



IANA Driver Vehicle Inspection Report Processing

AGREEMENT

This Agreement, dated as of _____, is made by and between the Intermodal Association of North America ("IANA") having an office for the conduct of business at 11785 Beltsville Drive Suite 1100, Calverton, MD 20705, and _____ ("IEP") having an office for the conduct of business at _____, with the specific and designated intention of processing Driver Vehicle Inspection Reports (DVIR) for the purpose of fulfilling regulatory compliance with 49 CFR, Part 396 of the final "roadability" regulations issued under Docket No. FMCSA-2005-23315.

Description of Services

Interfacing with IANA's Uniform Intermodal Interchange Agreement (UIIA), Intermodal Driver Database (IDD) and Global Intermodal Equipment Registry (GIER) databases, the IANA Driver Vehicle Inspection Report processing procedures are as follows:

- IANA will receive the following driver-supplied information collected via IANA's DVIR Web Portal, EDI, XML or Fixed File format data transfer:
 - Date/Time of Gate Transaction
 - Chassis ID Number
 - Motor Carrier SCAC Code
 - Driver's License Number/License State or IANA IDD Pin Number
 - Location of Interchange
 - Roadability Compliance Defect (RCD) Information; Two digit code assigned to each RCD 01 – 09, 00 will be utilized to designate no defects:
 - 01 – Brakes
 - 02 – Lights
 - 03 – Wheel
 - 04 – Air Line
 - 05 – Coupling
 - 06 – Frame
 - 07 – Bolster
 - 08 – Fastener
 - 09 – Slider
 - 00 – No defects
- If transmitted via EDI, the information will be sent electronically to IANA via 322 transaction set, as defined in Attachment A, and acknowledged by IANA via 997 document, if requested.
- IANA will assign a unique DVIR number and match the data elements provided against the UIIA, IDD and GIER databases and, if match is made, will populate the following additional fields:
 - Motor Carrier U.S. DOT Number
 - IEP U.S. DOT Number
 - Driver's Electronic Signature

- The driver's license number/license state, as affirmed by the DVIR provider at the time of transaction, will be checked against the IDD. If a match is found on the driver's license number/license state, a unique eight-digit pin number will be used as the electronic signature. IANA will display both the unique pin number and the driver's first and last names as shown in the IDD on the IANA generated DVIR form to represent the driver's electronic signature.

There are three possible scenarios during the matching of the chassis number provided against the GIER database:

1. **Equipment is registered in GIER and IEP WILL accept DVIR from IANA** – IANA will populate the MC DOT Number, EP DOT Number, and include driver's first and last names and electronic signature on IANA generated DVIR form and then transmit form to the appropriate IEP.
2. **Equipment is registered in GIER, but IEP will NOT accept DVIR directly from IANA** – IANA will populate the MC DOT Number, EP DOT Number, and include driver's first and last names and electronic signature on IANA generated DVIR form and transmit form back to the initiating party via 322 EDI, Web Portal or XML.
3. **Equipment NOT registered in GIER** – IANA will attempt to match MC SCAC to MC DOT Number and include driver's electronic signature on the IANA generated DVIR form and transmit partial form back to the initiating party via 322 EDI.

Additional Process Comments:

- If the MC SCAC provided to IANA does not match MC SCAC in UIIA database or MC SCAC does not have associated DOT Number, the provider will receive a partial DVIR from IANA with the MC Company Name included as a data element.
- If driver's license number/license state provided to IANA does not match information contained in the IDD, IANA will not be able to populate the driver's full name and electronic signature fields on the IANA-generated DVIR form. IANA may elect to forward the unsigned DVIR to the appropriate IEP, Facility Operator or Maintenance and Repair vendor in order to facilitate a hold on the damaged equipment.
- IEP must require the Motor Carrier to register its drivers in the IANA Intermodal Driver Database (IDD). This can be done free of charge by visiting: http://www.uiia.org/other_files/guide.shtml or calling IANA at 877.438.8442.

