

Texas Private School Music Educators Association

Assumption of the Risk and Waiver of Liability - COVID-19

COVID-19 has been declared a worldwide pandemic by the World Health Organization. COVID-19 is extremely contagious and is believed to spread mainly from person-to-person contact. Texas Private School Music Educators Association (TPSMEA) has put in place protective measures to protect against the spread of COVID-19 and is minimally following Centers for Disease Control and Prevention (CDC) and Texas Department of State Health Services (DSHS) guidelines; however, TPSMEA cannot guarantee that you, your child, or close contacts will not become infected with COVID-19. Further, attending/participating in TPSMEA Activities could increase the risk of contracting COVID-19 not only to the student but also the student's household.

I/we acknowledge that my child's participation in TPSMEA Activities, including but not limited to TPSMEA Local, Regional and All State Clinics, Concerts, Festivals and Competitions, is voluntary and contingent on my execution of this waiver. I/we acknowledge the contagious nature of COVID-19, and on behalf of myself and my child, I/we voluntarily assume the risk that my child, and I/we, and any member of my family and/or close contact may be exposed to or infected with COVID-19 by participating in TPSMEA Activities and that such exposure or infection may result in personal injury, illness, permanent disability, and/or death. I/we acknowledge that I am being advised my child should practice physical distancing and wearing of a mask while at TPSMEA Activities and at home to protect family members. I/we understand that the risk of becoming exposed to or infected by COVID-19 while attending/participating in TPSMEA Activities may result from the actions or omissions of myself and/or others, including, but not limited to TPSMEA employees, members, agents and representatives, volunteers, participants and their families and/or any other individual who may be present or in attendance at the TPSMEA Activity. I/we voluntarily agree to assume, on behalf of myself and my child, all risks related to COVID-19 and accept sole responsibility for any illness or injury to my child, myself and any member of my family, including, but not limited to, illness, personal injury, disability, death, damage, loss, claim, liability, or expense, of any kind, that I/we, my child and/or members of my family may experience or incur in connection with my child's participation in TPSMEA Activities.

With full awareness and appreciation of the risks involved, I/we, as the parent/s, hereby forever release, waive, discharge, and covenant not to sue Texas Private School Music Educators Association, its board members, officers, agents, servants, independent contractors, affiliates, employees, successors and assigns (collectively the "Released Parties") from any and all liability, claims, demands, actions, and causes of action whatsoever, directly or indirectly arising out of or related to any illness, loss, damage, or injury, including death, that may be sustained by me or my child(ren) related to COVID-19 or other injury/disease whether caused by the acts, omissions, and/or negligence of the Released Parties, any third-party participating in any activity while in, on, or around TPSMEA rehearsal and/or performance venues, and/or Activities, and/or while using any TPSMEA related facilities, tools, equipment, or materials. I/we understand and agree that this release includes any claims based on the actions, omissions, or negligence of TPSMEA, its board members, officers, employees, agents, and representatives, whether a COVID-19 infection occurs before, during, or after participation in the TPSMEA Activity.

I/WE HAVE CAREFULLY READ THE FOREGOING RELEASE AND KNOW AND UNDERSTAND THE CONTENTS THEREOF. I/WE SIGN THIS RELEASE VOLUNTARILY AS MY OWN FREE ACT WITH FULL KNOWLEDGE OF ITS SIGNIFICANCE, INTENDING TO BE LEGALLY BOUND THEREBY.

Print Child's Name: _____

Print Child's School: _____

Print Parent Name: _____

Sign Parent Name: _____

Print Parent Name: _____

Sign Parent Name: _____

Date: _____