



Office of the City Clerk

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Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 1/19/2021 **In control:** City Council

Final action: 1/27/2021

Title: Amendment of Municipal Code Titles 2, 7, 9, 11, 16 and 17 by adding new Section 2-173-070 regarding Welcoming City Ordinance and modifying terminology in sundry other chapters

Sponsors: Dept./Agency, Ramirez-Rosa, Carlos, Rodriguez Sanchez, Rossana, Rodriguez, Michael D., Smith, Michele, Gardiner, James M.

Indexes: Ch. 4 Environmental Protection & Control, Ch. 6 Chicago Green Business Program, Ch. 12 Animal Care & Control, Ch. 14 Administration, Ch. 36 Fire Dept., Ch. 38 Food Establishments-Sanitary Operating Requirements, Ch. 44 Dept. of Housing, Ch. 45 Dept. of Planning & Development, Ch. 50 Dept. of Family and Support Services, Ch. 110 Pedicabs, Ch. 112 Dept. of Public Health, Ch. 112 Public Passenger Vehicles, Ch. 114 Public Passenger Vehicles other than Taxicabs, Ch. 115 Transportation Network Providers, Ch. 120 Commissioners & Commissions, Ch. 160 Human Rights, Ch. 173 Actions Related to Citizenship or Residency Status

Attachments: 1. O2021-117.pdf, 2. O2021-117 (V1).pdf

Date	Ver.	Action By	Action	Result
2/23/2021	1	City Council	Signed by Mayor	
1/27/2021	1	City Council	Passed	Pass
1/26/2021	1	Committee on Immigrant and Refugee Rights	Add Co-Sponsor(s)	
1/19/2021	1	Committee on Immigrant and Refugee Rights	Recommended to Pass	
1/19/2021	1	Committee on Immigrant and Refugee Rights	Direct Introduction	

ORDINANCE

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

ARTICLE I. WELCOMING CITYORDINANCE

SECTION 1. Chapter 2-173 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-173-010 Definitions.

For purposes of this Chapter, the following definitions shall apply:

(Omitted text is unaffected by this ordinance)

"Coercion" means the use of improper or unlawful force or threats, express or implied, in order to compels person to act against his or her will. As defined herein, "coercion" includes compelling a person to make statements.

"Contact information" means any information which assists in contacting an individual, including, but not limited to, telephone numbers, social media identifiers, electronic mail addresses, or home or work addresses.

"Continued presence" means a temporary immigration status provided to individuals identified by law enforcement as potential victims of human trafficking, allowing those individuals to remain in the U.S. temporarily during an ongoing investigation into the potential human trafficking-related crimes committed against them.

"CPD" means the Chicago Department of Police.

(Omitted text is unaffected by this ordinance)

2-173-020 Requesting information prohibited Immigration enforcement prohibited.

(a) No agent or agency shall request information about or otherwise investigate or assist in the investigation of the citizenship or immigration status of any person unless such inquiry or investigation is required by Illinois State Statute, federal regulation, or court decision. Notwithstanding this provision, the Corporation Counsel may investigate and inquire about immigration status when relevant to potential or actual litigation or an administrative proceeding in which the City is or may be a party, participate in civil immigration enforcement operations or assist the civil enforcement of federal immigration law, unless required to disclose information as addressed in Section 2-173-030(a). Specifically, no agency or agent shall:

- 1) stop, arrest, detain, or continue to detain a person
 - A) solely on the belief that the person is not present legally in the United States, or that the person has committed a civil immigration violation.
 - B) based upon an administrative warrant, including, but not limited to, those entered into the Federal Bureau of Investigation's National Crime Information Center database, or successor or similar database maintained by the United States.
 - C) based upon an immigration detainer.
- 2) permit ICE agents
 - A) access, including by telephone, to a person being detained by, or in the custody of, the agency or agent.

(B) use of agency facilities for investigative interviews or other investigative purpose.

