

FDP DTUA Provider Guidance Chart

This chart is designed to provide guidance on selecting the most appropriate Attachment 2 when providing data via a FDP Data Transfer and Use Agreement (DTUA). Remember to also consult relevant policies and procedures of your organization in making this determination.

Data set contains...	Provider is...	Recipient is...	Version of Attachment 2
PHI (see this chart for details)	Covered Entity	Covered Entity or Non-Covered Entity	Personally Identifiable Information - HIPAA
PII (see this chart for details)	Non-Covered Entity	Covered Entity or Non-Covered Entity	Personally Identifiable Information - Common Rule Only
Data that includes identifiers listed under Limited Data Set in this chart	Covered Entity	Covered Entity or Non-Covered Entity	Limited Data Set
	Non-Covered Entity	Covered Entity or Non-Covered Entity	Provider to determine
Data about Human Subjects that does not contain any identifiable information	Covered Entity or Non-Covered Entity	Covered Entity or Non-Covered Entity	De-identified Data about Human Subjects
Data not about human subjects	Covered Entity or Non-Covered Entity	Covered Entity or Non-Covered Entity	Other
Educational Records	Covered Entity or Non-Covered Entity	Covered Entity or Non-Covered Entity	Personally Identifiable Information - FERPA

Resources

FDP Data Use Glossary, FDP Data Use Guidance and the DTUA Templates are [located here](#).

If you need an FDP Subaward or contract template, [visit here](#).