



A program of the Intermodal Association of North America

October 27, 2021

Transmitted Via E-mail

TO: UIIA Participants
FROM: Debbie Sasko
AVP, Information Services
RE: Proposed Modifications to UII Agreement

In accordance with Appendix I, Section V, of the UIIA, all participants are hereby noticed of proposed modifications approved by the Intermodal Interchange Executive Committee (IIEC) during its meeting held on October 13, 2021. The proposed revisions are shown on the following pages along with an explanation of why the revisions were made and will impact the below sections of the UIIA:

- **Section B. Definition of Terms, Item B.20**
- **Section G.14. Notices, Item G.14.b.**
- **Section F. Liability, Indemnity and Insurance, New Item F.6.e.**
- **Administrative Procedures, Section VI. Prerequisites for Participation, Item VI.B.**

Comments are welcome and may be submitted over the next 30 days and should be in writing, via e-mail to debbie.sasko@intermodal.org or by USPS to the address shown below. **All comment submissions on the proposed revisions must be received by Monday, November 29, 2021, in order to be considered.** The effective date of these revisions will not be before December 15, 2021

Marc Blubaugh, IANA General Counsel
c/o Debbie Sasko, AVP Information Services
11785 Beltsville Drive, Suite 1100
Calverton, MD 20705-4048

Attachment

cc: Joni Casey, IIEC Chair and President/CEO, IANA
Marc Blubaugh, IANA General Counsel

Proposed Revisions to the UIIA Approved at the October 13, 2021 IIEC Meeting

Revisions noted in “red”/deletions with strikethroughs

1. **Section B. Definition of Terms, Item B.20. Notice and Section G.14. Notices, Item G.14.b.** – Clarifies the notification of invoice availability required should the EP utilize an electronic billing system.

Section B. Definition of Terms, Item B.20 – Notice

*“A communication, including invoices **and/or notification of availability of invoices**, between Parties of this Agreement required by the terms of the Agreement.”*

Section G. Notices, Item G.14.b.

*“All Notices required under this Agreement shall be in writing and sent via e-mail properly addressed to the individual shown in the UIIA subscriber record. **Notifications distributed via an electronic billing portal shall be acceptable, provided that an e-mail notification that such invoice is available and accessible via the portal is sent to the e-mail address in the UIIA subscriber record.**”*

2. **Section F. Liability, Indemnity and Insurance, New Item F.6.e.** – Clarifies that should an insurance agent/company report incorrect or fraudulent insurance information on behalf of a Motor Carrier that the Motor Carrier remains responsible for its insurance obligations under the UIIA.

“The foregoing insurance requirements do not in any way limit the Motor Carrier’s liability under this Agreement.”

3. **Administrative Procedures, Section VI. Prerequisites for Participation, Item VI.B.** – Removes the requirement for Motor Carriers to have facsimile capabilities to be consistent with Section G.14.b. that requires all notifications under the UIIA to be sent electronically via e-mail.

“Parties to this Agreement shall maintain ~~facsimile and~~ electronic communications capabilities on a 24-hour per day 7 days a week, basis. Failure to provide such communication capabilities can result in the cancellation of this Agreement and related Addendum/Addenda.”