

"AN ACT TO REQUIRE A RUN-OFF ELECTION TO BE HELD TWO WEEKS FOLLOWING ANY GENERAL ELECTION OF COUNTY OR DISTRICT SCHOOL BOARD DIRECTORS, IN WHICH THERE ARE MORE THAN TWO CANDIDATES FOR THE SAME POSITION AND NO CANDIDATE RECEIVES A MAJORITY OF THE VOTES CAST FOR SUCH POSITION; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Hereafter, whenever there are more than two (2) candidates for election to any county or district school board at any general election held in this State, and no candidate for any such county or district position receives a majority of the votes cast for said office, there shall be a run-off general election held in such county or district two (2) weeks following the date of the general election at which the names of the two (2) candidates receiving the highest number of votes, but not a majority, shall be placed on the ballot to be voted upon by the qualified electors of the county or the district, as the case may be. The person receiving the majority of the votes cast for such position at such run-off general election shall be declared elected. Provided, however, that in the event the two (2) candidates seeking election to the same county or district position shall receive the same number of votes, a tie shall be deemed to exist, and the County Board of Education, at an open public meeting, and in the presence of the two (2) candidates, shall determine the winner by lot.

SECTION 2. The provisions of this Act are intended to be in addition to and supplemental to the laws of this State pertaining to the election of county and district school board directors at general elections, and shall repeal only such laws or parts of laws as are specifically in conflict herewith.

SECTION 3. Emergency. It is hereby found and determined by the General Assembly that this Act should go into effect prior to the next school election and that the next school election will occur in March of 1987, and that unless this emergency clause is adopted this Act will not go into effect until after that school election. Therefore, an emergency is hereby declared to exist and this Act being immediately necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

APPROVED: April 8, 1987

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