b>	
★	<p>Code 9074 applies to employers engaged in operating a bar, dance club, lounge, nightclub, tavern or similar type of establishments principally serving alcoholic beverages. These types of establishments may also offer prepared food for immediate consumption, however, more than 50% of the sales is derived from the service of alcoholic beverages.</p> <p><u>This classification includes the brewing of beer by the employer for immediate consumption by the customer.</u></p> <p><u>Entertainers and/or musicians are inclusive under this classification.</u></p>	
	<b>Assignment By Analogy</b>	
	<b>Operations To Be Separately Rated</b>	
	<p>1. Restaurants – Any location at which more than 50% of the sales is derived from the service of food consumed on or away from the premises. Refer to Code 9071 “Restaurant – Full Service – Including Entertainers and/or Musicians” or Code 9072 “Restaurant – Fast Food &amp; Drivers.”</p>	
	<p>2. Restaurant, bar, dance, club, lounge, nightclub or tavern operated by hotels or motels. Refer to Code 9058 “Hotel – NOC – Restaurant Employees.”</p>	
	<p>3. Retail stores, principally selling merchandise Not Otherwise Classified (NOC) in this Manual with service of food. Refer to Code 8043 “Retail Store – NOC – Including Service of Food – Not Restaurants.”</p>	

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**Effective January 1, 2022**

<b>Milk Depot or Milk Dealer &amp; Route Salespersons, Route Supervisors, Drivers</b>		<b>2070</b>
<b>Description</b>		
★	Code 2070 applies to employers engaged in processing raw milk received from outside sources. Pasteurization to produce milk and cream and the further processing to produce buttermilk (natural), cottage cheese, solid cheeses, and butter fall within the scope of this classification. This classification contemplates the bottling, packaging, storage, and distribution of these products.	
★	Employers engaged in operating milk depots or who act solely as milk dealers are also inclusive under this classification.	
★		
<b>Assignment By Analogy</b>		
<b>Operations To Be Separately Rated</b>		
	<b>1. Manufacturing:</b> <b>(a)</b> Baby formula (liquid or powdered), cultured buttermilk, condensed milk, evaporated milk, powdered milk, malted milk, sour cream, buttermilk (by use of starters, additives or artificial means), whipped cream (filling in aerosol cans), or yogurt. Refer to Code 2065 "Milk Products Mfg. – NOC." <b>(b)</b> Baby formula soy type (liquid or powdered), butter substitute, liquid soy, margarine, powdered soy, pudding, cheese grinding, and packaging. Refer to Code 6504 "Food Sundries Mfg. – NOC – No Cereal Milling." <b>(c)</b> Ice cream or frozen yogurt. Refer to Code 2039 "Ice Cream Mfg. & Route Salespersons, Route Supervisors, Drivers."	
	<b>2. Dairy farm operations. Refer to Code 0006 "Farm – NOC &amp; Drivers."</b>	
	<b>3. Milk bottle exchanges. Refer to Code 8018 "Wholesale Store – NOC."</b>	



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<b>Iron or Steel Fabrication – Iron or Steel Works – Shop – Structural &amp; Drivers</b>		<b>3030</b>
<b>Description</b>		
<p>Code 3030 applies to employers engaged in the fabrication or assembly of structural iron or steel products such as bars, I-beams, channels, angles, tees, plates and other large metal members of structure. These types of products are subsequently used by others in the construction of buildings or bridges. Steel or iron rod and bar stock, as well as square, tube, angle stock and channel stock are cut to length to produce parts. The parts are bent, formed and assembled by welding or bolting to produce a variety of structural iron or steel products.</p>		
<b>Assignment By Analogy</b>		
<ul style="list-style-type: none"> <li>• Bank – vaults – iron or steel – including doors and frames</li> <li>• Cooling towers – iron or steel frame</li> <li>• Joists – steel</li> <li>• Ski tow – cable and tower equipment</li> <li>• Smokestacks – steel</li> <li>• Towers – cellular telephone, radio, television or water</li> <li>• Trestles – structural steel</li> </ul>		
<b>Operations To Be Separately Rated</b>		
<p>1. Blast furnace convertor operations. Refer to Code 1438 “Smelting, Sintering or Refining – NOC – Metals – Not Iron or Lead &amp; Drivers.”</p>		
★	<p>2. Iron or steel gate erection – artistic or decorative. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”</p>	
	<p>3. Manufacturing:</p> <p>(a) Iron or steel casting. Refer to Code 3081 “Foundry – NOC – Ferrous.”</p> <p>(b) Iron or steel. Refer to Code 3004 “Iron or Steel Mfg. – Steelmaking &amp; Drivers.”</p> <p>(c) Iron or steel – rolling mill. Refer to Code 3018 “Iron or Steel Mfg. – Rolling Mill &amp; Drivers.”</p>	

