

FIN



OFFICE OF THE MAYOR
CITY OF CHICAGO

BRANDON JOHNSON
MAYOR

October 16, 2023

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Budget Director, I transmit herewith the 2024 Revenue Ordinance that amends various titles of the Municipal Code.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in blue ink, appearing to read "BJ Johnson", with a horizontal line extending to the right.

Mayor

**REVENUE
ORDINANCE**

WHEREAS, The City of Chicago is a home rule unit of government as defined in Article VII, Section 6(a) of the Illinois Constitution; and

WHEREAS, As a home rule unit of government, the City of Chicago may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, The management of its finances is a matter pertaining to the government and affairs of the City of Chicago; now, therefore,

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

This ordinance is organized into Articles, as follows:

Article I.	Clear Path Relief Program
Article II.	Administrative Debt Relief
Article III.	Payment Technology Services
Article IV.	Motor Vehicle Lessor Tax
Article V.	Employee Liability for Violations
Article VI.	Utility Billing Relief
Article VII.	Accessibility Pre-Review Fees
Article VIII.	Property Tax Increase Waiver
Article IX.	Severability; Superseder
Article X.	Effective Dates

**ARTICLE I.
CLEAR PATH RELIEF PROGRAM**

SECTION 1. Section 9-64-125 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

9-64-125 Display of wheel tax license emblem.

(a) Except as otherwise provided in Section 3-56-020(b) or Section 3-56-125(d) of this Code, no person shall park or stand on any portion of the public way, or on any City-owned property, or in a public parking garage as defined in Chapter 4-232, or in any parking lot open to pedestrian traffic any vehicle requiring a wheel tax license under Chapter 3-56 of this Code, unless the wheel tax license emblem is displayed in the manner required by subsection (d) of this section. Pursuant to Section 3-56-021, any person alleged to have violated this section may raise as an affirmative defense that (1) such person resided in the City for less than 30 days at the time the individual was cited for the violation, or (2) the cited vehicle was purchased less than 30 days prior to the issuance of the violation; (3) in the case of a renewal of a valid and current wheel tax license, such person obtained a current wheel tax license within the grace period provided for under Section 3-56-043(b); or (4) ~~only until December 31, 2023,~~ the violation has been corrected prior to adjudication of the citation pursuant to subsection (e) of this section.

(b) It shall be a violation of this section for a vehicle of under or equal to 16,000 lbs. gross vehicle weight to fail to comply with subsection (a) of this section.

(c) It shall be a violation of this section for a vehicle of over 16,000 lbs. gross vehicle weight to fail to comply with subsection (a) of this section.

(d) If display is required by this section, the wheel tax license emblem shall be (1) affixed in accordance with the instructions printed thereon or accompanying the emblem, which are made a part hereof, and (2) affixed without the use of supplemental adhesives, and (3) positioned to be clearly visible, (4) and maintained in a clearly legible condition on the front windshield in the lower right-hand corner farthest removed from the driver's position; provided, however, that if the wheel tax license emblem takes the form of a license tag, such license tag shall be affixed to the vehicle's rear license plate in a manner that does not obstruct the visibility of the license plate or any information set forth on such plate.

(e) ~~Only until December 31, 2023,~~ Any individual cited for violation of subsections (a), (b) or (c) of this section may raise as an affirmative defense that the violation has been corrected prior to adjudication of the citation. The affirmative defense provided in this subsection shall apply to all citations issued within a 30-day period prior to the date of compliance for the same violation, and it shall be limited to only one such defense per a permanent vehicle license plate number of a vehicle registered in the name of an individual defendant as a sole or joint owner.

(f) Except as otherwise provided in subsection (e) of this section, the violation of this section shall subject the violator to the fine set forth in Section 9-100-020.

SECTION 2. Section 9-76-160 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

9-76-160 Registration plates.

