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[FR Doc. 95-14012 Filed 6-7-95; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF STATE

Bureau of Consular Affairs

22 CFR Part 41

[Public Notice 2220]

Visas: Documentation of Nonimmigrants Under the Immigration and Nationality Act, as Amended; Waiver of Passport and Visa Requirements

AGENCY: Bureau of Consular Affairs, State.

ACTION: Final rule.

SUMMARY: This rule amends Department of State regulations to authorize a waiver of the passport and visa requirements of INA 212(a)(7)(B)(i) for members of the armed forces of certain additional foreign countries. Such a waiver would be granted under INA 212(d)(4) by the Attorney General and the Secretary of State acting jointly. This rule amends the regulations by removing Albania, Bulgaria, Czechoslovakia, Estonia, German Democratic Republic, Hungary, Latvia, Lithuania, Poland, Romania, and the Union of Soviet Socialist Republics from the list of countries to whom the waiver cannot apply.

DATES: Effective June 8, 1995.

FOR FURTHER INFORMATION CONTACT: Stephen K. Fischel, Chief, Legislation and Regulations Division, Visa Office, (202) 663-1204.

SUPPLEMENTARY INFORMATION: The Department of State, after consultation with the Immigration and Naturalization Service and the Department of Defense, has determined that it is no longer in the national interest to prohibit aliens on active duty in the armed forces of Albania, Armenia, Azerbaijan, Belarus, Bulgaria, the Czech Republic, Estonia, Georgia, Hungary, Kazakhstan, Kyrgyzstan, Latvia, Lithuania, Moldova, Poland, Romania, Russia, the Slovak Republic, Tajikistan, Turkmenistan, Ukraine, and Uzbekistan from benefiting from a waiver of the passport and visa requirement of INA 212(a)(7)(b)(i) in specific circumstances. In fact, the Department of Defense has been working with certain non-NATO nations to enter into bilateral, Status of Forces

agreements similar to those in effect with NATO nations. The Department of State is, therefore, publishing amendments to the regulations at 22 CFR 41.3.

The implementation of this rule as a final rule is based upon the "good cause" exceptions established by 5 U.S.C. 553(b)(B) and 553(d)(3). This rule grants or recognizes an exemption or relieves a restriction under 5 U.S.C. 553(d)(1) and is considered beneficial to the United States Government.

This rule is not expected to have a significant impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. This rule imposes no reporting or recordkeeping action from the public requiring the approval of the Office of Management and Budget under the Paperwork Reduction Act requirements. This rule has been reviewed as required by E.O. 12778 and certified to be in compliance therewith. This rule is exempted from E.O. 12866 but has been reviewed to ensure consistency therewith.

List of Subjects in 22 CFR Part 41

Aliens, Armed Forces, Nonimmigrants, Visas, Passports, Waivers.

In view of the foregoing 22 CFR part 41 is amended as follows:

PART 41—[AMENDED]

1. The authority citation for Part 41 continues to read:

Authority: 8 U.S.C. 1104, 1182.

2. Section 41.3 is amended by revising paragraph (e) to read as follows:

§ 41.3 Waiver by joint action of consular and immigration officers of passport and/or visa requirements.

* * * * *

(e) Members of armed forces of foreign countries; visa and passport waiver. An alien on active duty in the armed forces of a foreign country and a member of a group of such armed forces traveling to the United States, on behalf of the alien's government or the United Nations, under advance arrangements made with the appropriate military authorities of the United States. The waiver does not apply to a citizen or resident of Cuba, Mongolian People's Republic, North Korea (Democratic People's Republic of Korea), Vietnam (Socialist Republic of Vietnam), or the People's Republic of China.

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Dated: June 2, 1995.

Mary A. Ryan,

Assistant Secretary for Consular Affairs.

[FR Doc. 95-14077 Filed 6-7-95; 8:45 am]

BILLING CODE 4710-06-P

DEPARTMENT OF DEFENSE

Office of the Secretary

32 CFR Part 254

Teacher and Teacher's Aide Placement Assistance Program (Troops to Teachers)

AGENCY: Office of the Secretary of Defense, DoD.

ACTION: Interim final rule; amendment.

SUMMARY: This interim rule amendment implements "National Defense Authorization Act for Fiscal Year 1995," by extending eligibility in the Department of Defense Teacher and Teacher's Aide Placement Assistance program to Service members that were separated or released from active duty during the 9 year period beginning October 1, 1990. Service members that were separated or released before the Department of Defense established the program on January 19, 1994, but on or after October 1, 1990, have until October 5, 1995, to apply. The effect of this change is to give Service members until October 5, 1995, to apply for the program if their date of discharge or release from active duty falls on or after October 1, 1990, but before January 19, 1994.

This interim rule amendment also provides that civilian employees of the Department of Defense and Department of Energy must apply within 1 year following termination of their employment.

DATES: This document is effective November 25, 1994. Forward comments no later than August 7, 1995.

ADDRESSES: Forward comments to Department of Defense, Office of the Assistant Secretary of Defense (Force Management Policy) (PSF&E) (DoDEA), The Pentagon, room 3E784, Washington, DC 20301-4000.

FOR FURTHER INFORMATION CONTACT: Mr. Otto Thomas (703) 696-4384.

SUPPLEMENTARY INFORMATION: Executive Order 12866, "Regulatory Planning and Review" It has been certified that this amendment to the interim final rule, in conformance with Executive Order 12866, does not:

(1) Have an annual effect on the economy of \$100 million or more or adversely affect in a material way the

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 low-income families.

(1) *Eligible service members.* Members of the Armed Forces who during the 9-year 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 pre-separation 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.

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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