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**Effective January 1, 2022**

<b>Iron or Steel Fabrication – Iron or Steel Works – Shop – Ornamental &amp; Drivers</b>	<b>3040</b>
<p><b>Note:</b> Code 3040 and Code 3041 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic &amp; Foundries, Drivers” shall not be assigned to the same risk unless the operations described by these classifications are conducted as separate and distinct businesses.</p>	
<p><b>Description</b></p>	
<p>Code 3040 applies to employers engaged in operating an ornamental iron or steel works shop engaged in producing a variety of non-structural products fabricating, assembling or manufacturing of rebar, ornamental brass, bronze or iron work, railings, balconies, fire escapes, staircases, iron shutters and other non-structural iron or steel work. The raw materials such as iron or steel rods, bars, tubes, angle stock and plate stock are removed from stock, and then cut by power saw or punch press to specifications. Also, the products are painted and inspected.</p>	
<p><b>Assignment By Analogy</b></p>	
<ul style="list-style-type: none"> <li>• Aircraft landing mats – welded strip metal</li> <li>• Balconies</li> <li>• Bed – guard rails</li> <li>• Bleachers and grandstands – metal – portable or stationary</li> <li>• Buckets – metal – hoisting and lifting type</li> <li>• Chutes – metal – iron or steel</li> <li>• Greenhouses – iron</li> <li>• Hot houses – iron or steel frames</li> <li>• Hoppers – iron or steel</li> <li>• Kickplates – iron – for doors</li> <li>• Lintels – iron</li> <li>• Railroad signal – poles or stanchions</li> <li>• Silos – metal – including framing rings</li> <li>• Stanchions – brass or bronze</li> </ul>	
<p><b>Operations To Be Separately Rated</b></p>	
<p>★</p>	<p>1. Iron or steel gate erection – artistic or decorative. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”</p>
	<p>2. Manufacturing:</p> <p>(a) Iron or steel. Refer to Code 3004 “Iron or Steel Mfg. – Steelmaking &amp; Drivers.”</p> <p>(b) Iron or steel casting. Refer to Code 3081 “Foundry – NOC – Ferrous.”</p> <p>(c) Iron or steel works shop – decorative or artistic. Manufacturing, fabricating or assembling of decorative or artistic brass, bronze or iron work. Includes foundries. Refer to Code 3041 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic &amp; Foundries, Drivers.”</p>

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<p><b>Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic &amp; Foundries, Drivers</b></p>	<p><b>3041</b></p>
<p><b>Note:</b> Code 3041 and Code 3040 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Ornamental &amp; Drivers” shall not be assigned to the same employer unless the operations described by these classifications are conducted as separate and distinct businesses.</p>	
<p><b>Description</b></p>	
<p>Code 3041 applies to employers engaged in manufacturing, fabricating or assembling decorative or artistic brass, bronze or iron work, which is ordinarily performed by skilled craftspersons and/or draftspersons with artistic or decorative skills who create designs to meet the individual customer’s specifications. While the words “decorative” or artistic” may also be analogous to the word “ornamental” in everyday usage, ornamental as used in the metal trades refers to “rough” forms of metal work. The fabrication of ornamental iron or steel products such as iron railings, balconies, fire escapes and staircases are classified to Code 3040 “Iron or Steel Fabrication – Iron or Steel Works – Shop – Ornamental &amp; Drivers.” Artistic or decorated products such as fireplace andirons or screens, wrought iron furniture, candlesticks, door knockers, sun dials, plaques, sculptures and railings that are manufactured, fabricated or assembled from brass, bronze or iron are some of the types of products that are subject to this classification. Such products can be produced by hand forging or hammering.” Also, products may be painted by the employer.</p>	
<p><b>Assignment By Analogy</b></p>	
<p>Wall facades</p>	
<p><b>Operations To Be Separately Rated</b></p>	
<p><b>1.</b> Blast furnace convertor operations. Refer to Code 1438 “Smelting, Sintering or Refining – NOC – Metals – Not Iron or Lead &amp; Drivers.”</p>	
<p><b>2.</b> Door knocker installation. Refer to Code 5429 “Cabinet Works Installation – All Operations to Completion.”</p>	
<p>★</p>	<p><b>3.</b> Iron or steel gate erection – artistic or decorative. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”</p>
<p><b>4.</b> Manufacturing:</p> <p>(a) Iron or steel casting for outside customers. Refer to Code 3081 “Foundry – NOC – Ferrous.”</p> <p>(b) Iron or steel. Refer to Code 3004 “Iron or Steel Mfg. – Steelmaking &amp; Drivers.”</p> <p>(c) Iron or steel – rolling mill. Refer to Code 3018 “Iron or Steel Mfg. – Rolling Mill &amp; Drivers.”</p>	