(Omitted text is not affected by this ordinance)

(e) ~~Only until December 31, 2023,~~ Any individual cited for violation of subsection (b) of this section may raise as an affirmative defense that the violation has been corrected prior to adjudication of the citation. The affirmative defense provided in this subsection shall apply to all citations issued within a 30-day period prior to the date of compliance for the same violation, and it shall be limited to only one such defense per a permanent vehicle license plate number of a vehicle registered in the name of an individual defendant as a sole or joint owner.

SECTION 3. Section 9-100-050 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

9-100-050 Determination of liability.

(Omitted text is unaffected by this ordinance.)

(e) ~~Except as otherwise provided in subsection (e) of Section 9-100-170, failure~~ Failure by any respondent to pay the fine within 25 days of issuance of a determination of liability for a violation will automatically subject the respondent to a penalty for late payment; provided that an eligible participant paying the indicated fine under an early installment payment plan pursuant to Section 9-100-160 and rules promulgated thereunder shall not be subject to the late payment, unless the eligible participant defaults on the early installment payment plan. In the

event of such a default, the eligible participant shall be subject to the late payment penalty in accordance with this section.

Except as otherwise provided in this subsection, the penalty for late payment shall be an amount equal to the lesser of either (1) the amount of the fine for the relevant violation or (2) \$250.00 minus the amount of the fine for the relevant violation. The fine penalty for late payment of the fine for violating subsection (b) or (c) of Section 9-64-125 shall be \$50.

(Omitted text is unaffected by this ordinance.)

SECTION 4. Section 9-100-100 of the Municipal Code of Chicago is hereby amended by deleting the language struck through as follows:

9-100-100 Notice of final determination.

(a) If any fine or penalty is owing and unpaid after a determination of liability under this chapter has become final and the respondent has exhausted or failed to exhaust judicial procedures for review, the Traffic Compliance Administrator shall cause a notice of final determination of liability to be sent to the respondent in accordance with Section 9-100-050(f); provided that the Traffic Compliance Administrator shall not send a notice of final determination to an eligible participant paying the indicated fine under an early installment payment plan pursuant to Section 9-100-160 and rules promulgated thereunder, unless the eligible participant defaults on the early installment payment plan. In the event of a default, the Traffic Compliance Administrator shall send a notice of final determination to the eligible participant in accordance with this section. ~~Provided, however, for an early installment plan that an eligible participant may enter into pursuant to subsection (d) of Section 9-100-170, a notice of final determination of liability shall not be sent before the expiration of the program created under Section 9-100-170.~~

(b) Any fine and penalty, if applicable, remaining unpaid after the notice of final determination of liability is sent shall constitute a debt due and owing the City which may be enforced in the manner set forth in Section 2-14-103 of this Code. Failure of the respondent to pay such fine or penalty within 14 days of the date of the notice may result in, if applicable, ~~(1) the immobilization of the person's vehicle for failure to pay fines or penalties pursuant to Section 9-100-120 or (2) the suspension of the person's driver's license for failure to pay fines or penalties pursuant to Section 9-100-130.~~

SECTION 5. Section 9-100-120 of the Municipal Code of Chicago is hereby amended by deleting the language struck through as follows:

9-100-120 Immobilization program.

(Omitted text is not affected by this ordinance)

(d) (1) The owner of an immobilized vehicle, or other person authorized by agreement with the owner or by operation of law to retrieve the vehicle, may secure the release of the vehicle by: (i) entering into an installment payment plan pursuant to Section 9-100-160 and the rules promulgated thereunder; or (ii) ~~only until December 31, 2023,~~ by participating in the Clear Path Relief ~~Pilot~~ Program pursuant to Section 9-100-170 and rules promulgated thereunder.

(2) Except as otherwise provided in subsection (d)(1), the owner of an immobilized vehicle or other authorized person may secure the release of the vehicle by paying the applicable immobilization, towing and storage fees, and all amounts, including any fines, penalties, administrative fees provided pursuant to Section 9-100-160, if any, and related collection costs and attorney's fees pursuant to Section 1-19-020 or Section 1-19-030, remaining due on each final determination for liability issued to the owner.

