

**National Telecommunications and Information Administration (NTIA)
Office of Public Safety Communications (OPSC)
SAPP Opt-Out Process Presentation Script**

INTRODUCTION

The National Telecommunications and Information Administration (NTIA) presents this brief overview of the state opt-out process.

| Image | Description |
|--------------------|---|
| NTIA Logo | None |
| Presentation Title | Handwritten “Overview of the State Opt-Out Process” |

The Middle Class Tax Relief and Job Creation Act of 2012 directed NTIA to establish a program to review applications for spectrum leasing rights and Radio Access Network construction funds for any state seeking to “opt-out” of FirstNet’s plan for deployment of the Nationwide Public Safety Broadband Network within its boundaries.

| Image | Description |
|-----------------------------|---|
| Book Icon 1 | Titled “Middle Class Tax Relief and Job Creation Act of 2012” |
| NTIA Logo | None |
| Paper Icon 1 | Titled “Spectrum Leasing Rights” |
| Paper Icon 2 | Titled “RAN Construction Funds” |
| State Capital Building Icon | Titled “State” |
| Opt-In / Opt-Out Sign Icon | Two arrow-shaped signs pointing in different directions, one labeled “opt-in” and the other labeled “opt-out” |

NTIA’s grant program is called the State Alternative Plan Program, or SAPP. By opting-out, a state is seeking permission to deploy its own RAN, which must connect to and interoperate with the nationwide network. This presentation describes the multi-step process for opting out of FirstNet’s deployment plan.

| Image | Description |
|--------------------------|--|
| SAPP Logo | None |
| Map of the United States | Labeled “FirstNet” |
| Blue Pin | Pinned in the center of the United States map, representing the State’s RAN |
| 12 Red Pins | Pinned in various locations on the United States map, representing the FirstNet RAN |
| SAPP Process Checklist | Checklist with the following steps listed: <input checked="" type="checkbox"/> FirstNet State Plans Grant Guidance Delivered to States <input checked="" type="checkbox"/> Governor opt-in/opt-out decision <input checked="" type="checkbox"/> State Alternative State Plan delivered to FCC <input checked="" type="checkbox"/> FCC Decision <input checked="" type="checkbox"/> State Grant Application to NTIA <input checked="" type="checkbox"/> NTIA Decision |

| Image | Description |
|--------------|--|
| | <input checked="" type="checkbox"/> SCLA Execution with FirstNet <input checked="" type="checkbox"/> Construction |

Step One: DAY ONE

The state decision-making clock starts when FirstNet provides its State Plans to the Governors of each state or territory. In support of state decision-making for opt-in/opt-out, NTIA will also release grant guidance.

| Image | Description |
|-----------------------------|-----------------------------------|
| Section Title | Handwritten “Step 1: Day One” |
| Book Icon 2 | Titled “FirstNet State Plan” |
| State Capital Building Icon | Titled “State” |
| Book Icon 3 | Titled “NTIA SAPP Grant Guidance” |

Step 2: DAY 90

The Governor has 90 days to make an opt-in/opt-out decision using the information provided by FirstNet, NTIA, and the state’s own consultation process.

| Image | Description |
|------------------------------|--|
| Section Title | Handwritten “Step 2: Day 90” |
| State’s Consultation Process | Laptop computer, spiral notebook, police car, flame, ambulance |

If the state opts-in it is electing to have FirstNet construct and operate the state RAN according to its Plan.

| Image | Description |
|-----------------------|---|
| Section Title | Handwritten “Opt-In FirstNet Begins Construction” |
| Map with radio towers | Blinking transmitting radio signals |

Step 3: DAY 270

If a state opts-out, however, the state will have 180 days to complete a Request for Proposal. Further, the state must submit an alternative plan for deployment and operation of its RAN to the FCC. The FCC will approve this plan if it determines: that the plan complies with technical interoperability requirements under the FCC’s Interoperability Board; and that the state RAN can interoperate with the nationwide network.

| Image | Description |
|---------------|---|
| Section Title | Handwritten “Step 3: 180 days (Day 270)” |
| Paper Icon 3 | Titled “Request for Proposals” and surrounded by falling papers |
| Book Icon 4 | Titled “Alternative State Plan” |