	<b>Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion</b>	<b>5102</b>
<b>Description</b>		
★	<p>Code 5102 applies to employers engaged in the erection or installation of metal or metal covered doors or door frames, including fireproof doors, elevator bucks, revolving or shower doors, tub enclosures and non-overhead type garage doors. The operations include placement and securing by bolting, riveting or welding. The doors may be trimmed for proper clearance, and latching mechanisms are installed. The replacement of existing doors may require the replacement of damaged or deteriorated sashes.</p> <p>This classification includes erection of railings or fencing above the first story level.</p>	
<b>Assignment By Analogy</b>		
	Solar panel installation	
<b>Operations To Be Separately Rated</b>		
★	<p><b>1. Installation or erection:</b></p> <ul style="list-style-type: none"> <li>(a) Storm windows or doors. Refer to Code 5428 “Storm Door, Storm Sash, Screens or Weather-Stripping Installation – All Operations to Completion.”</li> <li>(b) Garage, overhead or roll-up doors including automatic opening devices. Refer to Code 3724 “Machinery or Equipment Erection or Installation – NOC – All Operations to Completion &amp; Drivers.”</li> <li>(c) Iron or steel balconies, fire escapes, fireproof shutters and staircases on the exterior of buildings and bridge roadway plates or grates. Refer to Code 5040 “Iron or Steel Erection – Frame Structures – All Operations to Completion.”</li> <li>(d) Railings or fencing on building exteriors from ground level and up to the first story. Refer to Code 6400 “Fence Erection – Metal – All Operations to Completion.”</li> <li>(e) Greenhouses. Refer to Code 5402 “Greenhouse Erection – All Operations to Completion.”</li> <li>(f) Architectural wood windows or doors. Refer to Code 5429 “Cabinet Works Installation – All Operations to Completion.”</li> </ul>	
	<p><b>2. Replacing broken window or glass. Refer to Code 5462 “Glazier – Away From Shop – All Operations to Completion &amp; Drivers.”</b></p>	
	<p><b>3. Electrical work associated with solar panel installation. Refer to Code 5190 “Electrical Wiring – Within Buildings – All Operations to Completion &amp; Drivers.”</b></p>	
	<p><b>4. Plumbing work associated with solar panel installation. Refer to Code 5183 “Plumbing – NOC – All Operations to Completion &amp; Drivers.”</b></p>	

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Fence Erection – Metal – All Operations to Completion		6400
Description		
★	<p>Code 6400 applies to employers engaged in erection of metal, chain link or barbed wire fences. The installation of guardrails in highways or roads is also contemplated in the scope of this classification.</p> <p>This classification includes erection of railings or fencing on building exteriors from ground level and up to the first story.</p>	
Assignment By Analogy		
★	Gates – iron – fabrication and assembly – decorative or artistic type – installation	
Operations To Be Separately Rated		
★	<p><b>1. Fence, railing or gate installation:</b></p> <p>(a) Invisible fence installation utilizing non-automatic equipment. Refer to Code 7601 “Telephone, Telegraph or Fire Alarm Line Construction – All Operations to Completion &amp; Drivers.” Invisible fence installation utilizing automatic equipment. Refer to Code 6235 “Conduit Construction – All Operations to Completion &amp; Drivers.”</p> <p>(b) Metal</p> <p>(i) Fences – over one story. Refer to Code 5057 “Iron or Steel Erection – NOC – All Operations to Completion.”</p> <p>(ii) Gates – iron or steel storefront or window security. Refer to Code 5102 “Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion.”</p> <p>(iii) Railings – erection on building exterior above the first story level. Iron railings interior installation. Prison cell gates installation. Refer to Code 5102 “Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion.”</p> <p>(c) Vinyl or plastic fences including prefabricated fences and vinyl or plastic railings. Refer to Code 5429 “Cabinet Works Installation – All Operations to Completion.”</p> <p>(d) Wooden:</p> <p>(i) Commercial buildings or dwellings more than three stores. Refer to code 5403 “Carpentry – NOC – All Operations to Completion.”</p> <p>(ii) One or two family detached. Refer to Code 5645 “Carpentry – Detached One or Two-Family Dwellings – All Operations to Completion.”</p> <p>(iii) Three stories or less. Refer to Code 5651 “Carpentry – Dwellings – Three Stories or Less – All Operations to Completion.”</p> <p>(e) Wrought iron. Refer to Code 5102 “Door, Door Frame or Sash Erection – Metal or Metal Covered – All Operations to Completion.”</p>	

