

BUILDING ERECTION SERVICES COMPANY

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Feb. 19th, 2007

The Honorable Co- Chairs Senators Brownlee and Jordan and Committee Members.

My name is Bill Miller. I represent the American Subcontractors Association and myself as president of building Erection Services Co.

I am here to speak in favor of SB-333, The fairness in Public Work Construction Contracts Bill.

SB-333 is very similar to SB-33 that was passed out of this committee two years ago and then passed out of both Senate and House and signed by the Governor.

The differences are as follows.

1. Public Owner instead of private.
2. Retention limited to 5% instead of 10% as in Missouri public work.
3. Allows release of retention for early finishing subs., if the owner will not be damaged.
4. Bans no damage for delay clauses that prevent contractors from collecting for damages for delays caused by others.

SB-33 went into effect in July, 2005. We have 17 months of history without any unforeseen consequences. We have heard nothing but positive comments from all parties involved in the construction process.

SB-333 will provide the same protections for contractors, subcontractors, and suppliers doing public work that SB-33 provided to those that do private work. We ask for your support for SB-333.

William R. Miller



President

Building Erection Services Co. LC

Greater Kansas City Area American Subcontractors Assoc.



Certified Steel Erector

