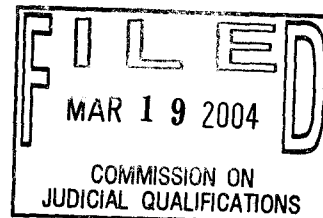




# The Supreme Court of Kansas

KANSAS JUDICIAL CENTER  
301 S.W. 10<sup>th</sup> Ave.  
Topeka, Kansas 66612-1507



## JUDICIAL ETHICS ADVISORY PANEL

### Judicial Ethics Opinion JE 120

March 19, 2004

A part-time municipal court judge in several rural communities is currently serving as Register of Deeds in a county. The judge desires to be a candidate for re-election for Register of Deeds. The judge presents the following questions:


1. "Is there anyway, without violating the Canons, to be a part-time Municipal judge and a candidate for nonjudicial office?"


Answer: No. Canon 5A(2) and JE Opinions 90 and 56 require a judge to resign when becoming a candidate for a nonjudicial office.

2. "If no to #1 may I resign as judge in all the communities and be appointed as a pro tempore part-time judge for the specific court dates during my candidacy (May to Jan) and also run for election in the Register of Deeds position?"

Answer: Yes. Canon 5A(2) does not apply to a part-time pro tempore judge. 2003 Kan. Ct. R. Annot. 541.

  
Robert H. Miller, Chair

  
Adrian J. Allen

  
Fred S. Jackson