

Board of Trustees of the Village of Irvington-on-Hudson, NY. Derby spent a decade in Russia, where at the forefront of democratizing that nation's markets and banking infrastructure. He participated in the founding of DialogBank in 1990, the first private Russian bank to receive an international banking license. He moved rapidly through the ranks and was named Chairman of the Board of this institution in 1997. In addition, Derby founded the first Russian investment firm, Troika Dialog. Prior to Derby's time in Russia, he was a Corporate Finance Officer at National Westminster Bank from 1985–1990 and an Auditor at Chase-Manhattan Bank.

Mr. Derby worked seamlessly with Chairman Donaldson to repair the damaged image of our Nation's corporations and financial markets. In addition to improving the overall efficiency of SEC operations, Derby oversaw the creation of the Risk Management Program to create a more proactive posture. He also produced the first-ever audited financial statements of the SEC as well as leading the development of an implementation program for aligning facilities, technology and organizational systems with the agency's strategic themes.

Mr. Speaker, I know that my colleagues will join me in giving thanks to Peter Derby for his service to our Nation in a time of challenge. It is reassuring to the United States to know that there are people who will give time from their lives to help our country.

A PROCLAMATION RECOGNIZING  
THE KENYA CANNING COMMITTEE UNDER THE DIRECTION  
OF KEITH COPE

**HON. ROBERT W. NEY**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. NEY. Mr. Speaker, whereas, Keith Cope and the congregation of Leesville Faith Community Chapel began a ministry for the 1,000 members of Pastor John Okinda's church in Migori, Kenya; and

Whereas, the Kenya Canning Committee is committed to collecting two separate shipments of 30,000 jars with the purpose of teaching the Kenyan congregation to properly store food through canning to reduce the repercussions of malnutrition and starvation; and

Whereas, the Kenya Canning Committee has also raised \$45,000 to supply the congregation with a tractor and are planning to raise funds to purchase a water tank all to aid in their quest to end starvation in Migori, Kenya; and

Whereas, previous shipments enabled Pastor Okinda's members to successfully can food for the first time in June, 2005.

Therefore, I join with the residents of the entire 18th Congressional District of Ohio in honoring and congratulating the Kenya Canning Committee under the direction of Keith Cope for their outstanding accomplishments and best wishes for all their future endeavors.

PERSONAL EXPLANATION

**HON. PATRICK J. TIBERI**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. TIBERI. Mr. Speaker, on Monday July 25, 2005, I was delayed in returning to Washington, DC from Columbus, OH due to inclement weather. As a result, I was unable to record a vote on rollcall No. 41—H.J. Res. 59, No. 418—H. Con. Res. 181, and No. 419—H. Res. 376. I support these measures and had I been present, I would have voted "yea" on rollcall Nos. 417, 418 and 419.

IN MEMORY OF SPECIALIST  
MICHAEL R. HAYES

**HON. PETE SESSIONS**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. SESSIONS. Mr. Speaker, I rise today to honor U.S. Army Specialist Michael R. Hayes, an American hero who lost his life in defense of liberty and freedom. He made the ultimate sacrifice so that others might know freedom, and I am humbled by his bravery and selflessness.

Spc. Michael Hayes was killed on June 14, 2005 when a rocket-propelled grenade hit his Humvee while he and four other Marines were providing security around a suspected explosive device near Baghdad. He was 29 years old. Spc. Hayes was assigned to the 617th Military Police Company, Kentucky Army National Guard at Richmond, KY. In addition to his family, fiancée and country, Spc. Hayes loved soccer. He founded the girls' soccer program at Butler County High School of Kentucky six years ago and was a devoted coach. He took this love from the soccer fields to the streets of Iraq where he took particular pride in seeing the children attend their newly built or refurbished schools. He wrote often of the Iraqi children and how their smiles brought him comfort. His leadership, dedication and enthusiasm will be missed.

He is survived by his mother, Barkley Hayes, fiancée, Melissa Allen, sister, Spc. Melissa Stewart, and brother, Spc. James Hayes, both of whom serve in the 617th Military Police Company.

I want to thank his family for raising such a fine man. As the father of two sons, I know their sacrifice is indescribable. Spc. Hayes leaves behind a legacy marked by courage, integrity and character. It is an honor and a privilege to represent his family in Congress. May God bless them, and may I convey to them the many thanks of a grateful Nation.

PERSONAL EXPLANATION

**HON. GINNY BROWN-WAITE**

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Ms. GINNY BROWN-WAITE of Florida. Mr. Speaker, on July 25, I was detained in Florida due to a doctor's appointment and as a result, missed the day's votes. I ask that my absence

be excused and the CONGRESSIONAL RECORD shows that had I been present: for rollcall No. 417—the motion to suspend the rules and pass H. J. Res. 59, I would have voted "yea"; for rollcall No. 418—the motion to suspend the rules and pass H. Con. Res. 181, I would have voted "yea"; and for rollcall No. 419—the motion to suspend the rules and pass H. Res. 376, I would have voted "yea."

