

# Sex Agreement™ Instructions

www.SexAgreement.com

STUDENT VERSION

## READ THESE INSTRUCTIONS CAREFULLY:

1. **Read the agreement form carefully.** Consult with an attorney if you do not understand the contents, legal effects and consequences of using the agreement form.

**NOTICE:** A contract or agreement may be void, voidable, or unenforceable, where a party to the contract or agreement is under the legal age of sexual consent and/or under the legal age of consent to enter into an agreement, not of sound and disposing mind and memory, acting under duress, violence, fraud or deceit, misrepresentation, mistake, undue influence, coercion, or acting under the influence of alcohol, drugs, medication, or any external substance that may impair judgment or ability to make informed decisions.

**Exercise caution and good judgment.**

2. **State consent requirements.** Print the name of the State in ink on the proper space provided on the agreement form (generally the State where the agreement form is signed by the parties and where the parties will participate in the sexual activities). The parties to the agreement must be over the legal age of sexual consent and over the legal age of consent to enter into an agreement. **Each State has its own legal age requirements.** The parties should consult the relevant laws for the State in which they wish to enter into the agreement to determine the legal age requirement for sexual and contractual consent. The parties should also consult the statutory rape laws of the State in which they wish to enter into the agreement.

**NOTICE:** The agreement form is not a resource to avoid statutory rape laws or to commit rape. You may be subject to criminal prosecution for violating the law. **Check identification when in doubt.**

3. **“Consenting Party”.** This is the party who is consenting to participate in sexual activities (generally the female partner). The “Consenting Party” should legibly print her name in ink on the proper space provided on the agreement form.
4. **“My Partner”.** This is the party who will participate in sexual activities with the “Consenting Party” (generally the male partner). This person should legibly print his name in ink on the proper space provided on the agreement form.
5. **Multiple partner sexual activities.** Each sexual partner **MUST** sign a separate agreement form for multiple partner sexual activities.
6. **Sexual acts the “Consenting Party” wishes to participate.** The “Consenting Party” should initial in ink the consensual sexual acts in which the “Consenting Party” agrees to participate.
7. **Special instructions.** “Consenting Party” may use this space provided on the agreement form to give special instructions. “Consenting Party” should legibly print any special instructions in ink.
8. **Withdrawal of consent.** “Consenting Party” has the legal right to withdraw consent to participation in sexual acts or sexual intercourse at any time. All parties must **STOP AND DESIST** upon withdrawal of consent by the “Consenting Party”. The agreement form provides specific instructions for withdrawal of consent under the bold boxed heading “WITHDRAWAL OF CONSENT INSTRUCTION”. Both parties should initial in ink on the proper space provided on the agreement form.

**NOTICE:** Forcible continuation of sex or failure to stop after withdrawal of consent may subject you to rape, sexual assault, sexual battery, and/or criminal sexual conduct charges.

9. **Participating in further sexual activities on the same calendar date.** The agreement form is valid for sexual activities entered into on the same calendar date with the same parties and continues even when there are intermissions between acts or activities, until consent is withdrawn by a party to the agreement.
10. **Participating in further sexual activities upon withdrawal of consent on the same calendar date.** The agreement form is valid for sexual activities entered into on the same calendar date with the same parties and continues even when there are intermissions between acts or activities, until consent is withdrawn by a party to the agreement. Should consent be withdrawn, all parties who wish to participate in further sexual activities **MUST** enter into a separate signed agreement form.
11. **Future sexual activities with the same parties on a different calendar date.** Future activities between the same parties on a different calendar date **MUST** be covered by a separate signed agreement form.
12. **The parties should sign and date the agreement in ink on the proper space provided on the agreement form.**
13. **The party who presents the agreement to the “Consenting Party” should keep the agreement form and store it in a safe place.**

**NOTICE:** It is a felony to forge another person’s signature or alter a document with the intent to commit fraud.

*\*Sex law and policy decisions regarding our sexual activities continue to develop. Exercise extreme caution while the issues in this territory are resolved by the state legislatures and the courts. The legality and effectiveness of the use of sex agreements to prevent criminal and/or civil liability has yet to be tested within the legal system.*

*††Please visit SexAgreement.com to view the Legal Disclaimers, Privacy Policy, and Return Policy incorporated herein by reference.*

STUDENT VERSION FOR AFFIRMATIVE CONSENT LAWS - "YES MEANS YES"

READ CAREFULLY.

STUDENT VERSION

I, \_\_\_\_\_ (the "Consenting Party"), declare that I am over the legal age of sexual consent and over the legal age of consent to enter into this Agreement, in this State of \_\_\_\_\_, of sound and disposing mind and memory, not mentally disabled, and not acting under duress, force, violence, menace, fear of immediate and unlawful bodily injury on my person or another, fraud or deceit, misrepresentation, mistake, undue influence, coercion (some intimate powers of romantic persuasion are acceptable), mixed emotions or feelings, or under heat of moment. I declare that I am at this time not under the influence of alcohol, drugs, medication, and/or any external substance that may impair my judgment or ability to make informed decisions.

