

**N.M. Stat. Ann. § 30-45-2**

Current through all chaptered acts of the 2024 Regular Session.

*Michie's™ Annotated Statutes of New Mexico > Chapter 30 Criminal Offenses (Arts. 1 — 53) > Article 45 Computer Crimes (§§ 30-45-1 — 30-45-7)*

**30-45-2. Definitions.**

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As used in the Computer Crimes Act [30-45-1 NMSA 1978]:

- A.** “access” means to program, execute programs on, intercept, instruct, communicate with, store data in, retrieve data from or otherwise make use of any computer resources, including data or programs of a computer, computer system, computer network or database;
- B.** “computer” includes an electronic, magnetic, optical or other high-speed data processing device or system performing logical, arithmetic or storage functions and includes any property, data storage facility or communications facility directly related to or operating in conjunction with such device or system. The term does not include an automated typewriter or typesetter or a single display machine in and of itself, designed and used solely within itself for word processing, or a portable hand-held calculator, or any other device which might contain components similar to those in computers but in which the components have the sole function of controlling the device for the single purpose for which the device is intended;
- C.** “computer network” means the interconnection of communication lines and circuits with a computer or a complex consisting of two or more interconnected computers;
- D.** “computer program” means a series of instructions or statements, in a form acceptable to a computer, which permits the functioning of a computer system in a manner designed to provide appropriate products from a computer system;
- E.** “computer property” includes a financial instrument, data, databases, computer software, computer programs, documents associated with computer systems and computer programs, or copies, whether tangible or intangible, and data while in transit;
- F.** “computer service” includes computer time, the use of the computer system, computer network, computer programs or data prepared for computer use, data contained within a computer network and data processing and other functions performed, in whole or in part, by the use of computers, computer systems, computer networks or computer software;
- G.** “computer software” means a set of computer programs, procedures and associated documentation concerned with the operation and function of a computer system;
- H.** “computer system” means a set of related or interconnected computer equipment, devices and software;

**I.** “data” means a representation of information, knowledge, facts, concepts or instructions which are prepared and are intended for use in a computer, computer system or computer network;

**J.** “database” means any data or other information classified, processed, transmitted, received, retrieved, originated, switched, stored, manifested, measured, detected, recorded, reproduced, handled or utilized by a computer, computer system, computer network or computer software; and

**K.** “financial instrument” includes any check, draft, warrant, money order, note, certificate of deposit, letter of credit, bill of exchange, credit or debit card, transaction, authorization mechanism, marketable security or any other computerized representation thereof.

## History

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Laws 1989, ch. 215, § 2.

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