

your country, to come to the aid of the Iranian youth who are suffering from the most extreme pressures.

The Iranian people are determined to bring democracy and peace to their homeland. Doubtless, a democratic Iran is indispensable to the return of tranquility and lasting peace to the entire Middle East region and the uprooting of terrorism throughout the globe.

I again thank our dear friends, particularly the members of the Committee in Defense of Human Rights in Iran. I hope to soon be your host in the democratic Iran of tomorrow.

THE FBI DUE PROCESS IMPROVEMENT ACT

HON. FRANK R. WOLF

OF VIRGINIA

IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 28, 1995

Mr. WOLF. Mr. Speaker, I have learned some Federal Bureau of Investigation [FBI] special agents are accorded Merit System Protection Board [MSPB] appeal rights and others are not. This discriminatory policy offends traditional notions of fairness and should change. It is not fair that some agents receive MSPB appeal rights while others do not.

Because of my concern about this policy, today I will introduce legislation, the FBI Due Process Improvement Act, a copy of which appears at the end of my statement. This simple legislation would amend 5 U.S.C. §7511(b)(8) by striking "the Federal Bureau of Investigation," thereby extending certain procedural and appeal rights with respect to certain adverse personnel actions to all employees of the FBI. This legislation corrects the current disparate treatment of nonveteran special agents regarding their ability to appeal adverse personnel actions and ensures the due process rights of all employees of the FBI.

Special agents of the FBI are loyal civil servants dedicated to protecting Americans from the worst kinds of crime. Their jobs are difficult, demanding, and sometimes dangerous. They are often transferred to posts far from home which demands considerable sacrifice by FBI families. FBI agents are on the front line of the fight against crime. They endeavor to reunite mothers and fathers with their kidnapped children; they work to maintain the high integrity of the American political system by investigating public corruption; they protect all Americans from foreign and domestic terrorism; they risk life and limb infiltrating and thwarting the scourge of organized crime; they help keep drugs out of the hands of America's most vulnerable citizens; they investigate white collar crime, pornography, and a host of countless other Federal criminal offenses. In short, FBI agents are the often unseen but indispensable protectors of tranquility and freedom within the United States. The FBI motto—fidelity, bravery, and integrity—accurately characterizes the manner in which agents approach their important work.

These duties are performed by all agents, veteran and nonveteran alike. However, these two categories of agents receive disparate treatment when charged with misconduct. Military veterans are permitted full due process rights including the ability to appeal adverse personnel actions to the MSPB. In other words, veteran agents, who are in the excepted service, receive the same due process

rights that employees in the competitive service receive. Nonveteran agents, also members of the excepted service, do not. This means that a veteran agent will receive an outside, independent, objective review of his/her case while a nonveteran agent will not. Is this fair? I maintain that it is not. Furthermore, female special agents are particularly hit hard by this policy because few have served in the military; thus they are not eligible to receive the MSPB appeal rights that veteran agents, who are predominantly men, do. Also, FBI agents should have the same MSPB appeal rights as Federal law enforcement agents who work for the Bureau of Alcohol, Tobacco and Firearms, Drug Enforcement Administration, Customs Service, and Border Patrol.

The Congress should eliminate this discriminatory policy because it serves no rational or useful purpose. The Congress should have rectified this disparity in 1990 when it enacted legislation (P.L. 101-376) which granted appeal rights to members of the excepted service affected by adverse personnel actions. The Committee on Post Office and Civil Service, in its report on the bill (H. Rept. 101-328), preserved the disparate treatment between preference eligible veteran agents and other agents because of the FBI's "sensitive mission." However, this conclusion was not supported by any concrete examples about how MSPB appeal rights would adversely affect the FBI's sensitive mission. In fact, if the denial of MSPB appeal rights is so vital to the sensitive mission of the FBI, the prudent course would have been to deny those rights to all agents, including preference eligible agents. Obviously, the grant of MSPB rights to all agents would not adversely impact the FBI's mission. The Bureau has long experience with the MSPB process used by its preference eligible agents, and there have been no reports of abuse of the system. Furthermore, there is no evidence that it has compromised the FBI's sensitive mission.

Mr. Speaker, there is no reason to maintain the distinction between preference eligible veteran and nonveteran agents. All agents, whether veterans or not, should be treated in a fair and equitable manner. As I have already stated, the FBI has considerable experience with the MSPB process available to veteran agents. I am not aware that there has been any particular abuse of the MSPB process by preference eligible agents. Likewise, I do not anticipate that expansion of MSPB rights to all agents would be burdensome on the FBI. There is no room in the modern FBI for discriminatory personnel policies; therefore, nonveteran agents should receive all the rights and enjoy all the privileges accorded to their preference eligible veteran counterparts.

