The Middle Class Tax Relief and Job Creation Act of 2012 (Pub. L. No. 112-96) allows a State the option to conduct its own deployment of a Radio Access Network (RAN), rather than accepting FirstNet’s State Plan, provided that the State successfully demonstrates to NTIA that it has:

(I) the technical capabilities to operate and the funding to support, the State radio access network (RAN);

(II) has the ability to maintain ongoing interoperability with the nationwide public safety broadband network (NPSBN);

(III) the ability to complete the project within specified comparable timelines specific to the State;

(IV) the cost-effectiveness of the State plan submitted [to the FCC]; and

(V) comparable security, coverage, and quality of service to that of the NPSBN.


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