

CHAPTER 458.

AN ACT to repeal section forty-nine of article thirty of the Code of Public General Laws of the State of Maryland, entitled "Crimes and Punishments," and re-enact the same so as to read as follows :

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That section forty-nine of article thirty of the Code of Public General Laws of the State of Maryland, entitled "Crimes and Punishments," be and the same is hereby repealed and re-enacted so as to read as follows :

Repealed and re-enacted.

SEC. 49. If any cashier, servant, agent or clerk, or any person employed for the purpose or in the capacity of cashier, servant, agent or clerk to any person or to any body corporate, shall, by virtue of such employment, receive or take into his possession any money, goods, bill, note, bond, check, evidence of debt, or other valuable security or effects, for and in the name or on account of his employer, and shall fraudulently embezzle, secrete or make way with the same, or any part thereof, he shall be deemed guilty of having feloniously stolen the same from his employer, for whose use or in whose name, or on whose account the same was or were delivered to or taken into the possession of such cashier, servant, clerk or other person employed, although such money, goods, bill, bond, note, check, evidence of debt or other valuable security or effects, was, or were not otherwise received into the possession of such employer than by the actual possession of his cashier, servant or clerk, or other person so employed; and every such offender, his adviser, aider, producer or abettor, shall, on conviction thereof, be sentenced to the penitentiary for not less than five nor more than fifteen years. In every indictment for a violation of this section, when the offence shall relate to coin or notes circulating as money, it shall be sufficient to allege the embezzlement to be of money, without specifying any particular coin or notes cir-

When deemed guilty.

Not to specify coin.