

NEW YORK STATE

DEPARTMENT OF LABOR

INTER-OFFICE MEMORANDUM

To:	Hugh McDaid	Date:	January 9, 1989
		Office:	Apparel Industry Task Force
From:	Charles Horwitz	Office:	Counsel's Office Brooklyn
Subject:	Apparel Industry Registration Renewals		

This is in response to your query of December 23, 1988 concerning whether apparel registration renewals should be issued to firms that have changed their federal employer or unemployment insurance registration numbers and corporate/or business names.

As you suggest, the mere changing of name and/or employer number, by itself, however, does not determine whether it is a "new employer" for purposes of §341.1. If these changes are listed however, you should more carefully scrutinize the employer's answers on its application form. ((For example, questions 6 (nature of business), 10 (number of workers), 13 (contracts with labor organizations and 16 (owners, partners and corporate officers' names)). The answers may indicate that the company should be considered a "new employer" under Section 341.1. Thus, each application must be decided on a case by case basis. Our office should be contacted if you need legal advice as you require to make these determinations.

CH:11