

bribery and attempted bribery, *see* Md. Constitution, Art. I, § 6 and Art. III, § 50.

Defined terms: "County" § 1-101

"Person" § 1-101

9-202. BRIBERY OF JUROR; ACCEPTANCE OF BRIBE BY JUROR.

(A) PROHIBITED — BRIBING JUROR.

A PERSON MAY NOT BRIBE OR ATTEMPT TO BRIBE A JUROR FOR RENDERING A VERDICT.

(B) SAME — JUROR ACCEPTING BRIBE.

A JUROR MAY NOT ACCEPT A BRIBE FOR RENDERING A VERDICT.

(C) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION:

(1) IS SUBJECT TO IMPRISONMENT FOR NOT LESS THAN 18 MONTHS AND NOT EXCEEDING 6 YEARS; AND

(2) MAY NOT SERVE ON A JURY IN THE FUTURE.

(D) STATUTE OF LIMITATIONS AND IN BANC REVIEW.

A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO § 5-106(B) OF THE COURTS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 25.

In subsection (a) of this section, the reference to a "person" is substituted for the former obsolete reference to an "embracer" for clarity.

Also in subsection (a) of this section, the reference to "brib[ing] or attempt[ing] to bribe a juror" is substituted for the former reference to "procur[ing] any juror to take gain or profit" for clarity.

In subsection (b) of this section, the reference to "accept[ing] a bribe" is substituted for the former reference to "taking gain or profit" for clarity.

Subsection (c) of this section is revised to clarify that all prescribed penalties are applicable to all persons convicted under this section.

In subsection (c) of this section, the reference to a person being "guilty of a misdemeanor" is added to state expressly that which only was implied by the former reference to being "convicted". In this State, any crime that was not a felony at common law and has not been declared a felony by statute is considered a misdemeanor. *See State v. Canova*, 278 Md. 483, 490 (1976); *Bowser v. State*, 136 Md. 342, 345 (1920); *Dutton v. State*, 123 Md. 373, 378 (1914); and *Williams v. State*, 4 Md. App. 342, 347 (1968).