

## Office of the City Clerk

City Hall 121 N. LaSalle St. Room 107 Chicago, IL 60602 www.chicityclerk.com

## Legislation Details (With Text)

File #: SO2017-3910

Type: Ordinance Status: Passed

File created: 5/24/2017 In control: City Council

**Final action:** 5/25/2018

Title: Amendment of Municipal Code Chapter 8-4 by adding new Section 8-4-356 regarding enhanced

penalties for offenses committed within senior and nursing home safety zones

Sponsors: Taliaferro, Chris, Mell, Deborah, Reboyras, Ariel, Ervin, Jason C., Hairston, Leslie A., Sawyer,

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Indexes: Ch. 4 Public Peace & Welfare

Attachments: 1. SO2017-3910.pdf, 2. O2017-3910.pdf, 3. O2017-3910 (V1).pdf

Date	Ver.	Action By	Action	Result
5/25/2018	1	City Council	Passed as Substitute	Pass
4/24/2018	1	Committee on Public Safety	Amended in Committee	
4/24/2018	1	Committee on Public Safety	Add Co-Sponsor(s)	
4/24/2018	1	Committee on Public Safety	Recommended to Pass	
1/11/2018	1	Committee on Public Safety	Held in Committee	
5/24/2017	1	City Council	Referred	

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 III. 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.				
Obrig UTD#sfarre Aldamaar 20th Ward				
Chris "TBtfaferro Alderman, 29 <sup>th</sup> Ward				

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