

SEC. 6302 (g), pg. 67 of the Middle Class Tax Relief and Job Creation Act of 2012 (the “FirstNet Act”) clearly states —

“

*(1) IN GENERAL.—A State that chooses to build its own radio access network shall not provide commercial service to consumers or offer wholesale leasing capacity of the network within the State except directly through public-private partnerships for construction, maintenance, operation, and improvement of the network within the State.*

*(2) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to prohibit the State and a secondary user from entering into a covered leasing agreement. Any revenue gained by the State from such a leasing agreement shall be used only for constructing, maintaining, operating, or improving the radio access network of the State.*

”

If anyone tells you that network revenue from opt-out states must go back to FirstNet, ask them—have they read the Act?

Judge for yourself.

**STATES HAVE OPTIONS**  
AND CAN KEEP THE REVENUE



RIVADA