

ENROLLED HOUSE
BILL NO. 1371

By: Rhoads (Karroll) and
Phillips of the House

and

Wilkerson and Herbert of
the Senate

An Act relating to crimes and punishments; amending
21 O.S. 1991, Section 1172, which relates to
threatening phone calls; modifying circumstances
that would constitute a threatening phone call; and
providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1172, is
amended to read as follows:

Section 1172. A. It shall be unlawful for a person who, by
means of a telephone, willfully either:

1. Makes any comment, request, suggestion, or proposal which is
obscene, lewd, lascivious, filthy, or indecent;

2. Makes a telephone call, whether or not conversation ensues,
with intent to put the party called in fear of physical harm or
death;

3. 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;

~~3.~~ 4. Knowingly permits any telephone under his control to be
used for any purpose prohibited by this section; and

~~4.~~ 5. In conspiracy or concerted action with other persons,
makes repeated calls or simultaneous calls solely to harass any
person at the called number(s).

B. Use of a telephone facility under this section shall include
all use made of such a facility between the points of origin and
reception. Any offense under this act is a continuing offense and
shall be deemed to have been committed at either the place of origin
or the place of reception.

C. Any person who is convicted of the provisions of subsection
A of this section, shall be guilty of a misdemeanor as defined in
this title.

D. Any person who is convicted of a second offense under this
section shall be guilty of a felony as defined in this title.

SECTION 2. This act shall become effective September 1, 1993.

Passed the House of Representatives the 18th day of May, 1993.

Speaker of the House of
Representatives

Passed the Senate the 24th day of May, 1993.

President of the Senate