

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025

# A Bill

SENATE BILL 608

4  
5 By: Senator M. Johnson  
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## For An Act To Be Entitled

8  
9 AN ACT TO AMEND THE LAW CONCERNING RUNOFF ELECTIONS  
10 FOR COUNTY AND MUNICIPAL OFFICERS; AND FOR OTHER  
11 PURPOSES.  
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## Subtitle

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

23 (a)~~(1)~~ If there are more than two (2) candidates for election to any  
24 county elected office or a municipal office, including the office of justice  
25 of the peace, at any general election held in this state and no candidate for  
26 the county elected office or municipal office receives a majority of the  
27 votes cast for the county elected office or municipal office, there shall be  
28 a runoff general election held in that county or municipality four (4) 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 or the municipality.

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



1                   ~~(i) A majority of the votes cast; or~~

2                   ~~(ii) A plurality of forty percent (40%) of the votes~~  
3 ~~east.~~

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

8                   ~~(ii) If required, the runoff general election~~  
9 ~~between the two (2) candidates shall be held in that municipality four (4)~~  
10 ~~weeks following the date of the general election with the names of the two~~  
11 ~~(2) candidates placed on the ballot to be voted upon by the qualified~~  
12 ~~electors of the municipality.~~

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14           SECTION 2. Arkansas Code § 7-5-106(d), concerning runoff elections for  
15 county and municipal officers, is amended to read as follows:

16           (d) If one (1) of the two (2) candidates who received the highest  
17 number of votes for a county elected office or a municipal office but not a  
18 majority of the votes in a county for a county elected office ~~or either a~~  
19 ~~majority or both forty percent (40%) of the votes cast and at least twenty~~  
20 ~~percent (20%) more of the votes cast than the second place candidate in a~~  
21 ~~municipality for a municipal office in the general election~~ withdraws before  
22 certification of the result of the general election, the remaining candidate  
23 who received the most votes at the general election shall be declared elected  
24 to the county elected office or municipal office and there shall be no runoff  
25 general election.

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