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**2. Fence manufacturing:**

**(a)** Invisible. Refer to Code 3179 "Electrical Apparatus Mfg. – NOC."

**(b)** Metal or wire – chain link. Refer to Code 3257 "Wire Goods Mfg. – NOC."

**(c)** Vinyl or plastic – fabricated from sheets. Refer to Code 4452 "Plastics Mfg. – Fabricated Products – NOC."

**(d)** Wood. Refer to Code 2802 "Carpentry – Shop Only & Drivers."

**(e)** Wrought iron. Refer to code 3041 "Iron or Steel Fabrication – Iron or Steel Works – Shop – Decorative or Artistic & Foundries, Drivers."

**3.** Guardrails or fencing installed in connection with street or road construction. Refer to Code 5506 "Street or Road Construction – Paving or Repaving – All Operations to Completion & Drivers."

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<b>Hardware Store – Wholesale</b>		<b>7999</b>
<b>Description</b>		
★	Code 7999 applies to employers engaged in the wholesale selling of merchandise such as nails, screws, bolts, washers, gaskets, brackets, locks, hinges, electrical outlet boxes, switches, fuses, plugs, sockets, hand or machine tools, portable electrical tools, plumbing fittings, mill supplies, and garden tools including power lawn mowers and snowplows. The wholesale or retail mail order sales of hardware are included under this classification.	
★	Other types of risks included under this classification are wholesale dealers of items such as, radio or television parts, aircraft parts and accessories, air conditioning or refrigerator parts, automobile parts and accessories, oil burners and parts, welding supplies such as tanks, torches, welding rods and face masks, cutlery, sewing machine heads and parts and bicycles, unicycles, tricycles – including rental, incidental service or repair.	
	This classification also includes “ship chandlers” who are dealers in ship supplies and equipment such as engine room equipment, lifeboat supplies, navigational instruments and deck gear.	
<b>Assignment By Analogy</b>		
★	Automobile brake linings-attaching to bands or drums – no installation	
<b>Operations To Be Separately Rated</b>		
	<p>1. Wholesale or retail dealers principally engaged in selling:</p> <p>(a) Plumbers’ supplies such as tubs, sinks, radiators, tanks, boilers, and other plumbing fixtures or equipment. Refer to Code 8111 “Plumbers’ Supplies Dealer &amp; Drivers.”</p> <p>(b) Retail selling of foot powered bicycles, tricycles, unicycles, or bicycle parts. Refer to Code 8025 “Bicycle Store – Retail – Including Rental, Incidental Service or Repair.”</p> <p>(c) Wholesale selling of bicycle tires. Refer to Code 8018 “Wholesale Store – NOC.”</p>	

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**Effective January 1, 2022**

<b>Jewelry Store</b>		<b>8013</b>
<b>Note:</b> Applies to wholesale or retail stores.		
<b>Description</b>		
★	<p>Code 8013 applies to stores principally engaged in selling precious or costume jewelry, such as necklaces, earrings, bracelets, rings, watches, watch parts, charms, lockets, pendants, brooches and similar ornamental items intended for personal adornment whether made of metals or other materials. All jewelry stores, whether wholesale or retail or a combination of both, are included under this classification.</p> <p>In addition to jewelry, this classification includes minor and incidental handling of miscellaneous non-jewelry merchandise such as silverware, tableware, clocks, chinaware, glassware, trophies, small electrical appliances, giftware and leather goods.</p> <p>The repair or engraving of jewelry, when performed by a retail jewelry store for individual customers, is also within, the scope of this classification.</p>	
<b>Assignment By Analogy</b>		
★	<ul style="list-style-type: none"> <li>● Antique jewelry, coins and currency or stamps</li> <li>● Coins</li> <li>● Hearing aids and hearing aid batteries – includes repair by dealer</li> <li>● Optical stores – including grinding of lenses to fit frames</li> </ul>	
<b>Operations To Be Separately Rated</b>		
	<p>1. Cutting or polishing precious stones, such as diamonds, emeralds, rubies, and sapphires. Refer to Code 3384 "Precious Stone Setting."</p>	
★	<p>2. Licensed optometrist and audiologist. Refer to Code 8832 "Physician &amp; Clerical."</p>	
★	<p>3. Repair work which is principally performed for other dealers:</p> <p style="padding-left: 20px;">(a) Repair of jewelry. Refer to Code 3383 "Jewelry Mfg."</p> <p style="padding-left: 20px;">(b) Repair of clocks or watches. Refer to Code 3385 "Clock Mfg."</p>	



