

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 2 YEARS AND NOT EXCEEDING 10 YEARS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 562.

In the introductory language of subsection (a) of this section, the reference to extorting property "from another" is added for clarity.

Also in the introductory language of subsection (a) of this section, the reference to an "intent" to extort is substituted for the former reference to a "view" to extort for clarity and consistency with the language used in §§ 3-704(a) and 3-706(b) of this subtitle.

Also in the introductory language of subsection (a) of this section, the reference to extorting "money, property, or anything of value" is substituted for the former reference to extorting "money, goods or chattels or any other valuable thing" for brevity.

In subsection (a)(1) of this section, the reference to a crime "that may be charged by indictment" is substituted for the former archaic reference to a crime "of an indictable nature" for clarity.

In subsection (b) of this section, the reference to a person "who violates this section" is added for consistency with other penalty provisions in this subtitle and throughout this article.

Also in subsection (b) of this section, the former reference to imprisonment "in the penitentiary" is deleted for consistency within this article. Currently, inmates are sentenced to the custody of a unit such as the Division of Correction and then are placed in a particular facility.

The Criminal Law Article Review Committee notes, for the consideration of the General Assembly, that in subsection (a)(2) of this section, it is unclear whether threats to do "mental" or "economic" injury are included. The General Assembly may wish to explore the types of threatened injury that should be covered by this section.

Defined term: "Person" § 1-101

3-706. EXTORTION BY WRITTEN THREAT.

(A) SCOPE OF SECTION.

(1) THIS SECTION APPLIES TO ANY WRITING, WHETHER OR NOT THE WRITING IS SIGNED, OR IF THE WRITING IS SIGNED, WHETHER OR NOT IT IS SIGNED WITH A FICTITIOUS NAME OR ANY OTHER MARK OR DESIGNATION.