Data Confidentially and Warranties

Information provided to the IEP by IANA under the terms and conditions of this agreement may be used solely for the purpose of facilitating regulatory compliance with 49 CFR, Part 396 of the final "roadability" regulations issued under Docket No. FMCSA-2005-23315. Notwithstanding, IEP agrees that operators of intermodal facilities utilizing IEP equipment will always be entitled to an inbound DVIR collected by IANA on behalf of the IEP. Since unauthorized use or transfer of the data or any information received by the IEP from IANA will diminish substantially the value to IANA of the proprietary interests, the IEP shall take all necessary and reasonable steps to keep the information under adequate security to ensure that no unauthorized access, consolidation, copy or use is made thereof, beyond the purposes of compliance with 49 CFR, Part 396 issued under Docket No. FMCSA-2005-23315, and to protect the confidentiality of the information. IEP acknowledges that any material breach of this agreement will result in irreparable injury to IANA for purposes of requests for injunctive relief.

For all activities conducted by IANA under this agreement, IEP forever holds IANA harmless with regard to the accuracy of the data provided to the IEP and for any delays in data transmissions, except where the error in accuracy or the delay in transmission is due to IANA's negligence. IEP acknowledges that IANA has made no representation or warranty as to the accuracy or completeness of any data furnished to the IANA UIIA, IDD or GIER databases by IEPs, motor carriers or drivers.

Termination of DVIR Processing Services

IEP may terminate this agreement at any time by providing a thirty (30) day written notice to IANA. Likewise, IANA may terminate IEP's access to the DVIR Processing services for failure to follow the established terms and conditions, by providing a ten (10) day written notice to the IEP. The IEP will have ten (10) days from the date of notification by IANA to cure the breach. Should the condition causing the termination notice not be corrected within this time, termination will be effective on the eleventh day following notification.

DVIR Contact Information

In order to facilitate the receipt of DVIRs from IANA, IEP has designated the following contact and communication method:

IEP DVIR Contact:

Name _____

Email _____

Telephone _____

IEP DVIR Receipt Method:

_____ Email (Yes / No)

_____ 322 IANA Standard EDI (Yes / No)

DVIR Processing Fees

For any given calendar year, the IANA Board of Directors will determine the fee level. DVIR processing fees are based on the volume of chassis registered in the Global Intermodal Equipment Registry (GIER) and are billed quarterly in the arrears. To follow is the fee schedule for the the DVIR program:

| GIER Registrations* | IANA Member | | IANA Non-Member | |
|---------------------|----------------------|-----------------|--------------------|-----------------|
| | Quarterly DVIR Fee** | Annual DVIR Fee | Quarterly DVIR Fee | Annual DVIR Fee |
| 0-5,000 | \$ 250 | \$ 1,000 | \$ 300 | \$ 1,200 |
| 5,000 - 9,999 | \$ 1,250 | \$ 5,000 | \$ 1,500 | \$ 6,000 |
| 10,000 - 14,999 | \$ 2,500 | \$ 10,000 | \$ 3,000 | \$ 12,000 |
| 15,000 - 19,999 | \$ 3,750 | \$ 15,000 | \$ 4,500 | \$ 18,000 |
| 20,000+ | \$ 5,000 | \$ 20,000 | \$ 6,000 | \$ 24,000 |

*US Domiciled Chassis Only

**Minimum \$250 Quarterly Fee applies to rejected facility operating processing

By signing below, IEP agrees to the terms and conditions contained in this Agreement.

Accepted:

IEP Company Name: _____

IEP Signature: _____

Printed Name: _____

Title: _____

Address: _____

Date: _____

Accepted:

Intermodal Association of North America

By: _____

Printed Name: Debbie Sasko

Title: AVP, Intermodal Information Services



Attachment A

IANA Identified Data Requirements: (revised 04/01/10)

1. Date/Time of Gate Transaction
2. Chassis ID Number
3. Motor Carrier SCAC Code
4. Driver's License Number/License State or IANA IDD Pin
5. RCD Information – two digit code assigned to each RCD 01 – 09, 00 will be utilized to designate no defects.
 - 01 – Brakes
 - 02 – Lights
 - 03 – Wheel
 - 04 – Air Line
 - 05 – Coupling
 - 06 – Frame
 - 07 – Bolster
 - 08 – Fastener
 - 09 – Slider
 - 00 – No defects
6. Location of Interchange

