

Notice of proposed rulemaking 46 CFR Parts 8 and 197 [Docket No. USCG-1998-3786]

**197.220 – 197.225 Operational Duties Page 16:**

Under your proposed rule changes there are no Operational Duties, responsibilities, for the client, there should be.

**Reason:**

Current practice is:

- 1) Client, Project Manager and Commercial Diving Operator Project Manager determent the job plan. Often with no participation of dive crew or the third party client representative that will be on the job.
  
- 2) The winning bidder, is required to sign a Hold Harmless clause prior to contract being let

I currently work as a third party client representative and have been involved in commercial diving since the early 1990. The client, through their Project Manage and on the job Client Representative can and will remove any Commercial Diving Operator or employee of the Diving Operator for any cause to include refusing a dive outside the current CFR's.