- 3) expend their time responding to ICE inquiries or communicating with ICE regarding a person's custody status, release date, or contact information. An agency or agent is authorized to communicate with ICE in order to determine whether any matter involves enforcement based solely on a violation of a civil immigration law.
- 4) enter into an agreement under Section 1357(g) of Title 8 of the United States Code or any other provision of federal law that permits state or local governmental entities to enforce federal civil immigration law.
- 5) transfer any person into ICE custody for the sole purpose of civil immigration enforcement.
- 6) set up a traffic perimeter or provide on-site support to assist a civil immigration enforcement operation.

b) If CPD receives a request from ICE, HSI, CBP, or another successor agency to provide assistance with a civil immigration enforcement operation, a CPD supervising officer shall determine whether such request is to assist in the enforcement of civil immigration law. If the supervisor determines that the request is to assist in the enforcement of civil immigration law, the supervisor shall decline the request. The supervisor shall also notify the Office of Emergency Management and Communications with an identifier that indicates that the event is a request for assistance with civil immigration enforcement.

c) The Corporation Counsel, in consultation with appropriate stakeholders, shall develop model policies for public libraries, community mental health centers, administrative hearing facilities, and any other appropriate public facilities administered or operated by the City to ensure that all such facilities remain safe and accessible to all Chicago residents, regardless of immigration status. All such facilities shall establish

public policies that limit immigration enforcement operations on their premises to the fullest extent possible consistent with federal and state law. The Corporation Counsel shall review such policies when immigration law changes such that the policies may need to be changed. The City shall also make such policies available to facilities operated by Sister Agencies, including public schools and park district facilities.

2-173-025 [Reserved] Threats based on citizenship or immigration status prohibited.

~~No agent or agency shall coerce, including improper or unlawful threats of deportation, or engage in verbal abuse of any person based upon the person's or the person's family members' actual or perceived citizenship or immigration status.~~

~~For purposes of this section, "family member" means a person's (i) mother, father, spouse, brother or sister (including blood, step or half), son or daughter (including blood, step or half), father-in-law, mother in law, daughter-in-law, son in law, brother-in-law, sister-in-law, grandparent or grandchild; or (ii) court appointed legal guardian or a person for whom the person is a court appointed legal guardian; or (iii) domestic partner or the domestic partner's mother, father, brother, sister (including blood, step, or half), son or daughter (including blood, step or half).~~

2-173-030 Disclosing information prohibited Intentional collection and sharing of citizenship or Immigration status information.

(a) Unless required to do so by statute, federal regulation, court order, or a lawfully issued judicial warrant,

(1) ~~Except as otherwise provided under applicable federal law, no agent or agency shall request, maintain, or share disclose information regarding the citizenship or~~

immigration status of any person unless required to do so by legal process or such disclosure has been authorized in writing by the individual to whom such information pertains, or if such individual is a minor or is otherwise not legally competent, by such individual's parent or guardian. Notwithstanding this provision, the Corporation Counsel may investigate and inquire about immigration status when relevant to potential or actual litigation or an administrative proceeding in which the City is or may be a party.

(2) no applications, questionnaires, or interview forms used in relation to City of Chicago benefits, opportunities, or services shall contain questions regarding citizenship or immigration status. Departments shall annually review such materials and amend them to conform with the requirements of this subsection, (b) No agency or agent shall enter into or renew any agreement providing direct access to any electronic database or other data-sharing-platform maintained by any agency, or otherwise provide direct access to such database, to any federal agency, if the agency or agent determines that the purpose of such access is for the enforcement of civil immigration law.

2-173-040 Conditioning benefits, services, or opportunities on Immigrant status prohibited Unequal treatment prohibited.

a) No agent or agency shall condition the provision of City of Chicago benefits, opportunities, or services on matters related to citizenship or immigration status unless required to do so by statute, federal regulation, or court decision order.

b) Where presentation of an Illinois driver's license or identification card is accepted as adequate evidence of identity, presentation of a photo identity document issued by the person's nation of origin, such as a driver's license, passport, or matricula consular (consulate-issued document), shall be accepted and shall not subject the person to a higher level of scrutiny or different treatment than if the person had provided an Illinois driver's license or identification card except that this subsection (b) shall not apply to the completion of the federally mandated I-9 forms.

c) No agent or agency shall coerce, including through the use of improper or unlawful threats of

deportation, or engage in verbal abuse of any person based upon the person's or the person's family members' actual or perceived citizenship or immigration status.

