

Tre Hargett, Secretary of State  
**State of Tennessee**



Division of Elections  
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Nashville, Tennessee 37243-0305

Mark Goins  
Coordinator of Elections

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December 11, 2012

Frank Hurt  
3957 Orleans Road  
Memphis, TN 38116

**RE: TITLE III HAVA COMPLAINT**

Mr. Hurt,

Our office received your Title III HAVA Complaint regarding your assigned House District in Shelby County. According to Section 402 of Title IV of the Help America Vote Act (hereinafter HAVA), each state must establish a state-based administrative complaint procedure. Pursuant to that section, the Coordinator of Elections or designee must determine if a violation of Title III has occurred. A violation of Title III includes the following categories:

- voting systems standards
- provisional voting
- voter information requirements
- computerized statewide voter registration list
- accessibility for individuals with disabilities

Section 303 of the Act requires each State to maintain a computerized statewide voter registration list. Tennessee's statewide database does comply with the requirements set forth in the HAVA Act. Therefore, your complaint, although legitimate, does not rise to the level of a Title III violation. According to the complaint procedure, if no violation of Title III is found the complaint must be dismissed. This complaint will therefore be dismissed and treated as a general complaint.

As to your question regarding the information contained in the statewide database, the county election commission offices transfer voter registration information to our office on a daily basis. Therefore, when a change is made on a county level,

information is transferred to the state and the change is reflected on the statewide database. From the information I reviewed which included the redistricting maps on the Comptroller's website, the statewide database and the information you enclosed with your complaint, it appears your assigned House District changed during redistricting. From this information, it appears that the Shelby County Election Commission mistakenly placed you in House District 87 for a period of time. After reviewing their records, the information was corrected and you were placed in House District 91. At this time, the information reflected on the statewide database and the voter lookup on our state website has the correct House District for your address.

We appreciate you bringing this matter to our attention. If you have any questions, please contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cara E. Harr", written over a horizontal line.

Cara E. Harr  
HAVA Attorney