<b>Restaurant – Full-Service – Including Entertainers and/or Musicians</b>		<b>9071</b>
	<p><b>Note:</b> The entire remuneration of all entertainers shall be included in computing premium subject however, to the maximum average weekly wage per employee. Refer to the “Miscellaneous Values” of Part Three – Loss Costs of this Manual for current weekly maximum amounts.</p>	
<b>Description</b>		
★	<p>Code 9071 applies to employers engaged in operating a full-service restaurant, buffet-type establishment, catering hall, banquet hall, café, diner or similar type of food service establishments, provided that there is wait service and more than 50% of the sales are derived from the service of food consumed on the premises.</p>	
★	<p>These establishments offer table, counter and/or booth service and employ wait staff. They primarily serve meals to patrons for immediate consumption on premises and may offer take-out service provided that the sales from take-out orders do not exceed 50% of the sales. Food and beverages are ordered from a menu. The customer will place their order, then the prepared food is served to the customer by wait staff who will continue to assist the customer throughout the course of the meal.</p>	
★	<p>Catering and banquet hall operations are also contemplated by this classification. Customers are served a sit-down type of meal or buffet that are provided in the catering hall or banquet hall setting. The kitchen staff prepares the menu items which are served to the patrons by wait staff. If there is a buffet, the patrons will serve themselves. Includes catering establishments that prepare food from customer’s pre-selected menu choices. The orders are prepared according to customers’ specifications and placed in trays and packaged for pick-up or delivery to the customer’s designated location.</p>	
★	<p>This classification also applies to employers operating cafés that are engaged in preparing and serving coffee, beverages, a limited menu fare and desserts to their patrons. These types of establishments may also prepare and/or cook food items. Patrons can seat themselves or are escorted to a table by a café employee. Coffee, beverages and/or food orders are prepared by the kitchen staff and/or counter clerk and then served to patrons by the wait staff.</p> <p>The above types of restaurants often engage in offering the rental of their facilities for private parties. The employer accommodates the guests by serving food and beverages including alcoholic beverages.</p> <p>The above types of establishments may engage in the service of alcoholic beverages. The gross receipts of alcoholic beverages, however, shall not exceed 50% of the sales.</p> <p>This classification includes the brewing of beer by the employer for immediate consumption by the customer.</p> <p>Entertainers and/or musicians are inclusive under this classification.</p>	

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<b>Assignment By Analogy</b>	
<b>Operations To Be Separately Rated</b>	
	<p><b>1.</b> Bar, dance club, nightclub or tavern operations where the gross receipts are principally alcoholic beverages. Refer to Code 9074 "Bar, Dance Club, Lounge, Nightclub or Tavern – Including Entertainers and/or Musicians."</p>
	<p><b>2.</b> Fast food restaurants. Refer to Code 9072 "Restaurant – Fast Food &amp; Drivers."</p>
	<p><b>3.</b> Restaurant, bar, dance club, lounge, nightclub or tavern operated by hotels or motels. Refer to Code 9058 "Hotel – NOC – Restaurant Employees."</p>
	<p><b>4.</b> Retail stores principally selling merchandise Not Otherwise Classified (NOC) in this Manual with service of food. Refer to Code 8043 "Retail Store – NOC – Including Service of Food – Not Restaurants."</p>
	<p><b>5.</b> Delivery of food orders by bicycle or vehicle. Refer to Code 7380 "Drivers and Helpers NOC – Commercial" provided that more than 50% of the driver's time is spent in connection with a bicycle or vehicle.</p>