For purposes of this section, "family member" means a person's (i) mother, father, spouse, brother or sister (including blood-, step-, or half-), son or daughter (including blood-, step-, or half-), father-in-law, mother-in-law, daughter-in-law, son-in-law, brother-in-law, sister-in-law, grandparent, or grandchild; or (ii) court-appointed legal guardian or a person for whom the person is a court-appointed legal guardian; or (iii) domestic partner or the domestic partner's mother, father, brother, sister (including blood-, step-, or half-), son, or daughter (including blood-, step-, or half-).

2-173-042 [Reserved] Civil immigration enforcement actions-Federal responsibility,

~~(a) Except for such reasonable time as is necessary to conduct the investigation specified in subsection (e) of this section, no agency or agent shall:~~

- ~~1) arrest, detain or continue to detain a person solely on the belief that the person is not present legally in the United States, or that the person has committed a civil immigration violation;~~
- ~~2) arrest, detain, or continue to detain a person based on an administrative warrant entered into the Federal Bureau of Investigation's National Crime Information Center~~

~~database), or successor or similar database maintained by the United States, when the administrative warrant is based solely on a violation of a civil immigration law; or~~

~~(3) detain, or continue to detain, a person based upon an immigration detainer, when such immigration detainer is based solely on a violation of a civil immigration law.~~

~~(b) (1) Unless an agency or agent is acting pursuant to a legitimate law enforcement purpose that is unrelated to the enforcement of a civil immigration law, no agency or agent shall:~~

- ~~A) permit ICE agents access to a person being detained by, or in the custody of, the agency or agent;~~
- ~~B) permit ICE agents use of agency facilities for investigative interviews or other investigative purpose; or~~
- ~~C) while on duty, expend their time responding to ICE inquiries or communicating with ICE regarding a person's custody status or release date.~~

~~(2) - An agency or agent is authorized to communicate with ICE in order to determine whether any matter involves enforcement based solely on a violation of a civil immigration law:~~

~~(c) This section shall not apply when an investigation conducted by the agency or agent indicates that the subject of the investigation:~~

- ~~1) has an outstanding criminal warrant;~~
- ~~2) has been convicted of a felony in any court of competent jurisdiction;~~
- ~~3) is a defendant in a criminal case in any court of competent jurisdiction where a judgment has not been entered and a felony charge is pending; or~~
- ~~4) has been identified as a known gang member either in a law enforcement agency's database or by his own admission.~~

2-173-043 [Reserved] Prohibited activities.

~~(a) No agency or agent shall assist ICE, HSI, CBP, or another successor agency with a civil immigration enforcement operation, including by being present to support or assist such an operation, establishing a traffic perimeter, or providing other on-site support:~~

- ~~1) If CPD receives a request from ICE, HSI, CBP, or another successor agency to provide such assistance, a CPD supervising officer shall determine whether such request is to assist in the enforcement of civil immigration law. If the supervisor determines that the request is to assist in the enforcement of civil i~~

immigration law, the supervisor shall decline the request. The supervisor shall also notify the Office of Emergency Management and Communications with an identifier that indicates that the event is a request for assistance with civil immigration enforcement:

2) An agency or agent is authorized to communicate with ICE in order to determine whether

~~(b) No agency or agent shall enter into an agreement under Section 1357(g) of Title 8 of the United States Code or any other provision of federal law that permits state or local governmental entities to enforce federal civil immigration law.~~

~~(e) After January 1, 2020, no agency or agent shall enter into or renew any agreement providing direct access to any electronic database or other data-sharing platform maintained by any agency, or otherwise provide direct access to such database, to any federal agency, if the agency or agent determines that the purpose of such access is for the enforcement of civil immigration law.~~

2-173-060 [Reserved.] Exchanging file information!

~~All applications, questionnaires, and interview forms used in relation to City of Chicago benefits, opportunities, or services shall be promptly reviewed by the pertinent agency and any questions regarding citizenship or immigration status, other than those required by statute, ordinance, federal regulation or court decision, shall be deleted within 60 days of the passage of this ordinance.~~

2-173-065 [Reserved.] Policies for public facilities.

