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, Roderick T., Mitts, Emma, Dowell, Pat, Villegas, Gilbert, Austin, Carrie M., Waguespack, Scott, Burnett, Jr., Walter		
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-

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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

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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 "TBtfaferro Alderman, 29th Ward

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