Step 4: FCC REVIEW

Upon completion of its interoperability review, the FCC will approve or disapprove the state's alternative RAN plan. If the FCC does not approve that plan, the Act directs that the deployment of the state's RAN will revert to the plan proposed by FirstNet.

| Image | Description |
|-------------------|--|
| Section Title | Handwritten "Step 4: FCC Review" |
| FCC Logo | None |
| Handwritten Words | Handwritten "Technical interoperability requirements" |
| Handwritten Words | Handwritten "State RAN interoperates with the nationwide network" |
| Red Stoplight | Stoplight with the red light illuminated, labeled "Disapproval: Revert to plan proposed by FirstNet" |
| Radio towers | Blinking transmitting radio signals |

Step 5: +90 DAYS

If the FCC approves a state's alternative RAN plan, that state must apply within 90 days to NTIA for the right to enter into a spectrum lease with FirstNet and for optional RAN Construction Funds.

| Image | Description |
|-----------------|--|
| Section Title | Handwritten "Step 5: +90 Days (Post FCC Approval)" |
| Green Stoplight | Stoplight with the green light illuminated, labeled "FCC Approves" |
| NTIA logo | None |
| Paper Icon 1 | Titled "Spectrum Lease" |
| Paper Icon 2 | Titled "RAN Construction Funds" |

Step 6: NTIA REVIEW

NTIA will review applications to assess whether a state has met the demonstration criteria set out by the Act. NTIA's review evaluates: the technical capability of the state and the sufficiency of its funding to support the network, its ability to maintain ongoing interoperability with the nationwide network; its ability to construct its RAN within timelines comparable to FirstNet's proposed plan; the cost effectiveness of the state's alternative RAN plan; and whether its plan provides security, coverage, and quality of service comparable to that in FirstNet's proposed plan.

If the state is also applying for RAN construction funds, NTIA will conduct additional reviews related to project scope and project budget.

If NTIA disapproves the state's application, the state will need to enter into discussions with FirstNet regarding how and when the RAN will be built in that state, since the Act does not specify that FirstNet must build that state's RAN as initially proposed.

| Image | Description |
|------------------------|---|
| Section Title | Handwritten "Step 6: NTIA Review" |
| Demonstration Criteria | Handwritten "Demonstration Criteria" "Technical Capability" "Funding to |

| | |
|-------------------------|--|
| | Support” “Ongoing Interoperability” “Comparable Timeline” “Cost Effectiveness” and “Comparable Security, Coverage, and Quality of Service” |
| Paper Icon 4 | Titled “Construction Fund Project Description” |
| Paper Icon 5 | Titled “Construction Fund Budget” |
| Paper Icon 6 | Titled “Construction Fund Milestones” |
| Red Stoplight | Stoplight with the red light illuminated, labeled “NTIA Disapproval” |
| Figures in Conversation | Two figures in conversation representing the State and FirstNet |

Step 7: SPECTRUM LEASE EXECUTION

Once a state has received NTIA approval, the state and FirstNet must execute a spectrum lease, which will allow the state to operate its RAN using FirstNet’s Band 14 spectrum before the state receives any approved RAN construction funds.

| Image | Description |
|-----------------------|--|
| Section Title | Handwritten “Step 7: Spectrum Lease Execution” |
| Paper Icon 7 | Titled “Spectrum Lease” |
| Map with radio towers | Blinking transmitting radio signals |

Step 8: STATE BEGINS RAN CONSTRUCTION

Successful completion of all steps will allow the state to build, operate, maintain, and improve their own RAN as part of the nationwide network, in accordance with FirstNet detailed network policies and its spectrum lease.

| Image | Description |
|-----------------------|--|
| Section Title | Handwritten “Step 8: Opt-Out Process Complete” |
| Trucks | With moving wheels |
| Map with radio towers | Blinking transmitting radio signals |

For additional information related to the program please visit our website at www.ntia.doc.gov/sapp.

| Image | Description |
|--------------|--------------------|
| SAPP Logo | None |