~~The Corporation Counsel, in consultation with appropriate stakeholders, shall develop model policies for public libraries, community mental health centers, administrative hearing facilities, and any other appropriate public facilities administered or operated by the City to ensure that all such facilities remain safe and accessible to all Chicago residents, regardless of immigration status. All such facilities shall establish public policies that limit immigration enforcement operations on their premises to the fullest extent possible consistent with federal and state law. The City shall also make such policies available to facilities operated by other agencies, including public schools and park district facilities.~~

2-173-069 Reporting requirements.

a) In order to ensure compliance with this Chapter, starting July 1, 2020, CPD shall submit a quarterly report to the Office of the Mayor and the Office of the Inspector General describing its compliance with this Chapter in the preceding quarter, which shall include:

1) A list of the notifications made by CPD to the Office of Emergency Management and Communications with events describing a request for assistance with the enforcement of federal civil immigration law, as required under Section 2-173-0'13(b)(1)(D) 020(b).

2) With regard to immigration detainers or administrative warrants received by CPD that are related to enforcement of civil immigration law:

A) The date that CPD received the immigration detainer or administrative warrant; and

B) Whether CPD transferred the individual subject to the immigration detainer or administrative warrant to a federal agency's custody and, if so, which agency.

b) The Office of the Mayor and the Office of the Inspector General shall make such reports publicly available, including through the Internet.

2-173-070 Cooperation with individuals reporting crime.

CPD shall cooperate with those who report crimes, regardless of whether such report is made by a witness or a victim, and regardless of the citizenship or nation of origin of the reporter. Upon receiving a request for completion of a law enforcement certification form or statement required by federal immigration law

certifying that a person is a victim of qualifying criminal activity, a certifying official shall complete the certification form for any victim of Qualifying criminal activity in accordance with 5 ILCS 825/10 of the Voices of Immigrant Communities Empowering Survivors (VOICES) Act. Such certifying official may be a member of a collective bargaining unit represented by a labor organization.

ARTICLE II. REVISING TERMINOLOGY IN THE CODE

SECTION 1. Section 2-36-290 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-36-290 Investigation of complaints - Notice of violations.

It shall be the duty of the ~~fire commissioner~~ Fire Commissioner to examine, or to cause to be examined, any building, structure, or place when any ~~citizen~~ person represents that: (1) any fire regulation of this Code is being violated; or (2) any combustible material is being kept in the city in an insecure manner; or (3) any door, stairway, corridor, exit or fire escape in any factory, workshop or place of employment, amusement, education or recreation is obstructed or is not in a safe condition; or (4) any door or exit is kept locked or fastened during the time any such place is occupied or frequented by employees or by the public; or (5) any building, structure or place is occupied or crowded beyond the capacity of its exits; or (6) the heating apparatus, appliances or devices in any building are insecure or dangerous; or (7) any building, structure or place is being maintained in such a manner as to be a fire menace or dangerous in case of fire, panic or accident. If such representation is found to be true, the ~~fire commissioner~~ Fire Commissioner shall give notice of such fact as provided for in Section 2-36-300 or Section 2-36-310, as applicable.

SECTION 2. Section 2-44-050 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-44-050 Commissioner of Housing - Powers and duties.

(a) The Commissioner is authorized to:

(Omitted text is unaffected by this ordinance)

(5) Designate any appropriate ~~citizen~~ public participation process and ~~procedure~~ that will ensure the involvement of residents in the activities of the Department. Such process shall include the solicitation of advice, guidance and assistance from residents in the areas of activity in which Department is involved.

(Omitted text is unaffected by this ordinance)

SECTION 3. Section 2-45-080 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-45-080 Assistance from residents.

The Commissioner shall have the authority to designate any appropriate ~~citizen~~ public participation process and ~~procedure~~ that will ensure the involvement of residents in the activities of the Department. Such process shall include the solicitation of advice, guidance and assistance from residents in the areas of activity in which the Department is involved.

SECTION 4. Section 2-50-070 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-50-070 Gtttew Public participation process.

In addition to the powers and duties conferred on the ~~commissioner~~ Commissioner pursuant to ~~section~~ Section 2-50-040, the maye* Mayor shall have the authority to designate an

appropriate citizen public participation process and procedure which will ensure the involvement of residents in the activities of the department. Said process shall include the solicitation of advice, guidance^ and assistance from residents in the areas of activity in which the department j Department is involved.

SECTION 5. Section 2-112-100 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-112-100 Adoption of health rules.

