

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1913

5 By: Representatives Hodges, D. Whitaker, F. Smith
6 By: Senator Burnett
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING RUNOFF ELECTIONS
10 FOR COUNTY AND MUNICIPAL OFFICERS; AND FOR OTHER
11 PURPOSES.
12
13

Subtitle

14 TO AMEND THE LAW CONCERNING RUNOFF
15 ELECTIONS FOR COUNTY AND MUNICIPAL
16 OFFICERS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 7-5-106(a), concerning runoff elections for
23 county and municipal officers, is amended to read as follows:

24 (a)(1) If there are more than two (2) candidates for election to any
25 county elected office, including the office of justice of the peace, at any
26 general election held in this state and no candidate for the county elected
27 office receives a majority of the votes cast for the county elected office,
28 there shall be a runoff general election held in that county three (3) weeks
29 following the date of the general election at which the names of the two (2)
30 candidates receiving the highest number of votes, but not a majority, shall
31 be placed on the ballot to be voted upon by the qualified electors of the
32 county.

33 (2)(A) The following procedure ~~will~~ shall govern if there are
34 more than two (2) candidates for election to ~~any~~ a municipal office at ~~any~~ a
35 general or special election held in this state in which no candidate for the
36 municipal office receives either:



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- (i) A majority of the votes cast; or
- (ii) A plurality of forty percent (40%) of the votes cast.

(B)(i) A candidate who receives a plurality of forty percent (40%) of the votes cast must obtain at least twenty percent (20%) more of the votes cast than the second-place candidate for the municipal office to avoid a runoff general election against the second-place candidate.

(ii) If required, the runoff general election between the two (2) candidates shall be held in that municipality three (3) weeks following the date of the general election with the names of the two (2) candidates placed on the ballot to be voted upon by the qualified electors of the municipality.