



New Hampshire

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

Provided by



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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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](#)

Title III Complaint Procedure

a. Anyone may report alleged violations of State or Federal election laws subject to enforcement by the Attorney General by submitting a completed Election Law Complaint Form.

b. The Election Law Complaint Form shall:

(1) Be written legibly and signed by the complainant;

(a) If the complaint relates to a violation of a right established by Title III of the Help America Vote Act of 2002, the complaint must be sworn to by the complainant in front of a Notary Public or Justice of the Peace.

(b) The Attorney General's Office and the Secretary of State's Office will provide Notary Public or Justice of the Peace services for an Election Law Complaint Form free of charge. Town Clerks, City Clerks, and other public officials who are Notaries Public or Justices of the Peace are encouraged to provide their services free of charge for the purpose of filing an Election Law Complaint Form.

How do I file a non-HAVA election complaint?

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

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

If you have a concern, but are uncertain whether it is an election law violation, call or email the Attorney General's Office.

Review the [Department of Justice Election Law Complaint Procedure](#).

Complete an [Election Law Complaint Form](#).

Complaint forms are also available at the Attorney General's Office and the Secretary of State's Office.

Mail, fax, or deliver the form to the Attorney General's Office.

Who can I contact regarding an election related complaint?

Secretary of State, Elections Division

Physical/Mailing Address:

State House, Room 204
107 North Main Street
Concord, NH 03301

Phone Number:

603-271-3242

Email Address:

elections@sos.nh.gov

Website:

<https://www.sos.nh.gov/elections/election-laws>

Office of the Attorney General

Physical/Mailing Address:

Office of the Attorney General
1 Granite Place South
Concord, NH 03301-6397

Phone Number:

603-271-3658

Email Address:

electionlaw@doj.nh.gov

Website:

<https://www.doj.nh.gov/bureaus/election-law-unit/election-law-complaints>

Physical/Mailing Address:
Office of the Attorney General
1 Granite Place South
Concord, NH 03301-6397