

TITLE 4: ECONOMIC RESOURCES
DIVISION 5: BUSINESS REGULATION

§ 5184. Prohibited Conduct.

(a) No person subject to this Article shall charge fees directly or indirectly for referring an individual to an attorney or for any immigration or residency matter not authorized by this Article, provided that a person may charge a fee for notarizing documents as permitted by the Public Law 14-52, the Notaries Public Act [codified at 4 CMC §§ 3311-3326].

(b) No person engaged in providing immigration or residency services shall do any of the following:

(1) Make any statement that the person can or will obtain special favors from or has special influence with the United States Immigration and Naturalization Service or any other federal or Commonwealth government agency or department;

(2) Retain any compensation for service not performed;

(3) Refuse to return documents supplied by, prepared on behalf of, or paid for by the customer upon the request of the customer. These documents must be returned upon request even if there is a fee dispute between the immigration or residency assistant and the customer;

(4) Represent or advertise, in connection with the provision assistance in immigration or residency matters, other titles of credentials, including but not limited to “notary public” or “immigration consultant,” that could cause a customer to believe that the person possesses special professional skills or is authorized to provide advice on an immigration or residency matter; provided that a notary public appointed and commissioned by the Attorney General pursuant to the Notaries Public Act may use the term “notary public” if the use is accompanied by the statement that the person is not an attorney;

(5) Give any legal advice concerning an immigration or residency matter;

(6) Make any misrepresentation of false statement, directly or indirectly, to influence, persuade, or induce patronage.

Source: PL 15-17, § 4 (5173); modified.

Commission Comment: The Commission inserted the bracketed text in subsection (a) above.