Mr. Speaker, I urge our colleagues to co-sponsor this important legislation. I also urge Congressman MICA, chairman of the House Civil Service Subcommittee, to move this legislation as expeditiously as possible. Finally, I ask unanimous consent to include a copy of this bill and a letter from the FBI Agents' Association in support of this legislation in the record immediately following my statement.

H.R. —

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Due Process for FBI Agents Act".

SEC. 2. EXTENSION OF RIGHTS.

Section 7511(b)(8) of title 5, United States Code, is amended by striking "the Federal Bureau of Investigation,".

SEC. 3. EFFECTIVE DATE.

The amendment made by this Act shall apply with respect to any personnel action taking effect after the end of the 45-day period beginning on the date of the enactment of this Act.

FEDERAL BUREAU OF INVESTIGATION
AGENTS ASSOCIATION,

New Rochelle, NY, November 28, 1995.

Hon. Frank R. Wolf,

House of Representatives, 241 Cannon House
Office Building, Washington, DC.

Re Due Process For FBI Agents Act.

DEAR CONGRESSMAN WOLF: This letter is to inform you that I have reviewed and the FBI Agents Association fully and enthusiastically supports your bill, the "Due Process For FBI Agents Act."

It is time to end all vestiges of disparate treatment by extending MSPB rights to all FBI agents.

Thank you for your willingness to take the lead on this most important matter.

Very truly yours,

ED BETHUNE,
General Counsel.

TRIBUTE TO BARBARA KERCHEVAL

HON. CARRIE P. MEEK

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 28, 1995

Mrs. MEEK of Florida. Mr. Speaker, I take this privilege of paying homage to a distinguished colleague of mine, Barbara Kercheval, who came to make a name for herself at Miami-Dade Community College, north campus, some 32 years ago. A very articulate go-getter, Ms. Kercheval came to the college, armed with an array of excellent academic background and heady recommendations from the University of West Virginia. Barbara's father, the well-known Dr. Kercheval, was a mainstay of the West Virginia football team for many long years.

Serving first as a departmental advisor, she came to be known on campus as the caring counselor who made it her duty and obligation to ensure that students were given the best advice possible in juggling their academic schedules to achieve timely excellent grades in the midst of their work outside the campus. For this effort she has been recognized by many professional organizations, which saw to it that Barbara's crucial and excellent contributions to the academic achievement of the students under her tutelage did not go unnoticed.

She also served as faculty advisor to the Alpha Chapter of Sigma Delta, taking her student-athletes to compete in various intercollegiate athletic events. She is known primarily as a first aid course consultant extraordinaire for many years, setting high standards for students training in cardiopulmonary resuscitation techniques. She later became the supervisor for the Campus' CPR teacher training program and developed the recertification procedure for all personnel in the division.

For over 20 years Barbara represented her department as faculty senator, serving as a

member of the executive committee in the college faculty senate. Her committee work indicated collegewide student activities as a campus representative.

Needless to say, Barbara's greatest contribution to her field has been a positive influence on countless students at Miami-Dade Community College who remember her no-nonsense advocacy on behalf of both their academic achievement and athletic development. Her standards of commitment and service have now become legendary. Indeed, Barbara has genuinely represented the dignity and nobility of public service to the hundreds of students she mentored and who are now our Nation's productive and responsible citizens in their respective fields of endeavor.

THE 10TH ANNIVERSARY OF
AREAWIDE SERVICES LIMITED

HON. ALBERT RUSSELL WYNN

OF MARYLAND

IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 28, 1995

Mr. WYNN. Mr. Speaker, I rise today to pay tribute to Areawide Services Limited and its founder, Mr. Weldon "Mac" Howard.

Areawide Services is located in Camp Springs, Maryland, which is in my 4th Congressional District, and it is one of the true small business success stories in the country. Founded in 1985 with just 3 employees, many dreams and lots of bills, Areawide has grown into a company of nearly 700 employees with dreams fulfilled and a \$11 million dollar enterprise. According to Mr. Howard or "Mac" as I and many of his friends call him, Areawide's success is attributed to their strategic market analysis, planning, and their continued vision to provide quality business. These are fine attributes for a small business person to describe itself. I know, however, that Mac and his employees are just simply dedicated to this company and have out hustled their competition. This is what it takes to survive as a small minority business person and Mac has done just that.

Since its inception, Mac has served as the company's president and Chief Executive Officer. Over the past ten years they have provided outstanding uniformed protection services to federal, state and private sector commercial facilities throughout the Washington Metropolitan area and Baltimore. Not surprisingly, during their ten year growth Mac has watched over the day to day operations of the company serving not only as the boss, but also as an instructor at the company's training school. This is the sign of an individual that does not just stand on the sidelines, but one that puts on the helmet and gets involved in the game.

