



Terms and Conditions

Dear Co-Sponsor:

The MPTF is responsible for making sure that our grants provide for the proper payment to the participating musicians, while providing music performances that are free to the public. This form is to confirm your commitment to those same ideals. Over the past many years, we rarely, if ever, have had any issues in living up to those principals with our many, many co-sponsors. However, we do need your acknowledgement to these basic rules. If you have any concerns or questions regarding our terms and conditions, please contact us for a more complete understanding. We know legal documents can be ominous, and we want to make sure you are a comfortable co-sponsor in making these great events happen.

The Music Performance Trust Fund ("MPTF") requires that this form be acknowledged and submitted with the grant application. Please note the following terms and conditions:

If this grant is for a streaming performance, you must agree that you have read and conveyed MPTF guidelines to the appropriate participants. No recording, pre-recorded or archiving permitted. If the stream is found to have been recorded in any way, your grant will be forfeited.

(a) The MPTF is not responsible for direct payments to musicians, liability insurance coverage, pension and/or health contributions, licensing fees, unemployment insurance payments, tax withholdings and any other federal, state or local tax liabilities associated with the funding of the performance or program series referred to in this Request for Project Funding. Accordingly, the applicant must make certain that all payments to musicians and all necessary payroll deductions and withholdings associated therewith are appropriately and timely made.

(b) If the AFM Local having jurisdiction over the engagement is a contributor to the American Federation of Musicians and Employers' Pension Fund ("Fund"), the following terms and conditions will apply:

- The pension contribution rate shall be the rate established by the AFM Local having jurisdiction over the engagement.
- The applicant will make certain that the Presenter of the performance(s) covered by this Request has agreed to be bound by the Agreement and Declaration of Trust Establishing the Fund with respect to such performance(s). A copy of the Trust and other Fund information is available at www.afm-epf.org.

(c) **PLEASE NOTE:** The MPTF disclaims any responsibility for personal injury or damage to property which may occur at the site of any performance or program series funded hereby, and in connection therewith, the responsibility to insure against any such injury or damage. Presenters are therefore advised to ascertain whether such insurance coverage is provided at the site or to arrange for the providing of such coverage if none is otherwise provided. Presenters are further advised to make certain that any musical contractors engaged to perform services in connection with any performance or program series funded hereby are made aware of the foregoing disclaimer and the related insurance responsibilities.

(d) Credit is greatly appreciated at MPTF at the performance on all programs, posters and other related promotional materials. Copies of such programs, posters and materials should be provided to the MPTF.

(e) **The MPTF is eager to receive videos, photos and/or text in digital form highlighting the event signage and any press releases covering the performance, with the understanding that such video, photos and text will be used by the MPTF in its own promotional material. Accordingly, the applicant should obtain all necessary consents for such use prior to providing the same to the MPTF.**

(f) **IMPORTANT!** Any portion of the grant that is not used for payment to musicians or for their benefits must be returned to the Fund.

By signing your name below, you acknowledge receipt of the foregoing information and agree to all of the terms and conditions set forth above.

X _____

Co-Sponsor Signature and Date

Enriching lives through music

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