

Arkansas

*Help America Vote Act
(HAVA) Complaint
Process Guide*

Provided by

VOTER
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FOUNDATION

Disclaimer: 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 this guide or the information linked to on the state site.

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Table of Contents:

[What is the Help America Vote Act \(HAVA\)?](#)

[How do I file a HAVA complaint?](#)

[How do I file a non-HAVA election complaint?](#)

[Who do I contact regarding election related complaints?](#)

What is the Help America Vote Act (HAVA)?

According to the [Election Assistance Commission](#):

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 HAVA Complaint Process](#)

[Link to HAVA Complaint Form](#)

A complaint must be filed no earlier than forty-six (46) days before an election and no later than thirty (30) days following the certification of the election associated with the complaint. Arkansas Code Annotated § 7-4-120.

How do I file a non-HAVA election complaint?

[Link to non-HAVA Complaint Process](#)

[Link to non-HAVA Complaint Webform](#)

All complaints filed with the Attorney General shall utilize the form provided by the Attorney General and may be submitted by phone, mail, email, or fax, and may also be submitted online at the Attorney General's website, www.ArkansasAG.gov. All complaints must contain the complainant's first and last name, address, telephone number, and email address (if any), and a description of the violation alleged. A complaint must be filed within 30 days after the election that is the subject of the complaint, and must be signed and dated by the complainant affirming that the information provided is true and correct under penalty of perjury. An unsigned, incomplete complaint submitted without all of this information cannot be processed.

Who can I contact regarding an election related complaint?

State Board of Election Commissioners

Physical/Mailing Address:

501 Woodlane Drive
Suite 122 South
Little Rock, AR 72201

Phone Number:

501-682-1834

Email Address:

Info.SBEC@arkansas.gov

Website:

www.state.ar.us/sbec

Office of the Attorney General

Physical/Mailing Address:

Arkansas Attorney General
101 West Capitol Avenue
Little Rock, AR 72201

Phone Number:

833-995-8683

Email Address:

OAG@ArkansasAG.gov

Online Address:

<https://arkansasag.gov/>