

SOUTH DAKOTA DEPARTMENT OF LABOR AND REGULATION

Reemployment Assistance Division

PO Box 4730, Aberdeen, SD 57402-4730

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APPLICATION FOR DESIGNATION AS SEASONAL EMPLOYER*See page 2 of this form for information regarding the requirements and responsibilities of seasonally designated employers.*

Owner or Corporate Name: _____ SD RA Account Number: _____

Business Name or DBA: _____

Address: _____ City: _____ State: _____ Zip: _____

Complete description of business operations:

Total number of employees in each month of the years indicated:

| Year | Jan. | Feb. | Mar. | Apr. | May | June | July | Aug. | Sept. | Oct. | Nov. | Dec. |
|------|------|------|------|------|-----|------|------|------|-------|------|------|------|
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When do you usually **commence** business activity each year (i.e., the date you usually begin employing more than basic caretaking personnel)? _____When do you usually **suspend** activities each year (i.e., the date beyond which you employ only necessary caretaking personnel)? _____If you employed anyone during any of the months of your off season in any of the years listed above, list below the names of all such individuals, describe their work and give dates of employment. (*attach separate sheet if needed*)

Add any additional information you consider pertinent to this application.

Signature: _____ Date: _____

Title: _____ Phone: _____

Do not write in this space, for SD DLR use only

() Approved () Rejected

Date _____ Designation _____ By _____

Information for Employers

Definition of Seasonal Industry

A seasonal industry or employing unit is one that customarily suspends its operations for revenue for a period of five months or more within a calendar year, except for basic caretaking activities.

Designation of Seasonal Employer

A seasonal employer is one who operates in a seasonal industry as defined above and, upon application, is so designated by the Department.

Duration of Season

The following industries have been designated as seasonal industries in South Dakota. The season of operation is shown following the industry classification.

- (A) Summer hotels, inns, camps, curio shops, roadside restaurants, ice cream and soft drinks stands, and stable and trail ride operations: May 1 to October 1
- (B) Drive-in theatres and concessions: April 15 to November 1
- (C) Racetracks and racetrack concessions: May 15 to October 1
- (E) Carnivals: May 1 to October 1
- (F) Seasonally operated country clubs and golf courses: April 1 to November 1
- (G) Seasonally operated chair lifts: May 1 to November 1
- (H) Seasonally operated ski resorts: November 1 to May 1
- (I) Baseball teams and ballpark concessions: May 1 to September 15
- (J) Outdoor swimming pools: May 15 to September 15
- (K) Retail fireworks stands: May 1 to September 15
- (L) Tourist souvenir stores, tour buses, information centers, and other operations in the tourist industry:
- (M) Retail nurseries classified in industry number 444240 as enumerated in the North American Industrial Classification Manual (NAICS): May 1 to October 31
- (N) Retail fireworks stands: May 1 to September 15
- (O) Seasonally operated small game cleaning services, hunting preserves or game lodges: September 1 to February 1

Benefit Eligibility of Seasonal Employees

When an employer has been designated as operating in a seasonal industry, former employees who were engaged in other than year-round work will be eligible to draw unemployment insurance benefits based on wages earned with the seasonal employer only for weeks of unemployment when the major portion of such week falls within the designated season of operation of that industry.

Reporting Requirements

Approval of the application for designation as a seasonal employer does not in any way affect the employer's obligation to make all reports required under the unemployment insurance law or regulations.