



STEVE CLARK
ATTORNEY GENERAL

STATE OF ARKANSAS
OFFICE OF THE ATTORNEY GENERAL
JUSTICE BUILDING, LITTLE ROCK 72201

(501) 371-2007

OPINION NO. 85-227

December 31, 1985

Honorable Ode Maddox
State Representative
District Fifty
P.O. Box 128
Oden, AR 71961

Dear Mr. Maddox:

You have requested the opinion of this office regarding the following question.

Our Municipal Judge in Montgomery County, Mr. Hal Barnes, is resigning effective January 1, 1986. I understand we have one person in Montgomery County eligible to fill this position, a Mr. William McKimm, who had planned to seek the office in the Primary Election of 1986. The question is: Can Mr. McKimm be appointed to this position and run for re-election in 1986?

The answer to this question is yes. There is nothing of which I am aware in State law which prohibits an appointed Municipal Judge in Montgomery County for running for election for the post in the next election.

The foregoing opinion, which I hereby approve, was prepared by Assistant Attorney General Tim Humphries.

Sincerely,


STEVE CLARK
Attorney General

JSC:TCH:lc