(a) Except as otherwise provided in subsection (b), the ~~board~~ Board is authorized to adopt rules for the implementation of health ordinances when in its opinion these are necessary, or are required pursuant to ordinance. Upon passage of these rules and publication of a notice of their passage in a newspaper of general circulation, and the expiration of ten days, these rules shall have the effect of law. The publicized notice shall contain a brief description of the rules and state the location where the full text of the rules is available for public inspection. Upon request of any citizen resident the ~~board~~ Board shall hear objections and suggestions regarding rules. The ~~board~~ Board may hold formal and informal hearings prior to the passage of rules as it deems necessary. All meetings and hearings shall be open to the public.

(Omitted text is unaffected by this ordinance)

SECTION 6. Section 2-112-120 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-112-120 Gltlzon's Resident's objections.

Actions taken pursuant to this authority shall be reported to the ~~board~~ Board at the first meeting following the event at which time the ~~board~~ Board will hear any citizen's resident's objection to the actions. It will confirm all actions to which there are no objections and in the event of objection shall approve, modify or rescind the ~~commissioner's~~ Commissioner's action as it deems appropriate.

SECTION 7. Section 2-120-510 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-120-510 Powers and duties.

The ~~commission~~ Commission shall have the following powers and duties, in addition to those assigned by other provisions of the Municipal Code:

a) to advise and consult with the mayef Mayor and the ~~city council~~ City Council on all matters involving prejudice or discrimination based on race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 2-160-053), or criminal record or criminal history (within the meaning of Section 2-160-054), or professional training or education from

an accredited institution; and to recommend such legislative action as it may deem appropriate to effectuate the policy of this ordinance;

b) to cooperate with the mayor- Mayor, the ~~city council~~ City Council, officials, departments and agencies of the city- City government in securing equality of services to all ~~citizens~~ people, and where the need is greater, in meeting that need with additional services;

(Omitted text is unaffected by this ordinance)

SECTION 8. Section 2-160-010 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-160-010 Declaration of city ~~City~~ policy.

It is the policy of the City of Chicago to assure that all persons within its jurisdiction shall have equal access to public services and shall be protected in the enjoyment of civil rights, and to promote mutual understanding and respect among all who live and work within this city.

~~The city council~~ City Council of the City of Chicago hereby declares and affirms:

That prejudice, intolerance, bigotry and the discrimination occasioned thereby, and sexual harassment, threaten the rights and proper privileges of the city's inhabitants and menace the institutions and foundation of a free and democratic society; and

That behavior which denies equal treatment to any individual because of his or her race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 2-160-053), or criminal record or criminal history (within the meaning of Section 2-160-054) undermines civil order and deprives persons of the benefits of a free and open society.

Nothing in this ordinance shall be construed as supporting or advocating any particular lifestyle or religious view. To the contrary, it is the intention of this ordinance that all persons be treated fairly and equally and it is the express intent of this ordinance to guarantee to all of our ~~citizens~~ residents fair and equal treatment under law.

SECTION 9. Section 7-12-050 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

7-12-050 Dangerous animals - Investigation, determination, and requirements.

The Executive Director shall have the authority to make a determination that an animal is a dangerous animal, as defined in Section 7-12-020, and to order the owner to comply with any of the measures set forth below for the protection of public health, safety and welfare.

(a) Upon receipt of a ~~citizen~~ complaint or other report of an animal bite, attack, threatening behavior, or other reason to believe an animal may be a dangerous animal, the Department shall evaluate the seriousness of the complaint or report and, if the circumstances warrant, may conduct an investigation of the facts. Where necessary, -practicable, and readily located, the investigation may include, but not be limited to, interviewing the complainant, the human victim, if any, the victim animal s owner, the biter animal's owner, any witnesses, and also include observation of the animal and the scene, and any other relevant information. The Department then shall make a written finding of whether an animal is a dangerous animal as defined in Section 7-12-020 and the basis forthat finding. In addition, if during the course of the investigation, the Department uncovers evidence of inhumane treatment of any animal in violation of Section 7-12-080, the Department shall make a written finding of the specific violation and forward the written finding to the Executive Director. For purposes of this section, a police report may support the Department's determination. When making the determination, the Executive Director shall take into consideration the totality of the circumstances, including the behavior of all of the participants that led to the incident. The Executive Director shall declare in writing whether the animal is a dangerous animal and issue appropriate requirements as set forth in Section 7-12-050.

