

lascivious or indecent; (ii) threatens to inflict injury or physical harm to the person or property of any person; (iii) disturbs, or attempts to disturb, by repeated anonymous telephone calls, whether or not conversation ensues, the peace, quiet or right of privacy of any person at the place where the telephone call or calls are received shall be fined not more than \$250.00 or be imprisoned not more than three months or both. If the defendant has previously been convicted of a violation of this act or of an offense under the laws of another state or of the United States which would have been an offense under this act if committed in this state, he shall be fined not more than \$500.00 or imprisoned for not more than six months, or both.

(b) An intent to terrify, threaten, harass or annoy may be inferred by the trier of fact from the use of obscene, lewd, lascivious or indecent language or the making of a threat or statement or repeated anonymous telephone calls as set forth in this act and any trial court may in its discretion include a statement to this effect in its jury charge.

(c) An offense committed by use of a telephone as set forth in this act shall be considered to have been committed at either the place where the telephone call or calls originated or at the place where the telephone call or calls were received.

SECTION 2. SEVERABILITY.—The provisions of this act are hereby declared to be severable. If any of its sections, provisions, sentences, clauses, phrases or parts are adjudged by a court of competent jurisdiction to be unconstitutional or void, the remainder of this act shall continue in full force and effect, it being the legislative intent that this act would have been adopted even if the unconstitutional or void matter had not been included therein.

VIRGINIA

CODE OF VIRGINIA, 1950, TITLE 18. CRIMES AND OFFENSES GENERALLY, ARTICLE 4.
MISCELLANEOUS OFFENSES

§ 18.1-238. USE OF PROFANE, THREATENING OR INDECENT LANGUAGE OVER TELEPHONE; DUTY OF TELEPHONE COMPANIES.—If any person shall curse or abuse anyone, or use vulgar, profane, threatening or indecent language over any telephone in this State, he shall be guilty of a misdemeanor and may be prosecuted either in the county or city from which he called or in the county or city in which the call is received. It shall be the duty of each telephone company in this State to furnish immediately in response to a subpoena issued by a court of record such information as it, its officers and employees, may possess which, in the opinion of the court, may aid in the apprehension of persons suspected of violating the provisions of this section. Any telephone company or any officer or employee thereof who shall fail to refuse to furnish such information when so requested, may be fined not more than one hundred dollars. (Code 1950, § 18-115; 1960, c. 358; 1964, c. 577.)

§ 18.1-238.1. GIVING CERTAIN FALSE INFORMATION TO ANOTHER BY TELEPHONE.—If any person maliciously advised or informs another over any telephone in this State of the death of, accident to, injury to, illness of, or disappearance of some third party, knowing the same to be false, he shall be guilty of a misdemeanor. (1962, c. 225.)

§ 18.1-238.2 CAUSING TELEPHONE TO RING WITH INTENT TO ANNOY; PUBLICATION OF SECTION IN TELEPHONE DIRECTORIES REQUIRED.—Any person who, without intent to converse but with intent to annoy any other person, causes any telephone not of his own to ring shall be guilty of a misdemeanor. Any person who permits or condones the use of any telephone under his control for such purpose also shall be guilty of a misdemeanor. Every such company shall print this section in its telephone directories hereafter issued. (1962, c. 495.)

STATE OF WASHINGTON

[1967 NEW LAWS, REGULAR SESSION, P. 23] (CHAPTER 16, LAWS 1967)
(SENATE BILL NO. 77) APPROVED MARCH 7, 1967

An act relating to telephone calls; and prescribing a penalty for making calls of an obscene, threatening or harassing nature.