(Omitted text is not affected by this ordinance)

SECTION 6. Chapter 9-100 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

9-100-170 Clear Path Relief Pilot Program.

(a) Definitions. For purposes of this section, the following definitions apply:

"Administrator" means the City's Traffic Compliance Administrator.

"Base fine amount" means a fine amount assessed for a violation without including a penalty for late payment or other associated fees.

"Debt" means: (i) all fines, fees, and penalties that result from violations of parking, standing, compliance, automated speed enforcement, and automated traffic law enforcement ordinances as to which a notice of final determination for such violations have been issued, except for a violation of Section 9-64-190; (ii) fees that result from the immobilization, impoundment, towing, and storage of vehicles, except for impounded vehicle release fees; or (iii) collection costs or attorney's fees charged pursuant to Section 1-19-020 or Section 1-19-030.

"Default" means the non-payment or underpayment of a monthly amount due from an eligible participant.

~~"Early installment payment plan" means an early installment payment plan created pursuant to Section 9-100-160 of the Code and rules promulgated thereunder.~~

"Eligible participant" means: (i) any individual who has a household income of 300 percent or less than the Federal Poverty Level, and who meets the eligibility requirements provided by rule; ~~or~~ (ii) any individual who is currently enrolled in the City's utility billing relief program provided in Section 11-12-545 of the Code; or (iii) any individual who is currently enrolled in the City's administrative debt relief program established under Article XVII of Chapter 2-32 of the Code.

"Impounded vehicle release fees" means the towing, storage, boot, vehicle immobilization device tampering fee pursuant to 9-100-120 (h), and insufficient funds returned check fees associated with the release of an impounded vehicle to an eligible participant. The term "impounded vehicle release fees" does not include the towing, storage, boot, and ~~insufficient funds returned check~~ fees associated with impounded vehicles that cannot be released to an eligible participant or which have been disposed of in accordance with applicable law.

"Look-back period" means a three-year period immediately prior to an eligible participant's enrollment in the program.

"Payment period" means: (i) a ~~12~~ 24-month period from the time an eligible participant is approved and enrolled in the program; or (ii) a ~~12~~ 24-month period from the time an eligible participant continued to participate in the program after a first or second default.

"Program" means the City's Clear Path Relief ~~Pilot~~ Program established pursuant to this section.

"Violation" means a parking, standing, compliance, or automated speed enforcement system or automated traffic law enforcement system violation, except for a violation of Section 9-64-190.

(b) *Program created.* The Administrator is authorized to establish income-based debt waiver, fine waiver and penalty waiver program known as the Clear Path Relief ~~Pilot~~ Program as provided in this section and rules promulgated hereunder. The program is intended to reduce debt burden on eligible participants.

(c) *Income-based debt waiver.* Notwithstanding any other provision of this Code to the contrary, an eligible participant who has paid, at once or through an installment payment plan, the base fine amounts, and any associated impounded vehicle release fees, for all violations that occurred during a look-back period by the end of the payment period shall have all debts that the eligible participant owes to the City that resulted from any violation that occurred prior to the look-back period waived. An eligible participant who defaults for a first or second time during the program may be eligible to continue in the program in accordance with rules adopted by the Administrator. Provided, however, if the eligible participant defaults for a third time during the program or becomes ineligible for the program, as determined by the Administrator, all unpaid debts that the eligible participant owed to the City, including debt that would have been waived pursuant to this subsection, shall be reinstated and shall be debts owed to the City by the formerly eligible participant. An eligible participant may only be granted relief under this Section for one approved application.

