



Office of the City Clerk

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Legislation Details (With Text)

File #: O2022-922
Type: Ordinance **Status:** Failed to Pass
File created: 3/23/2022 **In control:** City Council
Final action: 5/24/2023

Title: Amendment of Municipal Code Chapter 2-156 by modifying various sections to further regulate lobbying by elected city officials and family members

Sponsors: Tabares, Silvana, Sawyer, Roderick T., Beale, Anthony, Cardenas, George A., Lopez, Raymond A., Brookins, Jr., Howard, Rodriguez, Michael D., Sigcho-Lopez, Byron, Cardona, Jr., Felix, Rodriguez Sanchez, Rossana, Ramirez-Rosa, Carlos, Sposato, Nicholas, Napolitano, Anthony V., Tunney, Thomas, Gardiner, James M.

Indexes: Ch. 156 Governmental Ethics

Attachments: 1. O2022-922.pdf

Date	Ver.	Action By	Action	Result
5/24/2023	1	City Council	Failed to Pass	
3/23/2022	1	City Council	Referred	

ORDINANCE

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

Section 1: Section 2-156-030 is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-156-030. Improper influence.

a) No official employee shall make, participate in making or in any way attempt to use his or her position to influence any city governmental decision or action in which he or she knows or has reason to know that he or she has any financial interest distinguishable from its effect on the public generally[^]or from which he or she has derived any income or compensation during the preceding twelve months or from which he or she reasonably expects to derive any income or compensation in the following twelve months.

b) No elected official, his or her spouse or domestic partner and any immediate family member living with the Mayor, City Clerk, City Treasurer or member of the City Council or any person acting at the direction of such official, shall contact either orally or in writing any other city official or employee with respect to any matter involving any person with whom the elected official has any business relationship that creates a financial interest on the part of the official, or the domestic partner or spouse of the official, or from whom or which he or she has derived any income or compensation during the preceding twelve months or from whom or which he or she reasonably expects to derive any income or compensation in the following twelve months. In addition, no elected official may preside over or participate in any discussion in any City Council Committee hearing, or participate in any discussion in any city council meeting or vote on any matter involving the person with whom the elected official has any business relationship that creates a financial interest on the part of the official, or the domestic partner or spouse of the official, or from whom or which he or she has derived any income or compensation during the preceding twelve months or from whom or which he or she reasonably expects to

derive any income or compensation in the following twelve months.

(Omitted text unaffected by this ordinance)

Section 2. Section 2-156-090 is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-156-090. Representation of other persons.

(a) No elected official his or her spouse or domestic partner and any immediate family member living with the Mayor. City Clerk. City Treasurer or member of the City Council or employee may represent, or derive any income or compensation from the representation of, any person other than the city in any formal or informal proceeding or transaction before any city agency in which the agency's action or non-action is of a non-ministerial nature;

provided that nothing in this subsection shall preclude any employee from performing the duties of his employment, or any elected official from appearing without compensation before any city agency on behalf of his or her constituents in the course of his or her duties as an elected official.

b) No elected official his or her spouse or domestic partner and any immediate family member living with the Mayor. City Clerk. City Treasurer or member of the City Council or employee may represent or derive any income, er-compensation or other tangible benefit from the representation of, any person^ in any judicial, er quasi-judicial or other proceeding before any administrative agency or court: (i) in which the City is an adverse party; or (ii) that may result in an adverse effect on city revenue, city finances, or the health, safety, welfare or relative tax burden of any city residents.

c) No appointed official may represent any person in the circumstances described in subsection (a) or (b) unless the matter is wholly unrelated to the official's city duties and responsibilities. (Prior Code §26.2-9)

d) No official or employee may derive any income, compensation or other tangible benefit from providing opinion evidence as an expert against the interests of the city in any judicial or quasi-judicial proceeding before any administrative agency or court.

(Omitted text unaffected by this ordinance)

SECTION 3. Section 2-156-130 is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-156-130. Employment of relatives or domestic partners.

a) No official or employee shall employ or advocate for employment, in any city agency in which said official or employee serves or over which he exercises authority, supervision, or control, any person (i) who is a relative or domestic partner of said official or employee, or (ii) in exchange for or in consideration of the employment of any of said official's or employee's relatives or his or her domestic partner by any other official or employee; provided that the prohibition in (i) applies to city council committee staff and independent contractors who are paid from

funds appropriated to the Alderman for contractual services provided that those individuals who are relatives and are currently retained as contractors shall be allowed to continue to renew their service contract on an ongoing and annual basis; but not to personal staff of an alderman.

- b) No official or employee shall exercise contract management authority where any relative or the domestic partner of the official or employee is employed by or has contracts with persons doing city work over which the city official or employee has or exercises contract management authority.
- c) No official or employee shall use or permit the use of his position to assist any relative, or his domestic partner in securing employment or contracts with persons over whom the employee or official exercises contract management authority. The employment of or contracting with a relative or domestic partner of such a city official or employee by such a person within six months prior to, during the term of, or six months subsequent to the period of a city contract shall be evidence that said employment or contract was obtained in violation of this chapter.
- d) No elected official or employee, his/her spouse or domestic partner, and any immediate family member living with the Mayor, City Clerk, City Treasurer or member of the City Council shall, for compensation:
- (1) act as a lobbyist or otherwise act in a capacity that would require that person to register as a lobbyist: or
- (2) communicate with any official of the executive or legislative branch of city government or any official of any unit of local government such as the Chicago Transit Authority, Chicago Board of Education, Chicago Park District, Chicago City Colleges, or Metropolitan Pier and Exposition Authority-
- Provides that any person who violates the provisions commits a Class A misdemeanor and, if Mayor, City Clerk, City Treasurer or member of the City Council shall forfeit his or her office.

(Omitted text is unaffected by this ordinance)

Section 4. This ordinance shall be in full force and effect upon passage and publication.

Silvana Tabares Alderman, 23rd
Ward

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