



Office of the City Clerk

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Legislation Details (With Text)

File #: O2013-2556

Type: Ordinance **Status:** Failed to Pass

File created: 4/10/2013 **In control:** City Council

Final action: 5/20/2015

Title: Amendment of Municipal Code Sections 3-42-070, 4-64-240 and 4-64-331 regarding retail licenses and underage tobacco violators

Sponsors: Lane, Lona, Mitts, Emma, Hairston, Leslie A., Sawyer, Roderick T., Holmes, Natashaia, Harris, Michelle A., Pope, John, Balcer, James, Burke, Edward M., Foulkes, Toni, Thomas, Latasha R., O'Shea, Matthew J., Brookins, Jr., Howard, Munoz, Ricardo, Zalewski, Michael R., Chandler, Michael D., Solis, Daniel, Burnett, Jr., Walter, Ervin, Jason C., Graham, Deborah L., Austin, Carrie M., Colón, Rey, Sposato, Nicholas, Cullerton, Timothy M., O'Connor, Mary, Reilly, Brendan, Smith, Michele, Tunney, Thomas, Arena, John, Cappleman, James, Pawar, Ameya, Osterman, Harry, Silverstein, Debra L.

Indexes: Ch. 42 Cigarette Tax, Ch. 64 Tobacco Dealers

Attachments: 1. O2013-2556.pdf

Date	Ver.	Action By	Action	Result
5/20/2015	1	City Council	Failed to Pass	Fail
5/2/2013	1	Committee on License and Consumer Protection	Held in Committee	Pass
4/10/2013	1	City Council	Referred	

ORDINANCE

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

SECTION 1. Section 3-42-070 of the Municipal Code of Chicago is hereby amended by deleting the language stricken and inserting the language underscored, as follows:

3-42-070 Reserved Penalty for violations of subsection 3-42-020(d), subsection 3-42-060(a), Section 3-42-080, and subsection 3-42-100(a).

In addition to any other penalty provided by law, two or more violations within a two-year period of subsection 3-42-020(d), subsection 3-42-060(a), Section 3-42-080, or subsection 3-42-100(a) shall subject the violator to license suspension or revocation as provided in subsection 4-64-240(a) of this Code.

SECTION 2. Section 4-64-240 of the Municipal Code of Chicago is hereby amended by deleting the language stricken and inserting the language underscored, as follows:

4-64-240 Suspension? and revocation, ~~and nonrenewal~~ of licenses.

(a) ~~Knowing or repeated~~ Two or more violations within a two-year period of any provision of Sections 4-64-100, 4-64-101, 4-64-180, 4-64-181, 4-64-190, 4-64-200, ~~4-64-205,~~ 4-64-210, or 4-64-220, or of any of the

sections and subsections listed in Section 3-42-070 of this Code, by a licensee shall be grounds for license revocation? or suspension, ~~or nonrenewal of such license~~ in addition to any other penalty provided by law. For purposes of this section, "license" includes any and all licenses issued by any officer, department^ or agency of the City of Chicago required for retail or other business operations at the location at which the offense occurred, and includes but is not limited to retail tobacco licenses.

(Omitted text is not affected by this ordinance)

SECTION 3. Section 4-64-331 of the Municipal Code of Chicago is hereby amended by deleting the language stricken and inserting the language underscored, as follows:

4-64-331 Underage tobacco violations - Civil penalty.

(Omitted text is not affected by this ordinance)

(c) Any person who ~~commits an underage tobacco violation under~~ violates Section 4-64-190 shall be liable for a civil penalty of \$1,000.00 for the first violation? and for a civil penalty of \$2,000.00 for the second ~~and each subsequent violations within two years; and the~~

~~person's retail tobacco license shall be revoked for the third offense within two years following the first violation. A person who commits any other underage tobacco violation shall be liable for a civil penalty of \$200.00.~~

(Omitted text is not affected by this ordinance)

SECTION 4. This ordinance shall take effect ten days^after passage and publication.