If you look at the distinguished resume of this Lancaster County, Virginia native, you know that anything less than perfection is second best. Mac is a respected veteran of the Vietnam War and has received an Associates degree in Police Science from Northern Virginia Community College in Virginia and a Bachelors of Science Degree in Administration of Justice from American University in Washington, DC. Having educated himself overseas and in the States, this proud man went on to serve his government in another capacity. As a 15 year civil servant, Mac served in a num-

ber of capacities with the General Services Administration as a Federal Police Officer, Security Specialist, Chief of Field Operations, Chief Inspector, Chief of Contracts Guards Section and as a Contracting Officer. He also served with the U.S. Information Agency as a Limited Foreign Service Officer and as a Chief of Domestic Security. He culminated his distinguished career as Director of Security at the Federal Energy Regulatory Commission. I guess there was no surprise when he made the decision to open a security business.

I know Mac best from his service to the community, particularly the small business community. As the former president and current member of the Board of Directors for the National Business League of Southern Maryland, he has worked with many minority entrepreneurs to bring small business into Prince George's County. In addition to his work with NBL, Mac sits on the Prince George's County Maryland Private Industry Council's Board of Directors. In his continuing effort to serve the community, Mac began a scholarship program in his home county of Lancaster. This program awards a \$1,000 scholarship to a high school senior.

It is clear to see that Mr. Howard's vision for excellence is demonstrated by his past service to his country and his service in the federal government as a civil servant. His vision continues to grow today through his excellent leadership in operating Areawide Services and his commitment to minority small business in Prince George's County.

On behalf of myself and all members of the U.S. House of Representatives I wish to congratulate Mac, his wife Rita and daughter Kathy on ten wonderful years of service.

RETIREMENT TRIBUTE TO
LEVANDER LILLY

HON. EDOLPHUS TOWNS

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 28, 1995

Mr. TOWNS. Mr. Speaker, I am immensely pleased to acknowledge the retirement of Levander Lilly and to introduce him to my House colleagues. Like me, Levander is a native North Carolinian. He was raised in Albermarle and Badin, NC. Levander graduated from West Badin High School and received his undergraduate degree from Livingstone College, and his M.S. in social work from Adelphi University.

Mr. Lilly's career was a reflection of his commitment to his community and to providing assistance to those who needed it most. His first job was with the New York City Youth Bureau as a social worker for inner city youth. He maintained those duties for some 13 years, subsequently being named borough administrator for Brooklyn. After resigning from the bureau, he was appointed as the director of alcohol and drug prevention in School District 19. Four years later, the City chancellor of education appointed Levander to serve as the city-wide coordinator for drug and alcohol prevention programs; a program which serves over one million students and their families.

Building upon his career successes, Levander was appointed by the school chancellor to be his special assistant. However, always yearning for self-improvement, Mr. Lilly

pursued an advanced degree in school administration from Fordham University. In 1987 he was appointed as school superintendent of School District 19 in the East New York section of Brooklyn. Levander retired from that post on August 22, 1995. I am honored to recognize his numerous and noteworthy achievements.

RECOGNIZING MARY LOU OLIVER

HON. BILL BAKER

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 28, 1995

Mr. BAKER of California. Mr. Speaker, public service is the hub of good government. Working for the common good, listening to all sides, exercising sound judgment: these are the principles by which a free republic functions.

These are also the principles by which Mary Lou Oliver has brought to her 12 years on the San Ramon City Council. As a three-time mayor and long-term member of the city council, Mary Lou has demonstrated the kind of selfless public service the people of the East Bay of San Francisco and our country at large demand and deserve from their leaders.

Mary Lou's leadership has led to funding for the San Ramon Community Center, the San Ramon Senior Center Park and Gardens, and the San Ramon Library. Her efforts in negotiating business development throughout the San Ramon area has yielded much fruit for the people in my district. From her work with the San Ramon Chamber of Commerce, the Dougherty Regional Fire Authority Board, and the Contra Costa General Plan Congress, to her love of the out of doors as shown in her commitment to the preservation of open space and trails for horses, Mary Lou has been one of the pioneers of effective, life-enhancing development in my home region.

Mary Lou Oliver merits the thanks of all who understand that no community can thrive without dedicated leadership. Mary Lou has provided that leadership, and has my best wishes as she moves into what Harry Truman called the highest calling any American can have—that of private citizen.

CONGRATULATIONS TO SATURN

HON. ED BRYANT

OF TENNESSEE

IN THE HOUSE OF REPRESENTATIVES

Tuesday, November 28, 1995

Mr. BRYANT of Tennessee. Mr. Speaker, 10 years ago, General Motors decided that the American automobile industry needed something new, something innovative, something which would sell more American cars in the marketplace. That something new was what is now known as the Saturn Corp., and it has forever changed the American auto industry for the better.

Dubbing itself as "A different kind of company," the Saturn Corp. has set the standard for customer service and satisfaction. Their television commercials tell their successful tale. How many other car companies can boast that over 10,000 of their customers converge on a small, rural community to eat bar-