~~(d) — *Income-based fine waiver.* Notwithstanding any other provision of this Code to the contrary, an eligible participant who has paid at once or through an early installment payment plan, one-half of the base fine amount, and any associated impounded vehicle release fees, for any violation that occurs after the eligible participant's enrollment in the program shall have one-half of the base fine amount for the violation waived. Provided, however, if the eligible participant takes no timely action, defaults or becomes ineligible for the program, as determined by the Administrator, the total unpaid base fine amount for the violation, including the amount that would have been waived pursuant to this subsection, shall be reinstated. Unless the Administrator has already issued a determination of liability for the violation pursuant to this chapter, no earlier than 25 days after the eligible participant defaults or becomes ineligible for the program, the Administrator shall issue a determination of liability, in accordance with this chapter, entering the base fine amount. Except as otherwise provided in this section, the applicable provisions of this Code, including Section 9-100-160, shall apply to an early installment plan that an eligible participant may enter into pursuant to this subsection.~~

~~(e) — *Income-based penalty waiver.* Notwithstanding any other provision of this Code to the contrary, no late payment penalty shall be assessed during the program against an eligible participant for late payment of, or failure to pay, the base fine amount for any violation that occurs after the eligible participant's enrollment in the program. Provided, however, after the expiration of the program, or if the eligible participant becomes ineligible for the program, as determined by the Administrator, a late payment penalty shall be assessed, as provided in Section 9-100-050, against the formerly eligible participant for the late payment of, or failure to pay, the base fine~~

~~amount for any violation that occurs after the formerly eligible participant becomes ineligible for the program.~~

(fd) Rules. The Administrator is authorized to promulgate rules for the proper administration and enforcement of this section and for the regulation of individuals that may apply to participate in the program. The rules, among other things, may provide for:

(i) the duration, down payment amounts, payment amounts and the manner of payment for the payment plans created or unutilized under the program;

(ii) eligibility requirements, consistent with this section, to participate in the program, including, but not limited to, compliance with application, income verification and change of status reporting requirements; and

(iii) requirements, consistent with this section, to determine ineligibility for the program, including, but not limited to, exceeding the income threshold for the program, failure to maintain eligibility status to continue participating in the City's utility billing relief program, and failure to meet change of status reporting requirements.

(ge) Down payments. Any down payment that the eligible participant is required to pay to participate in the program shall be credited towards the payment of fine amounts owed that are part of the program.

(hf) Property interest. The program is created in the City's sole discretion, and participation in the program and any benefits that result from the program are not intended to create a property interest in any eligible participant or in any individual eligible for the program.

~~(i) Expiration. This section shall expire and be repealed of its own accord, without further action by the City Council, on January 1, 2024.~~

SECTION 7. Section 8 of O2021-4786, as published in the *Journal of the Proceedings of the City Council of the City of Chicago, Illinois* for the regular meeting held on Wednesday, October 27, 2021, on pages 40512-13, is hereby amended by deleting the language struck through and by inserting the language underscored, as follows: "(a) The expiration of the income-based fine waiver and income-based penalty waiver created under the Clear Path Relief Pilot Program established under Section 9-100-170 of the Municipal Code of Chicago ("Program") shall not invalidate installment payment plans that have been commenced during the Program and that end after December 31, 2023.

~~(b) Notwithstanding any other provision of the Municipal Code of Chicago ("Code"), any individual cited for violation of subsections (a), (b) or (c) of Section 9-64-125 of the Code or subsection (b) of Section 9-76-160 of the Code may raise the affirmative defense provided in Section 9-64-125(e) or 9-76-160(e) of the Code, as appropriate, at a new adjudication of the relevant citation held after December 31, 2023, if: (i) an administrative law officer has granted a motion to set aside a default order under Section 2-14-108 of the Code; and (ii) each such citation is issued prior to January 1, 2024 and (iii) the violation has been corrected before the new adjudication."~~

ARTICLE II. ADMINISTRATIVE DEBT RELIEF

SECTION 1. Chapter 2-32 of the Municipal Code of Chicago is hereby amended by adding a new Article XVII, as follows:

ARTICLE XVII. ADMINISTRATIVE DEBT RELIEF

2-32-1700 Definitions. Whenever the following words and phrases are used in this Article, they shall have the meanings respectively ascribed to them:

"Administrative hearing violation" means a violation of the Code for which a fine, restitution, and other costs, have been imposed by the Department of Administrative Hearings, except for:

