economy, a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or state, local, or tribal governments or communities;

(2) Create a serious inconsistency or otherwise interfere with an action taken or planned by another agency;

(3) Materially alter the budgetary impact of entitlements, grants, user fees, or loan programs or the rights and obligations of recipients thereof; or

(4) Raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in this Executive order.

This amendment to the interim final rule is necessary to initiate the program so as to benefit as many personnel as may otherwise be eligible. This program is time-sensitive and is authorized upon publication in the **Federal Register** until October 1, 1999. Comments will be considered in determining whether to amend this amendment to the interim final rule.

Public Law 96-354, "Regulatory Flexibility Act" This amendment to the interim rule is not subject to the Regulatory Flexibility Act (5 U.S.C. 601) and does not have a significant impact on a substantial number of small businesses. The primary target for this program will be local educational agencies that are entitled to Chapter 1 funds pursuant to Title I, Elementary and Secondary Education Act of 1965 (20 U.S.C. 2701 et seq.). The program also will provide those contract employees whose DoD contract has been terminated as a result of completion or termination of a defense contract or program in defense spending.

Public Law 96–511, "Paperwork Reduction Act" This amendment to the interim rule does not impose any reporting or record keeping requirements under the Paperwork Reduction Act of 1980 (44 U.S.C. 3501– 3520).

## List of Subjects in 32 CFR Part 254

Elementary and secondary education, Military personnel.

Accordingly, 32 CFR part 254 is amended to read as follows:

#### PART 254—TEACHER AND TEACHER'S AIDE PLACEMENT ASSISTANCE PROGRAM

1. The authority citation for part 254 is revised to read as follows:

Authority: 10 U.S.C. 1151, 1598, 2410C. 2. In § 254.2, paragraphs (d) introductory text, (d)(1) and (d)(2) are revised to read as follows.

# § 254.2 Definition.

\* \* \* \* \*

(d) Eligible personnel. Service members, civilian employees of the Department of Defense and the Department of Energy, and defense contractor employees who meet the specific requirements identified in paragraphs (d) (1) through (3) of this section. All persons selected shall have a baccalaureate or advanced degree (associate degree or higher for teacher's aide applicants) from an accredited institution of higher learning and, if selected, shall be willing to agree to obtain certification or licensure as an elementary or secondary school teacher or teacher's aide and to accept an offer of full-time employment as an elementary or secondary school teacher or teacher's aid for not fewer than 5 school years in a school that serves a concentration of children from lowincome families.

(1) Eligible service members. Members of the Armed Forces who during the 9year period beginning on October 1, 1990 are discharged or released from active duty after 6 or more years of continuous active duty immediately before discharge or release, and are not discharged or released from service under other than honorable conditions. Application must be made within 1 year after discharge or release, except that Service members whose date of discharge or release is on or after October 1, 1990, but before January 19, 1994, shall apply by October 5, 1995. Service members who do not meet the degree requirements at the time of discharge shall be considered to be eligible upon satisfying degree requirements with 5 years after discharge from active duty. In such case, former Service members must make application within 1 year after earning the applicable degree.

(2) Eligible Nonmilitary Government Employees. Full time civilian employees of the Department of Defense or the Department of Energy who have served at least 5 years in a civil service position and are terminated from Government employment as a result of reductions in defense spending or the closure of realignment of a military installation as determined by the Secretary of Defense or the Secretary of Energy. Application must be made after receipt of a notice of termination but not later than 1 year following termination.

3. In § 254.4, paragraphs (6) and (c) are revised to read as follows.

# § 254.4 Procedures.

\* \* \* \* \*

\* \*

(b) Eligible Service members shall apply for participation in the program not later than 1 year after the date of

discharge or release, except that eligible Service members whose date of discharge or release is on or after October 1, 1990 but before January 19, 1994, shall apply by October 5, 1995. Service members who are not eligible on their date of separation because they do not meet the degree requirements required to participate in the program, but who earn an applicable degree within 5 years after separation, shall apply not later than 1 year after earning such a degree. Service members are also encouraged to register in the Public Community Service Registry their interest in pursuing employment as an elementary or secondary school teacher or teacher's aide. Information about the Registry is provided during preseparation counseling as part of the transition assistance program.

(c) Eligible Department of Defense or Department of Energy civilian employees shall apply after they have received written notice of termination of employment but not later than 1 year following the date of such termination. DANTES shall provide program information to civilian personnel offices that will allow civilian personnel offices to make an initial determination of eligibility and refer interested employees to installation education centers for program information and to DANTES for selection purposes.

\* \* \* Dated: May 31, 1995.

#### L.M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense. [FR Doc. 95–13956 Filed 6–7–95; 8:45 am] BILLING CODE 5000–04–M

# ENVIRONMENTAL PROTECTION AGENCY

## 40 CFR Part 52

[UT24-1-7036a; FRL-5218-6]

Determination of Attainment of Ozone Standard for Salt Lake and Davis Counties, Utah, and Determination Regarding Applicability of Certain Reasonable Further Progress and Attainment Demonstration Requirements

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Direct final rule.

SUMMARY: The EPA is determining, through direct final procedure, that the Salt Lake and Davis Counties ozone nonattainment area has attained the National Ambient Air Quality Standard (NAAQS) for ozone. This determination