My Partner, \_\_\_\_\_ ("My Partner"), and I have agreed to spend an intimate time together and to satisfy each other's sexual desires. This intimate time together is entirely voluntary, welcome and consensual. I acknowledge, accept and agree that I am entering into this Agreement as a declaration of my intent to participate in consensual sexual acts with My Partner. I agree not to falsely claim to be the victim of sexual harassment, sexual assault, and/or rape for participating in consensual sexual acts with My Partner.

INITIAL THE SEXUAL ACTS YOU AGREE TO PARTICIPATE:

- (A) Physical contact (Touching \_\_\_\_\_, Kissing \_\_\_\_\_, Receiving sexual pain \_\_\_\_\_, Inflicting sexual pain \_\_\_\_\_, Sex aids & toys \_\_\_\_\_)
  - (B) Sexual penetration of Vagina \_\_\_\_\_ Anus \_\_\_\_\_ with (Fingers \_\_\_\_\_, Sex aids & toys \_\_\_\_\_, Foreign objects \_\_\_\_\_)
  - (C) Oral sex \_\_\_\_\_ (Mutual \_\_\_\_\_ Unilateral by \_\_\_\_\_ only) [Ejaculation in mouth \_\_\_\_\_ Yes \_\_\_\_\_ No]
  - (D) Anal-oral sex \_\_\_\_\_ (Mutual \_\_\_\_\_ Unilateral by \_\_\_\_\_ only)
  - (E) Sexual intercourse with an FDA approved condom at all times \_\_\_\_\_ Without a condom \_\_\_\_\_ [Ejaculation in vagina \_\_\_\_\_ Yes \_\_\_\_\_ No]
- \*[I understand that by engaging in sexual intercourse without a condom, I am representing to My Partner that I am using birth control as prescribed and directed, or I am physically or medically incapable of becoming pregnant.]**
- (F) Anal intercourse with an FDA approved condom at all times \_\_\_\_\_ Without a condom \_\_\_\_\_ [Ejaculation in anus \_\_\_\_\_ Yes \_\_\_\_\_ No]
  - (G) Special instructions: \_\_\_\_\_

**WITHDRAWAL OF CONSENT INSTRUCTION:** I understand that I have the legal right to withdraw consent at any time; however, I agree to act in "Good Faith" and not change my mind during the course of the consensual sexual acts in which I participate, or during the course of sexual penetration which may be difficult for My Partner to control the urge to orgasm. If I do choose to withdraw consent in "Good Faith", it is understood that when I unambiguously and audibly communicate the words "TIME-OUT", My Partner agrees to STOP AND DESIST. If I suffer from a speech disability or disorder, it is understood that my hands in no way shall be constrained, so that when I unambiguously communicate the time-out gesture, "THE LETTER "T" MADE WITH BOTH HANDS", My Partner agrees to STOP AND DESIST. To prevent misunderstandings, I will not use the words "NO", "STOP", or use ambiguous sexual communication which is commonly used playfully, teasingly, or frivolously as a desire for sexual gratification, and is not always taken seriously to convey unwillingness to further participation.

BOTH PARTIES INITIALS

BOTH PARTIES AGREE TO AND UNDERSTAND THE CONTENTS, LEGAL EFFECTS AND CONSEQUENCES OF THIS AGREEMENT. IT IS AGREED AND ACKNOWLEDGED THAT THIS AGREEMENT IS VALID FOR SEXUAL ACTIVITIES ENTERED INTO ON THE CALENDAR DATE BELOW. CONSENTING PARTY DECLARES IN ADVANCE THE CAPACITY AND WILLINGNESS TO SUBSEQUENT PARTICIPATION (i.e. MULTIPLE SEXUAL ACTS OR RE-PENETRATION AFTER INTERMISSION) ON THE SAME CALENDAR DATE BELOW. FUTURE SEXUAL ACTS BETWEEN BOTH PARTIES ON A DIFFERENT CALENDAR DATE OR AFTER CONSENT HAS BEEN WITHDRAWN MUST BE SIGNED BY SEPARATE AGREEMENT. THIS AGREEMENT IS EFFECTIVE IMMEDIATELY UPON THE SIGNATURE OF BOTH PARTIES AND WILL CONTINUE WITHOUT LIMITATION UNTIL CONSENT IS WITHDRAWN BY EITHER PARTY TO THIS AGREEMENT. ANY AMBIGUITY REGARDING THE ISSUE OF CONSENT SHALL BE RESOLVED IN FAVOR OF CONSENT.

Signed "Consenting Party": \_\_\_\_\_ Date: \_\_\_\_\_ Copyright © 2017. All rights reserved. SexAgreement.com

Signed "My Partner": \_\_\_\_\_ Time: \_\_\_\_\_ AM / PM (circle)



ALWAYS USE PROTECTION TO PREVENT THE TRANSMISSION OF SEXUALLY TRANSMITTED DISEASES AND TO PREVENT PREGANANCY

NOTE: FREE Student Version may be used in accordance with affirmative consent laws - "yes means yes". Please purchase the comprehensive Sex Agreement™ version with tamper resistant security features for maximum legal protection. Use the Student Version at your own risk. Please visit SexAgreement.com for more information.