(Omitted text is unaffected by this ordinance)

SECTION 10. Section 7-38-555 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

7-38-555 Sleeping on premises prohibited.

No person shall use for the housing, sheltering and harboring of its employees or other persons any packing or slaughterhouse or any place which is occupied for the purpose of slaughtering or rendering cattle, sheep or hogs, or of dressing, cleaning, treating or preparing for shipment or canning meats and other foodstuffs by hand or machinery, or cause or permit same to be used as sleeping quarters or living apartments by such employees or other persons. Any such house or place so used or occupied for sleeping or living purposes is hereby declared to be a nuisance.

Whenever any such nuisance shall be found upon any premises within the City, the Department of Buildings is hereby authorized and directed to cause the same to be summarily abated in such a manner as it may direct.

For the purpose of carrying the foregoing provisions into effect, it shall be the duty of the Department of Buildings to cause to be detailed a sufficient number of police immediately upon complaint of any citizen individual. These police shall make a thorough and systematic examination of any such plant or plants and building or buildings and ascertain and report any such violations of this section, and for this purpose investigators shall be permitted at all times to visit or enter upon any building, lot or ground within the city limits and make examination thereof.

SECTION 11. Section 9-110-040 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-110-040 Pedicab license - Qualifications for license.

(a) In order to qualify for a license, whether upon initial application or upon application for renewal of a license:

- 1) an applicant shall be in compliance with all applicable city, State of Illinois and federal laws;
- 2) an individual applicant or officers of the applicant, as specified in Section 9-110-050, must be at least 18 years of age; and
- 3) an applicant shall have its principal place of business in the City of Chicago:
 - i) with respect to any corporate applicant, the company shall be organized or qualified to do business under the laws of the State of Illinois and have its principal place of business in the City of Chicago; or
 - ii) with respect to a partnership applicant, the partnership shall have its principal place of business in the City of Chicago; or
 - iii) with respect to any applicant other than a company or partnership, the applicant shall be a citizen or legal resident of the United States residing reside and be domiciled in the City of Chicago.

(Omitted text is unaffected by this ordinance)

SECTION 12. Section 9-112-100 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-112-100 Qualifications for license or renewal of license.

(a) In order to qualify for a license, whether upon initial application or upon application for renewal of a license:

- 1) an applicant shall be in compliance with all City, State of Illinois and Federal laws, and the provisions of this chapter; and
- 2) an applicant shall have its principal place of business in the City of Chicago:
 - i) with respect to any business entity applicant, the applicant shall be organized or qualified to do business under the laws of the State of Illinois; or
 - ii) with respect to an individual applicant, the applicant shall be a citizen or legal resident of the United States residing and be domiciled in the City of Chicago; and
- 3) an applicant for the issuance or renewal of a taxicab license shall submit a copy of the licensee's agreement with a taxicab affiliation licensed by the City. However, a licensee who owns only one medallion and who does not have an ownership interest in any other medallion need not be affiliated.

(Omitted text is unaffected by this ordinance)

SECTION 13. Section 9-114-040 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-114-040 Qualifications for license.

- (a) In order to qualify for a license, whether upon initial application or upon application for renewal of a license:
 - 1) an applicant shall be in compliance with all City, State of Illinois and Federal laws, and the provisions of this chapter; and
 - 2) an applicant shall have its principal place of business in the City of Chicago:
 - i. with respect to any corporate applicant, the corporation shall be , organized or qualified to do business under the laws of Illinois and have its principal place of business in the City of Chicago; or
 - ii. with respect to a partnership applicant, the partnership shall have its principal place of business in the City of Chicago; or
 - iii. with respect to any applicant other than a corporation or partnership, he shall be a citizen or legal resident of the United States residing and be domiciled in the City of Chicago; and
 - 3) an applicant must successfully complete a course of study which the Commissioner may prescribe by rule; and
 - 4) an applicant must register with the Department of Finance to pay the City's ground transportation tax, as required under Chapter 3-46 of this Code.

(Omitted text is unaffected by this ordinance)

SECTION 14. Section 9-115-060 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-115-060 Transportation network provider license - Qualifications for license.

