



The Supreme Court
of Kansas

Kansas Judicial Center

Topeka, Kansas 66612-1507

Filed

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CAROL S. BENDER
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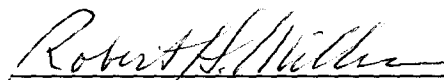


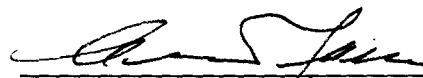
JUDICIAL ETHICS ADVISORY PANEL

Judicial Ethics Opinion JE 90

August 3, 1999

- FACTS: An attorney who is presently serving as a member of a school board may soon become a District Magistrate Judge.
- QUESTION: May this person, while serving as District Magistrate Judge, complete his or her present term on the school board?
- DISCUSSION: As we pointed out in Judicial Ethics Opinion JE-56, while Canon 5A(2), 1998 Kan. Ct. R. Annot. 465, prohibits a Judge from becoming a candidate for a nonjudicial office, nothing in the Canons prohibits him or her from finishing a term of office.
- However, we suggest that, although not required by the Canons, the better practice would be for the Judge voluntarily to resign from the school board. Service on the board, it seems to us, would violate the spirit, but not the letter of the Canons.
- ANSWER: Yes, subject to the suggestion last contained above.


Robert H. Miller, Chairman


Adrian J. Allen