



# AGREEMENT TO PARTICIPATE GUIDELINES

These guidelines should aid a district in creating a signed contract or agreement between the district and an individual before the individual takes part in any organized, school-sanctioned activity on or in school grounds, buildings or facilities. In a participation agreement, individuals acknowledge they are agreeing to participate in an activity on school property at their own risk and will.

## WHAT TO INCLUDE

- Identify the participant
- Identify the activity of participation
- Acknowledgement of risk involved
- Acknowledgement of academic institution's participation policies
- Include an indemnification clause or waiver language as part of the agreement (see below)
  1. **Sample mutual indemnification clause:** *Each District shall be solely and entirely responsible for its obligations under this Agreement and for the acts and omissions attributable to it, or its officers, employees or agents during the performance of this Agreement. To the extent permitted by law, each District shall indemnify and hold harmless the other District from any claims, suits, damages or causes of action, including a defense thereof, arising out of any action or inaction by the other District, its officers, employees, agents or subcontractors with respect to the Services or this Agreement.*
  2. **Sample waiver language:** *I, the undersigned for myself do hereby release the school district and its employees and agents from any and all claims for injury, death, loss, or damage I may suffer as a result of my participation.*
- Consent for emergency treatment in a medical emergency where the participant is unable to consent to such treatment
- Acknowledgement that the participant has read and understands the agreement
- Signature and date line for the participant
- Signature and date line for the participant's parent/guardian

## ADDITIONAL ACTION ITEMS

- Have your institution's legal counsel review the agreement to participate, as well as your participation policies
- Review the agreement form with administrators, teachers, coaches, and others who will oversee school activities

Nothing in this document constitutes a legal opinion or advice. The information contained in this document reflects risk management advice that is in the public domain. A member school district is encouraged to seek legal advice before finalizing any document.

# SAMPLE WAIVER FOR PARTICIPANTS



**THIS FORM SERVES AS A SAMPLE WAIVER FOR PARTICIPANTS TO BE USED AS A MODEL FOR YOUR DISTRICT. EACH DISTRICT SHOULD CREATE THEIR OWN WAIVER FOR PARTICIPANTS TO MEET THEIR SPECIFIC NEEDS.**

NAME

ADDRESS | CITY | STATE | ZIP

PHONE

PARENT/GUARDIAN NAME(S)

OTHER EMERGENCY CONTACT NAME

PHONE

The school district, sponsor or premises owner will not assume responsibility for any injury incurred while participating in any athletic events, sports program, or any physically related activity. Certain risks are inherent during participation in these events. Nor will the parties noted above be liable for lost or stolen items while participants are using the facilities or are on the premises. I, the undersigned for myself do hereby release the school district and its employees and agents from any and all claims for injury, death, loss, or damage I may suffer as a result of my participation.

PARTICIPANT SIGNATURE

DATE

PARENT/GUARDIAN SIGNATURE

DATE

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