

LFC Requester:	
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AGENCY BILL ANALYSIS - 2026 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO
[AgencyAnalysis.nmlegis.gov](https://www.nmlegis.gov) and email to billanalysis@dfa.nm.gov
(Analysis must be uploaded as a PDF)

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Date Prepared: 1-20-26

Check all that apply:

Bill Number: HB-46

Original ☒ Correction ☐

Amendment ☐ Substitute ☐

Sponsor: Cates/Block

Agency Name

and Code

AODA 264

Number:

Short

Person Writing

Dustin O'Brien

Title: Digital Sabotage of a Business

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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY26	FY27	FY28		

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY26	FY27	FY28	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:

Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: House Bill 46 expands the Computer Crimes Act to by adding definitions for “digital resource” and “domain name system” enacts a new criminal offense titled “Digital Sabotage of a Business.” The bill criminalizes unauthorized use or modification of a business’s digital resources for the purpose of redirecting customers, damaging digital operations, or harming the business’s reputation. The bill takes effect July 1, 2026.

FISCAL IMPLICATIONS

HB 46 does not contain an appropriation. It is unlikely that there would be significant fiscal impact to justice partners. Though it is unknown if there would be an increase in prosecutions under the Computer Crimes Act, historically prosecutions under the Act are limited.

SIGNIFICANT ISSUES

The bill uses a tiered penalty system to determine the severity of punishment. It may be difficult to quantify the amount of damage with respect to damage to reputation or loss or misdirection of business.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

The investigation, prosecution and defense of the crimes may require additional training and physical resources to overcome evidentiary issues that arise.

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS