

## Is your business's layoff TAA eligible?

Ask yourself the following questions:

### *Increased Imports*

- Did the increase in imports contribute to worker separation or the threat of separation?
- Did the increase contribute to the decline in the sales or production of articles of my business?

### *Shifts to a Foreign Country:*

- Has my business either shifted articles or the supply of services to a foreign country, and did the shift contribute to our employees' separation or threat of separation?

### *Acquisition from a Foreign Country:*

- Has my business acquired articles or services from a foreign country that are like or directly competitive with articles we produce?
- Has the acquisition of articles or services contributed to my employees' separation or threat of separation?

### *Secondary Component Supplier or Downstream Producer:*

- Is my business a supplier or a downstream producer to a firm that employed a group of workers who received a TAA certification of eligibility, and my supply or production is related to the article or service that was the basis for each certification?

If you answered **YES** to at least ONE of these questions, your business might be eligible for a TAA petition. If you're not sure, reach out to DLR and we can assist you.

## What should I know?

- Once a layoff is suspected to be trade-related, a petition is filed on behalf of the affected workers.
- U.S. DOL then assigns an investigator to determine whether foreign trade is a contributing cause of the job losses.
- Suppose U.S. DOL certifies a group of workers under the petition. In that case, the workers are individually eligible to apply for several benefits and services at no expense to the workers' business.

## Do I HAVE to respond to the request and comply with the investigation?

- Yes, responding to the request is mandatory.
- A petition is not considered negative; it shows that the business is invested in doing what's best and right for its employees and community.
- The investigator assigned to your petition is there to help you.

## Will the information we share be made public?

- U.S. DOL publishes basic information regarding petitions, investigations and determinations in the Federal Register and on its website.
- One concern for responding businesses is the confidential, proprietary or otherwise sensitive nature of business data requested by U.S. DOL. Each of the U.S. DOL data collection forms contains assurances that U.S. DOL "will protect the confidentiality of the information provided to the full extent of the law."



## FOREIGN TRADE AFFECTING YOUR JOB?



## TRADE ADJUSTMENT ASSISTANCE PROGRAM

## OVERVIEW

The Trade Adjustment Assistance (TAA) for Workers Program is a federal program that assists U.S. workers who have lost their jobs as a result of foreign trade.

### The TAA Program DOES:

- Investigate layoffs and closures for groups of workers to determine eligibility for TAA
- Provide benefits and services to workers
- Help workers obtain new careers

### The TAA Program DOES NOT:

- Provide automatic eligibility for TAA based on global economic or environmental conditions

### Easy online filing of a petition for TAA can be done by:

- Two or more workers of a business
- A business official
- A union or other duly authorized representative
- A state workforce official or operator of an American Job Center

Petition instructions can be found here: [dol.gov/agencies/eta/tradeact/petitioners](https://dol.gov/agencies/eta/tradeact/petitioners)



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## BENEFITS FOR THE EMPLOYER

Navigating the TAA process is beneficial for maintaining a stronger workforce.

Having a certified petition will mean your employees, who lost their employment due to no fault of their own, will be offered services to help them become reemployed more quickly.

It helps retain a workforce while in transition as a termination or voluntary quit will result in denial of TAA benefits.

## CONTACT INFORMATION

For more information on South Dakota's TAA program, contact a TAA Employment Specialist at a Job Service office.

Auxiliary aids and services are available upon request to individuals with disabilities. State and federal laws require the Department of Labor and Regulation to provide services to all qualified persons without regard to race, color, creed, religion, age, sex, ancestry, political affiliation or belief, national origin, or disability.

## COMPONENTS OF THE TRADE ACT PROGRAM

When a TAA petition is certified, the U.S. Department of Labor will notify the worker group of eligibility. The worker group will be encouraged to apply for TAA benefits. Benefits include:

- **Employment and Case Management Services:** Skills assessments, individual employment plans, career counseling, supportive services, information on training, labor markets, and more through TAA or other American Job Center programs.
- **Training:** Classroom training, on-the-job training, customized training designed to meet the needs of a specific business or group of businesses, apprenticeship programs and more.
- **Trade Readjustment Allowances (TRA):** Income support available in the form of weekly cash payments to eligible workers who are enrolled in a full-time training course and have exhausted their reemployment assistance benefits.
- **Job Search and Relocation Allowances:** Reimbursement for costs of seeking and relocating employment outside of the worker's commuting area.
- **Reemployment Trade Adjustment Assistance (RTAA):** A wage supplement is available to reemployed workers ages 50 and over, covering a portion of the difference between a worker's new wage and their old wage for up to two years or a specified maximum amount.
- **Health Coverage Tax Credit:** A tax credit offered to eligible TAA recipients to help pay for a percentage of qualifying health insurance premiums of the worker and their family. For more information, go to [irs.gov](https://irs.gov).

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