
Alaska

Help America Vote Act (HAVA) Complaint Process Guide

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State Guide to HAVA & Election Complaint Process

This is a guide to your state's laws relating to the Help America Vote Act (HAVA) and other election related complaints.

The statutes/codes cited in this guide may not be the most recent version. States may have more current or accurate information. We make no warranties or guarantees about the accuracy, completeness, or adequacy of the information contained in the individual state guides or the information linked to on the state site.

This guide was last updated on 03/01/2024.

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What is the Help America Vote Act (HAVA)?

[Link to HAVA Statute](#)

[Link to Election Assistance Commission](#)

According to the EAC.gov website:

The Help America Vote Act (HAVA) of 2002 was passed by the United States Congress to make sweeping reforms to the nation's voting process. HAVA addresses improvements to voting systems and voter access that were identified following the 2000 election. HAVA mandates that EAC test and certify voting equipment, maintain the National Voter Registration form and administer a national clearinghouse on elections that includes shared practices, information for voters and other resources to improve elections.

HAVA creates new mandatory minimum standards for states to follow in several key areas of election administration. The law provides funding to help states meet these new standards, replace voting systems and improve election administration. HAVA also established the Election Assistance Commission (EAC) to assist the states regarding HAVA compliance and to distribute HAVA funds to the states. EAC is also charged with creating voting system guidelines and operating the federal government's first voting system certification program. EAC is also responsible for maintaining the National Voter Registration form, conducting research, and administering a national clearinghouse on elections that includes shared practices, information for voters and other resources to improve elections. HAVA requires that the states implement the following new programs and procedures:

- Provisional Voting
- Voting Information
- Updated and Upgraded Voting Equipment
- Statewide Voter Registration Databases
- Voter Identification Procedures
- Administrative Complaint Procedures

How do I file a HAVA complaint?

[Link to Process](#)
[Link to Form](#)

Any person who believes that there is a violation of any provision of Title III of the Help America Vote Act of 2002, 42 U.S.C. §§ 15481-15485, including a violation that has occurred, is occurring, or is about to occur, may file a complaint.

HOW TO FILE A COMPLAINT

A complaint must be in writing. An Alaska Division of Elections Administrative Complaint form is available online at <http://www.elections.alaska.gov>. Persons may also contact any of our Regional Offices to get a form, or call our statewide toll-free administrative complaint line: 1-888-465-5857.

The complaint must be:

a) signed by the complainant

b) notarized and sworn under oath by the complainant

c) and contain the following:

(1) full name of the complainant;

(2) mailing address of the complainant;

(3) each provision of 42 U.S.C. 15481 - 15485 for which a violation is claimed;

(4) and a description of the facts constituting the claimed violation.

The complaint must set out a clear and concise description of the claimed violation that is sufficiently detailed to apprise both the respondent (an election official whose actions are asserted), in a complaint under 6 AAC 25.400 - 6 AAC 25.490, to be in violation of 42 U.S.C. 15481 – 15485) and the director of the claimed violation.

How do I file a non-HAVA election complaint?

[Link to Statutes](#)

Concerns about the election process may be directed to the [Director of Elections or your regional elections office.](#)

If you believe an election crime has been committed, please file a report with law enforcement.

Who can I contact regarding an election related complaint?

| Division of Elections Director's Office | |
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| Physical Address: | Division of Elections Court Plaza Building 240 Main Street, 4th Floor Juneau, AK 99801 |
| Mailing Address: | Division of Elections Director's Office P.O. Box 110017 Juneau, AK 99811-0017 |
| Phone Number: | 907-465-4611 |
| Fax Number: | 907-465-3203 |
| Email Address: | elections@alaska.gov |
| Website: | https://www.elections.alaska.gov/ |

| State of Alaska Department of Law, Attorney General | |
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| Physical Address: | 1031 West 4th Ave., Suite 200 Anchorage, AK 99501 |
| Mailing Address: | 1031 West 4th Ave., Suite 200 Anchorage, AK 99501-1994 |
| Phone Number: | 907-269-5100 |
| Email Address: | attorney.general@alaska.gov |
| Online Contact: | https://law.alaska.gov/index.html |