THE STAKES IN CAFTA

**HON. JUDY BIGGERT**

OF ILLINOIS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mrs. BIGGERT. Mr. Speaker, I submit the following article for the RECORD:

[From the Washington Post, July 26, 2005]

THE STAKES IN CAFTA

The House is getting ready to vote on the Central American Free Trade Agreement (CAFTA), a deal that would bind the five nations of Central America plus the Dominican Republic to the U.S. economy. From a commercial standpoint, it's curious that most Democrats in the House resist the agreement: 80 percent of Central American exports already enter the United States without tariffs, so the main effect of the deal will be to open the region to U.S. products. But the political argument for CAFTA is at least as compelling. While the United States has been focusing on terrorism, a new challenge has been brewing in its own hemisphere. House members should consider this challenge before voting to slam the door on Central America's pro-American leaders.

For much of the post-Cold War period, U.S. anxieties in Latin America seemed to be fading. The disintegration of the Soviet Union left Cuba's Fidel Castro without subsidies, undermining his power to buy influence in the region. The peace process in Central America succeeded, ending leftist insurgencies in El Salvador and Guatemala and leading to elections in Nicaragua that removed its Marxist leadership. Democracy already had displaced often populist dictatorships across South America; in Mexico, a pro-American, pro-market presidential candidate succeeded against the long-ruling and traditionally leftist Institutional Revolutionary Party. The remaining U.S. problem in Latin America was the drug war. Although the cartels were rich and ruthless, they were not trying to rally Latin Americans behind an anti-Yanqui banner.

In the past few years, however, an attempt has been made to revive the political challenge once represented by Mr. Castro. It centers on Venezuela's Hugo Chavez, who combines Castroite rhetoric with the financial clout of Venezuelan oil. Mr. Chavez has spread his money around the region, sponsoring anti-American and anti-democratic movements and promoting alternatives to U.S. initiatives. To counter the U.S. trade agenda, for example, he has put forward a "Bolivarian Alternative." This has given critics of the United States something to advocate. El Nuevo Diario, a Nicaraguan newspaper that is critical of CAFTA, praised the Bolivarian Alternative recently, asserting that "America is for the Americans, not for the North Americans." In Costa Rica critics of CAFTA who draw inspiration from Mr. Chavez have made no secret of the fact that they oppose the deal because they oppose the United States.

Most House Democrats don't want to hear this; they claim that CAFTA is opposed by

“pro-poor” groups in the region. But this claim is troubling on two levels. First, CAFTA would actually help the poor: it would create 300,000 new jobs in shoes, textiles and apparel; it would create a new mechanism for enforcing labor rights; and a World Bank study has found that the vast majority of poor families in the region would gain from the deal. But second, the defeat of CAFTA would help not anti-poverty movements but anti-American demagogues, starting with Mr. Chavez. For them, the retreat of the United States from partnership with Central America would be a major victory.

A PROCLAMATION RECOGNIZING  
CAPITOL POLICE OFFICER KEITH  
D. ATKINS

**HON. ROBERT W. NEY**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. NEY. Mr. Speaker, whereas, Officer Keith D. Atkins is an exceptional individual worthy of merit and recognition; and

Whereas, Officer Keith D. Atkins has acted with graciousness and selflessness; and

Whereas, Officer Keith D. Atkins should be commended for his excellence, for his leadership and integrity, and for his ongoing efforts to affect other people's lives in a positive and in a changing way.

Therefore, I join with the family whose time was enhanced by Officer Keith D. Atkins' personal tour of the Capitol, which was beyond his realm of duty, and for his accommodating and courteous attitude while assisting them throughout their day at the Nation's Capitol.

15TH ANNIVERSARY OF AMERI-  
CANS WITH DISABILITIES ACT

**HON. BENJAMIN L. CARDIN**

OF MARYLAND

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. CARDIN. Mr. Speaker, today we celebrate the 15th anniversary of the signing of the American with Disabilities Act (ADA). The ADA extended landmark civil rights protections to an estimated 43 million disabled Americans, which is roughly 1 out of every 7 Americans. It established a comprehensive prohibition of discrimination on the basis of disability in the areas of employment, public services, transportation, and telecommunications.

The ADA seeks to guarantee that every American should have the right to live independently and fully participate in all aspects of our society. The ADA has had its greatest successes in improving physical accessibility, transportation and communications. The ADA has also begun to change society's attitudes toward people with disabilities.

