

## GUEST SPEAKER AGREEMENT

### INSTRUCTIONS AND ROUTING

**Caution** If payment under this Agreement will be made to a person who is not a U.S. citizen, then prior to completing this cover sheet and the agreement please contact the Accounts Payable Office at 460-6191 to speak with the person coordinating payments to international visitors. Failure to obtain the necessary documents will result in a delayed payment at minimum.

- I. The originating department should complete the Guest Speaker Agreement and send to the Guest Speaker for signature, with instructions to return it to the originating department. Original or scanned manual signatures and electronic signatures are acceptable.
- II. It is not necessary to complete the Request for Approval to Engage Consultant or Authorization to Provide Services forms for this Agreement.
- III. After the Agreement has been signed by the Guest Speaker and returned to the originating department, the Agreement must be entered into DocRoute for approvals.

GUEST SPEAKER AGREEMENT

between

UNIVERSITY OF SOUTH

ARTICLE V. GUEST SPEAKER'S LIABILITY

In addition to the liability imposed by law on the Guest Speaker for damage or injury (including death) to persons or property by reason of negligence and/or intentional conduct of the Guest Speaker or any of his/her agents or anyone directly or indirectly employed by them, the Guest Speaker hereby assumes liability for and agrees to save University harmless and indemnify it for every expense, liability, or payment suffered or claimed to have been suffered through any act or omission of the Guest Speaker or any of his/her agents or anyone directly or indirectly employed by them or from the conditions of the premises or any part of the premises while in control of the Guest Speaker or any of his/her agents or anyone directly or indirectly employed by them or arising in any way from the work called for by this contract.

ARTICLE VI. OTHER APPLICABLE LAWS

Any provisions required to be included in a contract of this type by any applicable and valid Federal, State or local law, ordinance, rule, or regulations shall be deemed to be incorporated herein. This Agreement shall be governed by Alabama law. In the event any provision hereof shall be held or construed to be illegal or invalid for any reason, such illegality or invalidity shall not affect the remaining provisions of this Agreement, but same shall be construed or enforced as though the illegal or invalid provision(s) had not been included herein.

ARTICLE VII. INDEPENDENT CONTRACTOR

Except in the case of a Guest Speaker currently employed by the University, USA HealthCare Management, LLC, or University of South Alabama Health Care Authority, the Guest Speaker and the University intend relationship established between them pursuant to this Agreement shall be that of client and independent contractor. No agent, employee, or servant of Guest Speaker shall be or shall be deemed to be an employee, agent or servant of the University. Guest Speaker is responsible for all applicable federal and state regulations relating to income tax, social security, worker's compensation, and unemployment insurance for himself/herself and his/her employees. Guest Speaker further agrees that there are no claims to any rights to benefits, or tenure rights, for the Guest Speaker, or his/her agents, under this agreement. For a Guest Speaker who is an employee of the University, USA HealthCare Management, LLC, or University of South Alabama Health Care Authority, any remuneration for such engagement will be processed through the payroll system, regardless of the fact that the services being provided under this Agreement are outside of his or her employment duties.

ARTICLE VIII. NON-DISCRIMINATION

Neither the University nor Consultant will discriminate against any person in the implementation of this Agreement on the basis of race, color, religion, national origin, age, sex (including pregnancy, sexual orientation, gender identity and expression), genetic information, protected veteran status, disability, or any other status which is protected under applicable state or federal law.

ARTICLE IX. SIGNATURE AUTHORITY

If the Guest Speaker is not an individual, but is instead an entity providing for or arranging the services of a guest speaker, then