

STATE OF MINNESOTA

MINNESOTA STATE COLLEGES AND UNIVERSITIES

**ADDENDUM --
AMENDED PARAGRAPH**

**ADDENDUM TO MEMORANDUM
OF AGREEMENT**

WHEREAS, the Board of Trustees of the Minnesota State Colleges and Universities, on behalf _____
(hereinafter “the College/University”) and _____
 (“the Facility”) have entered into a Memorandum of Agreement to assist in educating persons to be qualified or better qualified nursing personnel; and

WHEREAS, the College/University and the Facility have agreed that additional provisions are necessary to implement the clinical experience program for students of nursing enrolled in the College/University; and

WHEREAS, the Facility is a covered entity under the Health Insurance Portability and Accountability Act of 1996 (HIPAA), and is subject to the requirements of 45 CFR parts 160 and 164; and

WHEREAS, paragraph _____ of the Memorandum of Agreement of the parties provides that:

NOW THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES HERETO:

Paragraph III.A. Mutual Responsibilities is revised accordingly:

The College/University and the Facility assume joint responsibility for the orientation of the College/University faculty to Facility policies and regulations before the College/University assigns its faculty to the Facility.

HIPAA. Solely for the purposes of defining the students' and faculty roles in relation to the use and disclosure of the Facility's protected health information, the College/University students and faculty engaged in activities pursuant to this Agreement are members of the Facility's workforce, as that term is defined by 45 CFR 160.103. The College/University students and faculty are not and shall not be construed to be employees of the Facility.

The College/University shall cooperate with Facility in complying with its obligations as a HIPAA covered entity, including, but not limited to, making its students and faculty available for Facility's training in its policies and procedures under the HIPAA Privacy Regulations, 45 CFR parts 160 and 164. Prior to placement at the Facility, the College/University shall instruct its students and faculty to comply with the Facility's policies and procedures governing the use and disclosure of individually identifiable health information.

Except as herein amended, the provisions of the Memorandum of Agreement remain in full force and effect.

WHEREOF the parties have caused this Agreement to be duly executed intending to be bound thereby.

APPROVED:

1. FACILITY

By (authorized signature)
Title
Date

By
Title
Date

2. [Insert name of College/University]

By (Director of Nursing)
Date

By (College/University President or Other Authorized Designee)
Title
Date

MnSCU012
Revised 7/7/2003