



# City of Chicago



SO2017-3910

Office of the City Clerk

## Document Tracking Sheet

**Meeting Date:** 5/24/2017

**Sponsor(s):** Taliaferro (29)  
Mell (33)  
Reboyas (30)  
Ervin (28)  
Hairston (5)  
Sawyer (6)  
Mitts (37)  
Dowell (3)  
Villegas (36)  
Austin (34)  
Waguespack (32)  
Burnett (27)

**Type:** Ordinance

**Title:** Amendment of Municipal Code Chapter 8-4 by adding new Section 8-4-356 concerning enhanced penalties for offenses committed within senior and nursing home safety zones

**Committee(s) Assignment:** Committee on Public Safety

**ORDINANCE**  
**(AS AMENDED)**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:**

**SECTION 1.** Chapter 8-4 of the Municipal Code of Chicago is hereby amended by adding a new section 8-4-356, as follows:

**8-4-356 Enhanced penalties for offenses committed in senior and nursing home safety zones.**

(a) Definitions. For purposes of this section, the following definitions apply:

(1) "Senior Living Center" means:

(A) any elderly housing unit as defined in Section 17-17-0250;

(B) any adult family care center that is owned or rented for the purpose of providing care for three or more adults, ages 55 or older, as defined in Section 4-6-080;

(C) any assisted living establishment where sleeping accommodations are provided for at least three unrelated adults, at least 80% of whom are 55 years of age or older, as defined in Section 4-6-090;

(D) any supporting living facility for persons who are 65 years of age or older as defined in Title 89 Ill. Adm. Code 146.Subpart B.

(2) "Nursing Home" means any long-term care facility as that term is defined in Section 13-4-010.

(3) "Senior and Nursing Home Safety Zone" means:

(A) The premises comprising a Senior Living Center or Nursing Home; or

(B) within 500 feet of the property line of any building, real property, or parking area, controlled by a Senior Living Center or Nursing Home.

(b) Penalties.

(1) The following enhanced penalties shall apply to violations of Sections 8-20-075 and 8-20-085 of this Code that occur in senior and nursing home safety zones:

(A) the penalty for a first offense shall be a fine of not less than \$1,000.00 nor more than \$5,000.00, and incarceration for a term not less than 120 days nor more than six months;

(B) the penalty for a second offense shall be a fine of not less than \$5,000.00 nor more than \$15,000.00, and incarceration for a term not less than 150 days nor more than six months; and

(C) the penalty for a third or subsequent offense shall be a fine of not less than \$10,000.00 nor more than \$20,000.00, and incarceration for a term of six months.

(2) The following enhanced penalties shall apply to violations of Section 8-20-060 of this Code that occur in senior and nursing home safety zones:

(A) the penalty for a first offense shall be a fine of not less than \$1,000.00 nor more than \$5,000.00, and incarceration for a term not less than 30 days nor more than six months;

(B) the penalty for a second offense shall be a fine of not less than \$5,000.00 nor more than \$15,000.00, and incarceration for a term not less than 90 days nor more than six months; and

(C) the penalty for a third or subsequent offense shall be a fine of not less than \$10,000.00 nor more than \$20,000.00, and incarceration for a term of six months.

(3) The following enhanced penalties shall apply to violations of Section 8-24-020 of this Code that occur in senior and nursing home safety zones:

(A) the penalty for a first offense shall be a fine of not less than \$500.00 nor more than \$1,000.00, and incarceration for a term not less than 30 days nor more than six months;

(B) the penalty for a second offense shall be a fine of not less than \$1,000.00 nor more than \$2,000.00, and incarceration for a term not less than 90 days nor more than six months; and

(C) the penalty for a third or subsequent offense shall be a fine of not less than \$2,000.00 nor more than \$5,000.00, and incarceration for a term of six months.

**SECTION 2.** This ordinance shall be in full force and effect 10 days after passage and publication.

*Chris Taliaferro*

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Chris Taliaferro  
Alderman, 29<sup>th</sup> Ward