

**TESTIMONY BEFORE THE
SENATE COMMERCE COMMITTEE
REGARDING SENATE BILL 333
BY DAN MORGAN REPRESENTING
THE BUILDERS' ASSOCIATION AND KANSAS CITY CHAPTER, AGC
FEBRUARY 19, 2007**

Thank you, Madam Chairman, Mister Chairman and members of the committee. My name is Dan Morgan. I am director of governmental affairs for the Builders' Association and also the Kansas City Chapter of Associated General Contractors of America. I appreciate the opportunity to appear before you this morning in support of Senate Bill 333. The Builders' Association and Kansas City Chapter, AGC represent more than 1,050 general contractors, subcontractors and suppliers engaged in the commercial and industrial building construction industry throughout central and western Missouri and portions of northeast Kansas. More than half of our members are located in the Kansas City area and are either domiciled in Kansas or perform work in the state.

Senate Bill 333 is appropriately titled the "Kansas fairness in public building construction contract act". It reflects the good and fair business practices by which the great majority of all parties to public building construction contracts conduct themselves on a daily basis and its provisions are considered fair by public owners, general contractors, subcontractors and suppliers alike. We have been pleased to meet and work with representatives of interested parties, including public owners, the AIA, the American Subcontractors Association, and the Associated General Contractors of Kansas, over the past couple of years to find this common ground.

You will find that this bill is very similar to Senate Bill 516 which was approved by this committee in the 2006 legislative session and very similar to Senate Bill 33, the "Kansas fairness in private construction act", which was passed into law in 2005. We strongly support the timely payment provisions set forth in this bill for all parties to public building contracts. We urge your support for the bill as well and respectfully ask that Senate Bill 333 be recommended favorably from your committee. Thank you very much. I would be happy to try to answer any questions that you might have.