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January 24, 2012

To: The Kansas Senate Judiciary Committee

Re: Kansas Senate Bill No. 285

As a contractor operating in the state if Kansas, we are consistently competing on projects in our state in the open bid market.

When we bid a project against a contractor that misclassifies his employees as subcontractors, therefore avoiding the reporting and paying of the appropriate taxes, it puts us in a position of not being able to be competitive.

It is our opinion that by increasing the penalty for breaking the law in this manner, many, if not all, of these unscrupulous contractors would choose to bid future projects properly and pay their fair share of the appropriate taxes, therefore leveling the field of competition.

Sincerely

Gark E. Seaton, Sr.

President

110 Greystone Ave. Kansas City, Kansas 66103 913-621-2844 Fax 913-621-6222

Senate Judiciary

2-9-12

Attachment 5