

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 956
Second Edition Engrossed 4/26/99

Short Title: Threats Against Minor Children.

(Public)

Sponsors: Senator Dalton.

Referred to: Judiciary II.

April 15, 1999

A BILL TO BE ENTITLED

1 AN ACT TO MAKE IT A CLASS 2 MISDEMEANOR TO USE IN TELEPHONIC
2 COMMUNICATIONS WITH ANOTHER PERSON ANY WORDS OR
3 LANGUAGE THREATENING THAT PERSON'S MINOR CHILD, AND TO
4 MAKE IT A CLASS 1 MISDEMEANOR TO WILLFULLY THREATEN
5 PHYSICAL INJURY TO THE MINOR CHILD OF ANOTHER.
6

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 14-196(a) reads as rewritten:

9 "(a) It shall be unlawful for any person:

10 (1) To use in telephonic communications any words or language of a
11 profane, vulgar, lewd, lascivious or indecent character, nature or
12 connotation;

13 (2) To use in telephonic communications any words or language threatening
14 to inflict bodily harm to any person or to that person's child or spouse or
15 dependent or physical injury to the property of any person, or for the
16 purpose of extorting money or other things of value from any person;

17 (3) To telephone another repeatedly, whether or not conversation ensues,
18 for the purpose of abusing, annoying, threatening, terrifying, harassing
19 or embarrassing any person at the called number;

- 1 (4) To make a telephone call and fail to hang up or disengage the
2 connection with the intent to disrupt the service of another;
3 (5) To telephone another and to knowingly make any false statement
4 concerning death, injury, illness, disfigurement, indecent conduct or
5 criminal conduct of the person telephoned or of any member of his
6 family or household with the intent to abuse, annoy, threaten, terrify,
7 harass, or embarrass;
8 (6) To knowingly permit any telephone under his control to be used for any
9 purpose prohibited by this section."

10 Section 2. G.S. 14-277.1(a) reads as rewritten:

11 "(a) A person is guilty of a Class 1 misdemeanor if without lawful authority:

- 12 (1) He willfully threatens to physically injure the person or that person's
13 child or spouse or dependent or willfully threatens to damage the
14 property of another;
15 (2) The threat is communicated to the other person, orally, in writing, or by
16 any other means;
17 (3) The threat is made in a manner and under circumstances which would
18 cause a reasonable person to believe that the threat is likely to be carried
19 out; and
20 (4) The person threatened believes that the threat will be carried out."

21 Section 3. This act becomes effective December 1, 1999.