year, or both. If the defendant has previously been convicted of a violation of this section or of an offense under the laws of another state or of the United States which would have been an offense under this section if committed in this state, he shall be punished by a fine of not more than one thousand dollars or by imprisonment in the state prison for not to exceed two years, or both.

Approved, March 29, 1966.

ARKANSAS

ARKANSAS STATUTES 1947, ANNOTATED, CRIMINAL OFFENSES, DISORDERLY CONDUCT

§ 41–1437. ABUSIVE OR OBSCENE TELEPHONE CALLS.—It shall be unlawful for any person to make use of telephone facilities or equipment (1) for an anonymous call or calls if in a manner reasonably to be expected to annoy, abuse, torment, harass or embarrass one or more persons, or (2) for repeated calls, if such calls are not for a lawful business purpose but are made with intent to abuse, torment, harass or embarrass one or more persons, or (3) for any comment, request, suggestion or proposal which is obscene, lewd, lascivious, filthy or indecent. (Acts 1963, No. 107, § 1, p. 305)

§ 41–1438. PENALTY.—Any person violating any of the provisions of Section 1 (41–1437) of this Act shall be guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine of not more than one thousand dollars ($1,000.00), or to imprisonment for not more than one year, or both. (Acts 163, No. 107, § 2, p. 305)

CALIFORNIA

WEST'S ANNOTATED CALIFORNIA CODES, TITLE 15, PENAL CODE, CHAPTER 2 OF OTHER AND MISCELLANEOUS OFFENSES

653 m. TELEPHONE CALLS WITH INTENT TO ANNOY.—(a) Every person who with intent to annoy telephones another and addresses to or about such other person any obscene language or adresses to such other person any threat to inflict injury to the person or property of the person addressed or any member of his family, is guilty of a misdemeanor.

(b) Every person who makes a telephone call with intent to annoy another and without disclosing his true identity to the person answering the telephone is, whether or not conversation ensues from making the telephone call, guilty of a misdemeanor.

(c) Any offense committed by use of a telephone as herein set out may be deemed to have been committed at either the place at which the telephone call or calls were made or at the place where the telephone call or calls were received. (added 1963, c. 801, p. 1832, § 1)

COLORADO

COLORADO REVISED STATUTES 1963, CHAPTER 40, CRIMES AND PUNISHMENTS, ARTICLE 4, OFFENSES AGAINST UTILITIES

40–4–23. DISTURBANCE OF PEACE BY TELEPHONE.—It shall be unlawful for any reason for any person by means or use of the telephone to disturb, or tend to disturb the peace, quiet, or right of privacy of any person or family by repeated and continued anonymous or identified telephone messages intended to harass or disturb the person or family to whom the call is directed; or by a single call or repeated calls to use obscene, profane, indecent, or offensive language or to suggest any lewd or lascivious act over or through a telephone; or to attempt to exort money or other thing of value from any person or family by means or use of the telephone; or to threaten any physical violence or harm to any person or family; or to repeatedly or continuously cause the telephone of any person or family to ring with intent to disturb or harass such person or family; provided, that the normal use of the telephone for the purpose of requesting payment of debts or obligations or for legitimate business purposes shall not constitute a violation hereof. Any violation of this section shall be a misdemeanor and punishable upon conviction by a fine of not more than three hundred dollars or by