

EXHIBIT IC-INDEPENDENT CONTRACTOR PROVISIONS

Part of PO or Contract # _____

1. VENDOR ENGAGEMENT IN INDEPENDENT TRADE, OCCUPATION, PROFESSION OR BUSINESS; FREE FROM, DIRECTION AND CONTROL BY FORT LEWIS COLLEGE PURSUANT TO CRS §8-70-115

The parties intend to create an independent contractor relationship between Fort Lewis College and the Vendor and for Fort Lewis College to obtain a rebuttable presumption of an independent contractor relationship pursuant to §8-70-115 by meeting the nine points below (A through I). Vendor (the term

Contractors and Grantees) shall perform all of its services and other obligations under the Purchase Order (PO) and/

this Exhibit is attached, free from the direction and control of Fort Lewis College. Vendor represents that it is customarily engaged in an independent trade, occupation, profession, or business related to the services performed. These are material representations made by Vendor to Fort Lewis College, upon which Fort Lewis College relied in issuing this PO or Contract, and without which, this PO or Contract would not have been issued. In accordance with the foregoing, Fort Lewis College does not and shall not:

- A.** Require Vendor to work exclusively for Fort Lewis College; Vendor is free to perform work for other entities, and represents that it does hold itself out to perform work for other entities on a regular, ongoing basis. Vendor may schedule and perform similar work for others any time it wishes, including on the same day it does so for Fort Lewis College;
- B.** Establish a quality standard for Vendor; except that Fort Lewis College can provide plans and specifications regarding the work but cannot oversee the actual work or instruct Vendor as to how the work will be performed;
- C.** Pay a salary or hourly rate but rather a fixed or contract rate that has been negotiated by the parties;
- D.** Terminate the work during the PO or Contract period unless Vendor violates the terms of the PO or fails to produce a result that meets the specifications of the PO or Contract;
- E.** Provide training, instruction, briefings, and orientations to Vendor regarding performance of the work, except as specifically stipulated within this Fort Lewis College shall notify Vendor when Vendor may begin performing the work and its other obligations;
- F.** Supply Vendor with Fort Lewis College-owned or leased real property, tools, benefits, equipment, supplies, or other property to perform the work, except as specifically stipulated within this PO or

