

“The undersigned accepts the donation/transfer of High Mobility Multipurpose Wheeled Vehicle(s) (HMMWVs) “As Is” with no warranty of any kind including implied warranties, such as fitness for any purpose. The HMMWV is used at your entity’s own risk. Extra operator competence and caution should be exercised in the operation and use of this vehicle outside the design specifications because the vehicle does not comply with the Federal Motor Vehicle Safety Standards (FMVSS) and is designed for use under conditions unique to the Department of Defense (DOD). In accepting the transfer/donation, the undersigned acknowledges that there may be hazards associated with the use of the vehicle and acknowledges full responsibility for its use. The undersigned warrants that it will provide appropriate operator training and shall indemnify and hold the United States harmless against all suits, actions, demands, or claims involving the operation of HMMWVs in its custody. The undersigned also agrees to maintain, at its expense, adequate liability and property damage insurance and workman’s compensation insurance, as applicable, to cover such claims. If the HMMWVs retain their military configuration, at the end of life the HMMWV can only be released to the public with a requirement for “off road use only”. Otherwise the HMMWVs must be mutilated or disassembled.

This requirement for “off road use”/mutilation or destruction does not apply if the donee has written documentation that the HMMWV has been retrofitted to meet FMVSS.”