- (a) a Tax;
- (b) failure to pay a debt due and owing the City pursuant to Section 1-20-090 of the Code;
- (c) wage garnishment proceeding conducted pursuant to Section 2-32-392 of the Code;
- (d) a parking, standing, compliance, automated speed enforcement system, automated traffic law enforcement system violation, or tow initiated pursuant to authority granted under Sections 9-92-010 or 9-92-030 of the Code, for which a Fine or Other Costs were imposed by the Department of Administrative Hearings;
- (e) any violation of Chapters 1-21 (FALSE STATEMENTS) or 1-22 (FALSE CLAIMS) of this Code;
- (f) any violation for which the City has: (i) commenced a case in a court of competent jurisdiction for the collection of the debt owed on said violation; or (ii) obtained a judgment from a court of competent jurisdiction within the past seven years for the collection of the debt owed on said violation;
- (g) any violations for which a vehicle was impounded by the City and the City is still in possession of such vehicle; or
- (h) any violation in which there is a pending motion to set-aside a default before the Department of Administrative Hearings.

"Collection costs" means the expenses and time incurred by the City or its agents to collect any debt.

"Comptroller" means the City Comptroller as established by Section 2-32-020 of the Code or the Comptroller's designee.

"Current monthly income" means all income of the hardship debtor and any other individual who is 18 years or older and resides in the same household that is derived during the 30-day period immediately preceding the date of application for a application for relief under this Article no matter the source of the income and without regard to whether such income is taxable income, including but not limited to all pension, annuity, and all government benefit payments such as social security, unemployment insurance, and like payments.

"Default" means either: (i) underpayment or non-payment of a monthly payment on a Hardship Payment Plan within 120 days of the stated due date; (ii) failure to pay in full or enroll in a payment plan within 12 months of being approved by the Department as a hardship debtor; or (iii) a finding by the Comptroller that a hardship debtor misrepresented or made a false statement regarding the hardship Debtor's eligibility to enroll in a hardship payment plan.

"Department" means the Department of Finance of the City.

"FDO" means a Findings, Decision, and Order entered at the Department of Administrative Hearings for an Administrative Hearing Violation.

"Fine" means the monetary penalty imposed for an Administrative Hearing Violation of the Code in an FDO, excluding any Other Costs or Restitution.

"Hardship debtor" mean a natural individual with an unpaid balance to the City on at least one Administrative Hearing Violation who: (i) is currently enrolled in the Utility Billing Relief program established pursuant to Section 11-12-545 of the Code; (ii) is currently enrolled in the Clear Path Relief Pilot Program established pursuant to Section 9-100-170 of the Code; or (iii) has a Household Income of 300 percent or less than the Federal Poverty Level as determined by the applicant's Current Monthly Income. A firm, trust, partnership, association, joint venture, corporation or other legal entity, is not a hardship debtor.

"Hardship payment plan" means an agreement between the Department and a hardship debtor established pursuant to this Article and any rules promulgated to implement or administer it for repayment of an administrative hearing violation fine pursuant to this Article.

"Household income" means current monthly income multiplied by 12.

"Other costs" means any collection costs, attorney's fees, court costs, towing fees, storage fees, administrative fees, interest, or insufficient funds charges, associated with an FDO.

"Pay" means to make payment by cash, credit card, check or other means acceptable to the Department.

"Restitution" means an amount of money ordered by the Department of Administrative Hearings to be paid by a hardship debtor as recompense for injury or financial loss to either the City or a third party.

"Tax" means any sum payable pursuant to a revenue measure imposed under any of the chapters of the Code or under any other ordinance passed by the City Council and paid or remitted directly to the Department.

2-32-1710 Debt relief program established. The Comptroller shall establish and administer a debt relief program pursuant to this Article. The debt relief program shall provide relief as stated in this Article only if the hardship debtor complies with the applicable requirements of the program and any agreements. The Comptroller may promulgate such rules as are necessary to implement or administer this Article.