<b>Restaurant – Fast Food &amp; Drivers</b>		<b>9072</b>
<b>Description</b>		
★	Code 9072 applies to employers engaged in operating fast food type restaurants including, but not limited to, pizza parlors, sandwich shops, doughnut shops, concessions, hamburger, taco or fried chicken establishments. It also applies to restaurants that are principally engaged in providing take-out food service provided that take-out service accounts for more than 50% of the gross receipts.	
★	These establishments do not ordinarily employ wait staff; however, they may provide wait staff for a special occasion or an event described further below.	
★	The customer will enter the restaurant, proceed to a counter, and place an order from the displayed menu board. The completed order is handed to the customer, who will pay for same. The customer may then leave the restaurant with their order or consume it at an available table on the premises of the restaurant. After completion of their meal, many fast food restaurant customers will clean up their own tables and deposit their litter in designated receptacles.	
	Many fast food establishments offer their customers a drive-through food service.	
★	Some fast food establishments offer the rental of their facilities for parties. The establishment will host the party and accommodate the guests by serving food, beverages, cake as well as provide other activities for guests.	
	Take-out orders are received from customers by telephone or online. Take-out orders are picked up by the customer or delivered on foot, by bicycle, vehicle or public transportation.	
★		
★		
<b>Assignment By Analogy</b>		
★	<ul style="list-style-type: none"> <li>• Cybercafés or internet cafés</li> </ul>	
★	<ul style="list-style-type: none"> <li>• Meals on wheels programs</li> <li>• Food trucks-vendors</li> </ul>	

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<b>Operations To Be Separately Rated</b>	
<b>★</b>	<b>1.</b> Bar, dance club, nightclub or tavern operations where the gross receipts of alcoholic beverages exceed 50%. Refer to Code 9074 "Bar, Dance Club, Lounge, Nightclub or Tavern – Including Entertainers and/or Musicians."
	<b>2.</b> Restaurant, bar, dance, club, lounge, nightclub or tavern operated by hotels or motels. Refer to Code 9058 "Hotel – NOC – Restaurant Employees."
	<b>3.</b> Full service restaurant. Refer to Code 9071 "Restaurant – Full Service – Including Entertainers and/or Musicians."
	<b>4.</b> Retail stores, principally selling merchandise Not Otherwise Classified (NOC) in this Manual with service of food. Refer to Code 8043 "Retail Store – NOC – Including Service of Food – Not Restaurants."
	<b>5.</b> Doughnut or cruller manufacturing, not at retail shops. Refer to Code 2003 "Bakery & Route Salespersons, Route Supervisors, Drivers."
	<b>6.</b> Sale of doughnuts or crullers with no manufacturing or food service. Refer to Code 8017 "Retail Store – NOC – No Service of Food."

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	<b>Bar, Dance Club, Lounge, Nightclub or Tavern – Including Entertainers and/or Musicians</b>	<b>9074</b>
	<p><b>Note:</b> The entire remuneration of all entertainers shall be included in computing premium subject however, to the maximum average weekly wage per employee. Refer to the “Miscellaneous Values” of Part Three – Loss Costs of this Manual for current weekly maximum amounts.</p>	
	<b>Description</b>	
★	<p>Code 9074 applies to employers engaged in operating a bar, dance club, lounge, nightclub, tavern or similar type of establishments principally serving alcoholic beverages. These types of establishments may also offer prepared food for immediate consumption, however, more than 50% of the sales is derived from the service of alcoholic beverages.</p> <p>This classification includes the brewing of beer by the employer for immediate consumption by the customer.</p> <p>Entertainers and/or musicians are inclusive under this classification.</p>	
	<b>Assignment By Analogy</b>	
	<b>Operations To Be Separately Rated</b>	
	<p>1. Restaurants – Any location at which more than 50% of the sales is derived from the service of food consumed on or away from the premises. Refer to Code 9071 “Restaurant – Full Service – Including Entertainers and/or Musicians” or Code 9072 “Restaurant – Fast Food &amp; Drivers.”</p>	
	<p>2. Restaurant, bar, dance, club, lounge, nightclub or tavern operated by hotels or motels. Refer to Code 9058 “Hotel – NOC – Restaurant Employees.”</p>	
	<p>3. Retail stores, principally selling merchandise Not Otherwise Classified (NOC) in this Manual with service of food. Refer to Code 8043 “Retail Store – NOC – Including Service of Food – Not Restaurants.”</p>	