- (a) In order to qualify for a transportation network provider license, whether upon initial application or upon application for renewal of a license:
 - 1) an applicant shall be in compliance with all applicable city, State of Illinois and federal laws;
 - 2) an applicant shall have a place of business in the City of Chicago:

(i) with respect to any corporate or limited liability company applicant, the company shall be organized or qualified to do business under the laws of the State of Illinois and have a place of business in the City of Chicago; or

ii) / with respect to any partnership applicant, the partnership shall have a place of business in the City of Chicago; or

iii) ! with respect to any individual applicant, the applicant shall be a citizen or legal resident of the United States, residing and be domiciled in the City of Chicago.

(Omitted text is unaffected by this ordinance)

SECTION 15. Section 11-4-575 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

11-4-575 Emission reduction credit banking and trading program.

(Omitted text is unaffected by this ordinance)

(g) Program Administration.

(1) The city- City hereby establishes an E.R.C. committee to administer the program. The duties of the E.R.C. committee include but are not limited to:

(Omitted text is unaffected by this ordinance)

(3) The plan shall specify, at a minimum:

(Omitted text is unaffected by this ordinance)

(F) A process that provides citizens residents who may be affected by a proposed facility with reasonable notice and opportunity to provide comments to the E.R.C. committee at least 30 days before the committee makes a recommendation to the city council City Council that credits be awarded to a qualified applicant.

(Omitted text is unaffected by this ordinance)

SECTION 16. Section 16-6-080 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

16-6-080 Duties of issuing departments.

The head of each issuing department shall have the following duties and responsibilities:

(Omitted text is unaffected by this ordinance)

(f) Provide information and assistance to citizens residents upon request about permit procedures and floodplain construction techniques.

(Omitted text is unaffected by this ordinance)

SECTION 17. Section 17-14-0301-A of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

17-14-0300 Zoning Board of Appeals.

17-14-0301 Creation and Membership.

17-14-0301-A The Zoning Board of Appeals consists of 5 members and up to 2 alternate members, all appointed by the Mayor, with the consent of the City Council, provided, however that a majority of said members at the time of appointment shall be members of the Illinois Society of Architects, the Western Society of Engineers, the Chicago Real Estate Board, the Illinois Society of Professional Engineers, the Cook County Real Estate Board, the Building Manager's Association of Chicago, the Building Construction Employer's Association or the Chicago Building Trades Council, or shall be the incumbent of the office of ~~commissioner of planning and development~~ Commissioner of Planning and Development, ~~city architect~~ City Architect, ~~superintendent of police~~ Superintendent of Police, or ~~corporation counsel~~ Corporation Counsel, or shall be a ~~citizen~~ City resident who has had outstanding experience in zoning administration.

If a regular member of the Zoning Board of Appeals is unable to attend a meeting, the chairman or acting chairman of the Zoning Board of Appeals may designate an alternate member to take ~~his or her~~ that regular member's place. Alternates shall be called on a rotating basis, as they are available.

Alternate members designated to sit in place of regular members shall have the same powers and duties and be subject to the same pertinent Code provisions as regular members. When an alternate member has been appointed to fill the position of a regular member, the alternate member shall continue to sit on any continued applications started at that meeting, in the place of the full member, at subsequent meetings until the applications are decided. In no event shall the Zoning Board of Appeals hear any matter within its jurisdiction with more than 5 members.

The Board shall promulgate rules addressing participation in Zoning Board of Appeals meetings by alternate members.

(Omitted text is unaffected by this ordinance)

ARTICLE III. EFFECTIVE DATE

SECTION 1. This ordinance shall take effect upon passage and approval.

CITY OF CHICAGO • OFFICE OF THE MAYOR

: * :

January 19, 2021

TO THE HONORABLE, THE CHAIRMAN AND MEMBERS OF THE CITY
COUNCIL COMMITTEE ON IMMIGRANT AND REFUGEE RIGHTS

Ladies and Gentlemen:

I transmit herewith, together with Aldermen Ramirez-Rosa, Rodriguez Sanchez and Rodriguez, an ordinance amending the Welcoming City Ordinance and associated changes.

Your favorable consideration of this ordinance will be appreciated.

Very truly, yours, ;

Nubia WillmanT©frector Mayor's Office of New Americans

121:NORTH LASALLE STREET • ROOM 509 • CHICAGO, IL 60602

Approved