

TITLE 6: CRIMES AND CRIMINAL PROCEDURE
DIVISION 2: CONTRABAND OFFENSES

§ 2253. License Required.

(a) The Department of Public Safety shall be the licensing authority with respect to shooting galleries and shooting ranges.

(b) No persons, corporation, business or entity may operate or engage in the business of a shooting gallery or shooting range, or both unless it has received a shooting gallery license or a shooting ranges license from the Department of Public Safety and a general business license from the Department of Finance. A separate shooting gallery license or shooting range license shall be required for every location on which a shooting gallery or a shooting range is operated. For purpose of this subsection, "Location" means the actual description of the lot or adjoin lots comprising the physical location of the shooting gallery or shooting range. An applicant for a shooting gallery or a shooting range may apply for more than one license on a single application, provided that all application requirements for each license are met, including the payment of fees. The Department of Public Safety shall prescribe by regulation the application form, procedures, and information reasonably necessary consistent with this Act for the Department of Public Safety to determine whether the applicant is in compliance with all licensure requirements.

(c) No Initial license or renewal license shall be issued:

(1) To an otherwise qualified applicant who is convicted felon or a corporation in which a convicted felon is serving on the board of directors or is an executive officer. The Department of Public Safety may require by regulation any information or conduct any investigation on the applicant to ensure compliance with this subsection.

(2) To an otherwise qualified applicant who is a foreign corporation, unless the foreign corporation is duly registered to transact business in the Commonwealth and provides as part of its application for a license a certificate of good standing written in English from the jurisdiction where it was incorporated or has its main headquarters.

(3) Unless the applicant demonstrates by verifiable evidence that it has the required minimum capital investment required in liquid assets for the license(s) sought; or if the application is for license renewal, the licensee must demonstrate its progress in meeting the minimum investment requirement. A licensee shall have (5) years from the date of issuance of the initial license to expend not less than the amount of the minimum investment required. Unjustified or inadequate justification to be determined by the respective senatorial legislative delegation for failure of the licensee to meet the minimum investment required shall be grounds for revocation or non-renewal of the licensee after noticed and hearing pursuant to 1 CMC § 9101 *et seq.*

(4) Unless, in the case of an application for an initial license, all other government permits for the construction of the shooting gallery or shooting ranges

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have been obtained or, in the case of an application for license renewal, certification from such permitting agencies that the applicant is in compliance with laws and regulations pertaining to such permit.

(5) Or a license may be suspended if, after an administrative hearing, the applicant or licensee is found to have violated any of the provisions of this article or regulations hereunder, to which 6 CMC § 2258 applies or is found by permitting agency to have violated any environmental, building, safety or other permit required by law, or applicable federal statute or regulation.

Source: PL 8-5, § 3; repealed and reenacted by PL 18-26 § 4 (Oct. 18, 2013), modified.

Commission Comment: With respect to the references to the “Department of Public Safety,” see Executive Order 94-3 (effective August 23, 1994), reorganizing the executive branch, changing agency names and official titles, and effecting other changes, set forth in the Commission comment to 1 CMC § 2001. In subsection (b), “form” was changed to “from” pursuant to 1 CMC § 3806(g). The Commission corrected the phrase “ranges license form” in subsection (b) to “ranges license from” pursuant to 1 CMC § 3806(g). The Commission corrected the capitalization of the word “directors” in subsection (c)(1) pursuant to 1 CMC § 3806(f).