

Mr. KORNEGAY. The reason I ask that, in my own State of North Carolina, I am not familiar with what the legislature has done in the last 7 or 8 years, but up until 1960 they had a statute that made it a misdemeanor for a male person to call a female person and use obscene and abusive language, but a male person could call another male person and say anything he wanted to on the telephone.

I think those laws have been updated.

I think it would be of interest to the subcommittee if, without a great deal of difficulty, we could get information as to the laws in the several States.

Mr. KERTZ (A.T. & T.). We will provide that for you, Mr. Chairman.

Mr. KORNEGAY. We know every State has a law, but we don't know how much of that law in a particular State would be covered with the same provisions or similar provisions to the Model or Uniform Act, which is the same act that we have considered here.

Mr. KERTZ. I understand. We will provide the information.

(For the information requested, see pp. 26-49.)

Mr. KORNEGAY. Thank you, sir.

Thank you very much, Mr. Rodgers. We appreciate your support in this matter, and we appreciate your coming to testify.

Mr. RODGERS. Thank you.

(The Model Act referred to by Mr. Rodgers follows:)

Model State Harassing Telephone Call Act

An Act to provide criminal penalties with respect to obscene or harassing telephone calls, and for other purposes.

Be it enacted by the legislature of this state:

SECTION 1. Whoever by means of telephone communication in this State—

(a) makes any comment, request, suggestion, or proposal which is obscene, lewd, lascivious, filthy, or indecent; or

(b) makes a telephone call, whether or not conversation ensues, without disclosing his identity and with intent to annoy, abuse, threaten, or harass any person at the called number; or

(c) makes or causes the telephone of another repeatedly or continuously to ring, with intent to harass any person at the called number; or

(d) makes repeated telephone calls, during which conversation ensues, solely to harass any person at the called number; or

Whoever knowingly permits any telephone under his control to be used for any purpose prohibited by this section shall be fined not more than \$500 or imprisoned not more than six months, or both.

SEC. 2. All laws and parts of laws in conflict with this Act are hereby repealed.