

THE OUTSOURCE CENTER, LLC

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June 4, 2013

County of Erie
Robert M. Graber, Clerk of the Legislature
Old County Hall
Buffalo, NY

Re: Contractor's insurance issue

Dear Mr. Graber:

This is to request that the Legislature address a matter related to a procedure pursuant to which a general contractor on an Erie County public works project may require a sub-contractor to produce a policy of insurance, including an umbrella policy, that is equal to the policy coverage maintained by the general contractor as required by the specifications of an individual contract. The procedure, apparently initiated during the Collins Administration, often represents an onerous and exclusionary burden on MBE and WBE sub-contractors.

Accordingly, this is to urge the Legislature to take a critical look at the procedure and seek solutions that are satisfactory to all parties. Steps could include:

- a case by case waiver provision
- a declaration that a general contractor name sub-contractors as an additional insured
- establishing lower coverage limits for sub-contractors
- such other curative actions as the Legislature may deem appropriate

Hopefully, this correspondence will be clocked in upon receipt and taken up by the honorable body at the earliest opportunity. Thank you for your consideration.

Sincerely,


Spencer W. Gaskin, CEO