

(2) AFTER RECEIVING A REASONABLE WARNING OR REQUEST TO STOP BY OR ON BEHALF OF THE OTHER; AND

(3) WITHOUT A LEGAL PURPOSE.

(B) EXCEPTION.

THIS SECTION DOES NOT APPLY TO A PEACEABLE ACTIVITY INTENDED TO EXPRESS A POLITICAL VIEW OR PROVIDE INFORMATION TO OTHERS.

(C) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 90 DAYS OR A FINE NOT EXCEEDING \$500 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 123(b), (c), and (d).

In subsection (a)(2) of this section, the reference to "receiving a" warning or request is added to state expressly that which only was implied in the former law, *i.e.*, the reasonable warning or request to stop must be received by the offender.

Defined terms: "Course of conduct" § 3-801  
"Person" § 1-101

### 3-804. MISUSE OF TELEPHONE FACILITIES AND EQUIPMENT.

(A) PROHIBITED.

A PERSON MAY NOT USE TELEPHONE FACILITIES OR EQUIPMENT TO MAKE:

(1) AN ANONYMOUS CALL THAT IS REASONABLY EXPECTED TO ANNOY, ABUSE, TORMENT, HARASS, OR EMBARRASS ANOTHER;

(2) REPEATED CALLS WITH THE INTENT TO ANNOY, ABUSE, TORMENT, HARASS, OR EMBARRASS ANOTHER; OR

(3) A COMMENT, REQUEST, SUGGESTION, OR PROPOSAL THAT IS OBSCENE, LEWD, LASCIVIOUS, FILTHY, OR INDECENT.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 YEARS OR A FINE NOT EXCEEDING \$500 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 555A.

In the introductory language of subsection (a) of this section, the reference to "mak[ing]" calls is added to state expressly that which only was implied in the former law.