# **Utah Code Ann. § 63D-3-102**

Current through May 1, 2024 of the 2024 General Session.

***Utah Code Annotated* > *Title 63D Information Technology Act (Chs. 1 — 3)* > *Chapter 3 Unauthorized Access to Information Technology (Pt. 1)* > *Part 1 Computer Abuse and Data Recovery Act (§§ 63D-3-101 — 63D-3-106)***

**63D-3-102. Definitions.**

As used in this part, the term:

**(1)** “Authorized user” means, for a protected computer:

**(a)** the protected computer’s owner; or

**(b)** an individual who has permission to access the protected computer under Section 63D-3-103.

**(2)**

**(a)** “Computer” means an electronic, magnetic, optical, electrochemical, or other high-speed data processing device that performs logical, arithmetic, or storage functions.

**(b)** “Computer” includes any data storage device, data storage facility, or communications facility that is directly related to or that operates in conjunction with the device described in Subsection (2)(a).

**(3)**

**(a)** “Damage” means, for a protected computer’s owner, the cost associated with an individual’s unauthorized access to information stored on a protected computer.

**(b)** “Damage” includes:

**(i)** the cost of repairing or restoring a protected computer;

**(ii)** economic damages;

**(iii)** consequential damages, including interruption of service; and

**(iv)** profit by the individual from the unauthorized access to the protected computer.

**(4)** “Harm” means any impairment to the integrity, access, or availability of:

**(a)** data;

**(b)** a program;

**(c)** a system; or

**(d)** information.

**(5)** “Owner” means a person who:

**(a)** owns or leases a protected computer; or

**(b)** owns the information stored in a protected computer.

**(6)**

**(a)** “Protected computer” means a computer that:

**(i)** is used in connection with the operation of a business, state government entity, or political subdivision; and

**(ii)** requires a technological access barrier for an individual to access the computer.

**(b)** “Protected computer” does not include a computer that an individual can access using a technological access barrier that does not, to a reasonable degree of security, effectively control access to the information stored in the computer.

**(7)** “Technological access barrier” means a password, security code, token, key fob, access device, or other digital security measure.

**(8)** “Traffic” means to sell, purchase, or deliver.

**(9)** “Unauthorized user” means an individual who, for a protected computer:

**(a)** is not an authorized user of the protected computer; and

**(b)** accesses the protected computer by:

**(i)** obtaining, without an authorized user’s permission, the authorized user’s technological access barrier; or

**(ii)** circumventing, without the permission of the protected computer’s owner, a technological access barrier on the protected computer.

**History**

2016 ch. 209, § 2, effective May 10, 2016.

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