

Agency # 108.00

MARK-UP

**RULES
FOR
NONPARTISAN ~~JUDICIAL~~ OFFICE
FILING FEES**
(Effective February 17, 2002; Revised ~~September 16, 2011~~)



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Scope of Rules

These rules and regulations will set forth the procedures for establishing filing fees for nonpartisan ~~judicial~~ offices pursuant to Arkansas Code Annotated § 7-10-103. These rules are in addition to and not a substitute for the laws of the State of Arkansas.

§ 100 Definitions

- (a) Annual Salary - for the purpose of these rules, the salary established by the General Assembly during Regular sessions for each office for the fiscal year in which the candidate files for office.
- (b) Nonpartisan ~~judicial~~ office - the offices of Justice of the Supreme Court, Judge of the Court of Appeals, circuit judge, ~~and~~ district judge, or prosecuting attorney.¹
- (c) Filing Fee - for the purpose of these rules, the fee paid by a candidate for the offices of Justice of the Supreme Court, Judge of the Court of Appeals, ~~and~~ circuit judge, district judge, and prosecuting attorney to the Secretary of State at the time of filing his or her political practices pledge, ~~or the fee paid by a candidate for the office of district judge to the county clerk at the time of filing his or her political practices pledge.~~

§ 101 Filing as a Candidate

A candidate for a nonpartisan ~~judicial~~ office may access the ballot by:

- (a) Paying a filing fee;
- (b) Filing a petition; or
- (c) Filing as a write-in candidate in the manner provided under §7-10-103.

§ 102 Payment of Filing Fees

- ~~(a)~~ Candidates for the offices of Justice of the Supreme Court, Judge of the Court of Appeals, ~~and~~ circuit judge, district judge, and prosecuting attorney shall pay the filing fee to the Secretary of State at the same time the candidate files his or her political practices pledge.² ~~and~~
- ~~(b)~~ ~~Candidates for district judge shall pay the filing fee to the county clerk at the same time the candidate files his or her political practices pledge.~~³ ~~In a district composed of two or more~~

¹ A.C.A. §§ ~~7-1-101(37)(A)~~~~7-10-101(4)~~; 7-10-102(a) as amended by Act 1110 of 2013

² A.C.A. § 7-10-103(b)(2)(A) as amended by Acts 1110 and 1286 of 2013

³ ~~A.C.A. § 7-10-103(b)(2)(A)(ii)~~

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~~counties, candidates may pay the filing fee to the county clerk of any one of the counties in the district.~~

§ 103 Filing Fee Period

The filing period shall ~~be the same as the political party filing period~~ begin at 3:00 p.m. on the first day of the party filing period and shall end at 3:00 p.m. on the last day of the party filing period.⁴

§ 104 ~~Judicial Nonpartisan~~ Filing Fee Fund

~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the “Judicial Filing Fee Fund”.~~⁵

The filing fees collected for the offices of Justice of the Supreme Court, Judge of the Court of Appeals, circuit judge, and district judge shall be remitted to the Treasurer of State for deposit into the ~~Judicial Nonpartisan~~ Filing Fee Fund for covering the cost of election expenses of the State Board of Election Commissioners.⁶

The first one hundred thousand dollars (\$100,000) collected annually from filing fees for the office of prosecuting attorney shall be remitted to the Treasurer of State for deposit into the Trial Court Administrative Assistant Fund.⁷ The remaining filing fees collected for the office of prosecuting attorney shall be remitted to the Treasurer of State for deposit in the Nonpartisan Judicial Filing Fee Fund.⁸

§ 105 Filing Fees

The filing fee for the Chief Justice of the Supreme Court shall be 6% of the annual salary.

The filing fee for Associate Justice of the Supreme Court shall be 6% of the annual salary.

The filing fee for Judge of the Court of Appeals shall be 5% of the annual salary.

The filing fee for circuit judge shall be 4% of the annual salary.

The filing fee for prosecuting attorney shall be 3% of the annual salary.

The filing fee for district judge shall be 3% of the annual salary.

⁴ A.C.A. § 7-10-103(b)(2)(B), ~~as amended by Act 1185 of 2011~~ as amended by Act 1286 of 2013

⁵ ~~A.C.A. § 7-10-103(b)(3)(A)~~

⁶ A.C.A. § 7-10-103(b)(3)(~~AB~~)

⁷ A.C.A. § 7-10-103(b)(3)(B)(ii)

⁸ A.C.A. § 7-10-103(b)(3)(B)(i)