Despite this impressive progress, the promise of the ADA unfortunately remains unfilled for too many disabled Americans. In the area of employment, for example, today only 35 percent of people of working age who have a disability are employed, compared to 78 percent of people without disabilities. Federal courts have also issued rulings interpreting the ADA whereby individuals may be considered too disabled by an employer to get a job, but not disabled enough by the courts to be pro-

ted by the ADA. This violates the spirit and intent of the ADA, which was designed to protect employees from discrimination based on real or perceived impairment. Congress should take action to correct these court decisions and strengthen the ADA.

As a member of the House Ways and Means Committee, I was pleased that in 1999 Congress enacted the Ticket to Work Act, which provides Americans receiving disability benefits with greater access to vocational rehabilitation services. This initiative provides tickets to recipients of both Social Security Disability Insurance (SSDI) and Supplemental Security Income (SSI) that can be used to purchase rehabilitation, employment and other supportive services designed to help them secure and maintain a job. Payments to providers of these services are based on the success individuals using the tickets have in overcoming barriers and ultimately in becoming employed.

The Ticket to Work Act also created state options to eliminate the dilemma faced by many individuals receiving disability benefits—choosing between work and health insurance coverage. The Ticket to Work Act allows States to adopt a Medicaid “buy-in” program to permit individuals to maintain Medicaid coverage while still working. Finally, the measure extended Medicare Part A coverage to working SSDI beneficiaries for a total of 8½ years—4 years beyond the coverage previously provided by Medicare.

As our Nation celebrates the 15th anniversary of the ADA, let us rededicate ourselves to carry out the commitment of that historic legislation.

PERSONAL EXPLANATION

**HON. SOLOMON P. ORTIZ**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. ORTIZ. Mr. Speaker, due to important congressional business, I was unable to vote during the following rollcall votes. Had I been present, I would have voted as indicated below: rollcall No. 417: yes; rollcall No. 418: yes; and rollcall No. 419: yes.

CONGRATULATIONS TO TOM  
CLEVELAND

**HON. MICHAEL C. BURGESS**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. BURGESS. Mr. Speaker, I rise today to congratulate the outstanding performance of Officer Tom Cleveland at the World Police and Fire Games in Quebec City, Canada.

The World Police and Fire Games, the second largest international sporting event, has been a longstanding tradition for Law Enforcement Officers and Firefighters in several countries throughout the world. This international event takes place every other year as a chance for them to showcase their athletic abilities.

This year, Tom's determination and drive led him to be one of the best among the 10,000 competitors from 51 countries world-

wide. He finished 3rd in the 400 Int. Hurdles, 5th in the 110 High Hurdles and 12th in the Toughest Competitor Alive competition.

I am proud to recognize Officer Tom Cleveland a fine citizen and athlete. We are proud of his accomplishments and to have him represent and serve the North Richland Hills Community, the 26th District of Texas, and our great Nation.

A PROCLAMATION HONORING JIM  
CARNES ON THE OCCASION OF  
HIS RETIREMENT FROM THE  
OHIO DEPARTMENT OF NATURAL  
RESOURCES

**HON. ROBERT W. NEY**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. NEY. Mr. Speaker, whereas, Jim Carnes is retiring from the Ohio Department of Natural Resources after years of exemplary service; and

Whereas, Jim Carnes served the people of the State of Ohio as a State Senator from 1995 until 2004 representing the former twentieth Senate district, having over forty pieces of legislation passed into law during his terms in office; and

Whereas, Jim Carnes has been among the most well-liked and well-respected men, noted for his energetic spirit and dedication to his job; and

Whereas, Jim Carnes will be deeply missed by all who have had the privilege to work with him.

Therefore, I join with his fellow colleagues, family, and friends in thanking Jim Carnes for his service to the State of Ohio and wish him the very best on the occasion of his retirement.

PERSONAL EXPLANATION

**HON. CHRISTOPHER SHAYS**

OF CONNECTICUT

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mr. SHAYS. Mr. Speaker, on July 25, I was returning to Washington from an oversight trip in Iraq and, therefore, missed three recorded votes.

I take my voting responsibility very seriously and would like the CONGRESSIONAL RECORD to reflect that, had I been present, I would have voted yes on recorded vote No. 417, yes on recorded vote No. 418, and yes on recorded vote No. 419.

TRIBUTE TO MAXINE FREEMYER—  
THE PERFECT OLDER AMERICAN

**HON. MARILYN N. MUSGRAVE**

OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 26, 2005*

Mrs. MUSGRAVE. Mr. Speaker, I rise today to honor Maxine Freemyer. Maxine Freemyer is the perfect example of a successful older American. At 93 years young, she refuses to allow her advancing age, failing eyesight or