322 to be sent from Carrier to IANA

ST*322*0001<NL>
 Q5*GI*20090925*0112*ET<NL>
 N7*ABCZ*544037*****CC*ABCU<NL>
 R4*5*SL*218317*PITCAIRN****PA<NL>
 N1*MC*JOE'S TRUCKING COMPANY*2*JTCI<NL>
 N1*DR*RAIL ROAD INC.*2RRIN<NL>
 N1*D1*JOE TRUCKER*ZZ825612895<NL>
(Note: Carrier may leave it blank e.g. N1*D1*<NL>, if do not have information)**
 N9*5J*123456*PA<NL>
 N9*X3*02*LIGHTS<NL>
 N9*X3*03*WHEEL<NL>
 SE*10*0001<NL>

| | |
|---|---|
| ST*322*0001 | Begin 322 transaction set, control number 0001. |
| Q5*GI*20090925*0112*ET<NL> | This message reports a GATE INSPECTION (GI) that occurred on September 29, 2009 at 01:02 Eastern Time |
| N7*ABCZ*544037*****CC*ABCU<NL> | The chassis number was ABCZ 544037, the SCAC of the chassis owner is ABCU |
| R4*5*SL*218317*PITCAIRN****PA<NL> | The gate location is SPLC 218317 which is the SPLC for Pitcairn, PA |
| N1*MC*JOE'S TRUCKING COMPANY*2*JTCI<NL> | The Motor carrier name is Joe's Trucking Company, their SCAC is JTCI |
| N1*DR*RAIL ROAD INC.*2*RRIN<NL> | The DVIR reporting party name is "Rail Road Inc.", the SCAC of company is RRIN |
| N1*D1*JOE TRUCKER*ZZ*25612895<NL> | The driver name is Joe Trucker, the employee identification number (8 digit PIN for electronic signature) is 25612895 |
| N9*5J*123456*PA<NL> | The driver's license number is 123456, license state is PA |
| N9*X3*02*LIGHTS<NL> N9*X3*03*WHEEL<NL> | X3 = Defect Code Number RCD noted, 02 – Lights RCD noted, 03 - Bolster |
| SE*10*0001<NL> | End 322 transaction set, segment count is 9, control number 0001 |

322 to be returned by IANA to IEP or Carrier

ST*322*0001<NL>
 Q5*GI*20090925*0112*ET<NL>
 N7*ABCZ*544037*****CC*ABCU<NL>
 R4*5*SL*218317*PITCAIRN****PA<NL>
 N1*MC*JOE'S TRUCKING COMPANY*2*JTCI<NL>
 N1*DR*RAIL ROAD INC.*2*RRIN<NL>
 N1*D1*JOE TRUCKER*25612895<NL>
 N9*IP*555555<NL>
 N9*5J*123456*PAC<NL>
 N9*MCI*987654<NL>
 N9*A6*555555<NL>
 N9*X3*02*LIGHTS<NL>
 N9*X3*03*WHEEL<NL>
 SE*13*0001<NL>

| | |
|---|--|
| ST*322*0001 | Begin 322 transaction set, control number 0001. |
| Q5*GI*20090925*0112*ET<NL> | This message reports a GATE INSPECTION (GI) that occurred on September 29, 2009 at 01:02 Eastern Time |
| N7*ABCZ*544037*****CC*ABCU<NL> | The chassis number was ABCZ 544037, the SCAC of the chassis owner is ABCU |
| R4*5*SL*218317*PITCAIRN****PA<NL> | The gate location is SPLC 218317 which is the SPLC for Pitcairn, PA |
| N1*MC*JOE'S TRUCKING COMPANY*2*JTCI<NL> | The Motor carrier name is Joe's Trucking Company, their SCAC is JTCI |
| N1*DR*RAIL ROAD INC.*2*RRIN<NL> | The DVIR reporting party name is "Rail Road Inc.", the SCAC Code of company is RRIN |
| N1*D1*JOE TRUCKER*25612895 | The drivers name is Joe Trucker, the employee identification number (8 digit PIN for electronic signature) is 25612895 |
| N9*IP*555555<NL> | The DVIR (Driver Vehicle Inspection Report) number assigned by IANA |
| N9*5J*123456*PA<NL> | The driver's license number is 123456, license state is PA |
| N9*MCI*987654<NL> | The Motor Carrier Identification Number (U.S. DOT Number) is |
| N9*A6*555555<NL> | The Provider Identifier (IEP U.S. DOT Number) is 5555555 |
| N9*X3*02*LIGHTS<NL> N9*X3*03*WHEEL<NL> | X3 = Defect Code Number RCD noted, 02 – Lights RCD noted, 03 - Wheel |
| SE*13*0001<NL> | End 322 transaction set, segment count is 12, control number 0001 |