2-32-1720 Scope of debt relief.

(a) Any hardship debtor seeking relief pursuant to this Article for an FDO shall apply for such relief through procedures established by the Department. If an application is approved,

a hardship debtor shall pay any restitution amount in full plus fifty percent of the fine amount ordered in any FDOs issued prior to the application or enroll in a hardship payment plan for that same amount. After an application is approved, no additional FDOs entered after such date are eligible for relief.

(b) Following payment of the restitution amount in full plus fifty percent of the fine amount ordered in the FDO by a hardship debtor, or upon completion of a hardship payment plan pursuant to its terms, the Department shall: (1) waive all other costs associated with the paid fine or restitution; (2) the City shall not seek civil or criminal prosecution for the failure to have paid any fine, restitution, or other costs for that administrative hearing violation; and (3) waive any remaining fines associated with the administrative hearing violations paid by the hardship debtor in accordance with this Section or that were included in a hardship payment plan.

(c) If a hardship debtor fails to complete any of the requirements of this Article: (i) all other costs associated with the administrative hearing violation remain due and owing; (ii) no relief is available under this Article; and (iii) invoices, collection letters, or other documents created in response to an application for relief under this Article that show the balance of an administrative hearing violation shall not be used as evidence of the current balance of said administrative hearing violation.

(d) In no event shall any relief granted under this Article entitle a hardship debtor to a refund for any amounts paid prior to seeking debt relief under this Article.

(e) A hardship debtor may only be granted relief under this Article XVII for one approved application made pursuant to Section 2-32-1720(a).

2-32-1730 Hardship payment plans. The Department is authorized to enroll any hardship debtor into a hardship payment plan and to administer such hardship payment plans, provided that:

(a) In order to satisfy the hardship payment plan, a hardship debtor shall pay any applicable Restitution, and 50 percent of the fine imposed by the Department of Administrative Hearings for each administrative hearing violation included in the hardship payment plan;

(b) No hardship payment plan shall have a term longer than 60 months;

(c) No hardship payment plan shall have a monthly payment of less than \$10.00 per month;

(d) The down payment of a hardship payment plan shall be in an amount no less than \$25.00; and

(e) Hardship payment plans shall not include any interest or other charges beyond any restitution owed and 50 percent of the fine.

2-32-1740 Default. If a hardship payment plan enters default status, the hardship debtor shall no longer be eligible to receive waiver of fines or other costs pursuant to this Article, unless they re-enroll in a hardship payment plan within 60 days of default by paying any past due amounts.

The City may provide notice to a hardship debtor enrolled in a hardship payment plan prior to declaring a default; however, notice to the hardship debtor is not required for a default to be effective.

No hardship debtor may enroll in a hardship payment plan more than twice.

If a hardship debtor defaults a total of two times on a hardship payment plan, they shall no longer be eligible to receive waiver of other costs pursuant to Section 2-32-1720 and the City shall be entitled to pursue any and all collection activities, including adjudication at a court of competent jurisdiction, to recover all unpaid fines, restitution, and other costs without further notice.

2-32-1750 Fraudulent conduct. Relief under this program shall not be available to any person who is a party to any civil or criminal litigation concerning fraudulent conduct in relation to any debt owed to the City which is pending in any circuit court, appellate court or the Supreme Court of the State of Illinois, or the Department of Administrative Hearings.

2-32-1760 Property interest. The debt relief program and any benefits established by this Article are created in the City's sole discretion, and participation in the program and any benefits that result from the program are not intended to create a property interest in any hardship debtor or other individual or entity.

ARTICLE III. PAYMENT TECHNOLOGY SERVICES

SECTION 1. Chapter 2-32 of the Municipal Code of Chicago is hereby amended by adding a new Section 2-32-075, as follows:

2-32-075 Contracts for payment technology services.

(a) *Definitions.* The following definitions shall apply for the purposes of this section:

"Application" means any software installed or available for download on a computer, tablet, smart phone, kiosk, or other electronic device, or any website, mobile application or platform, internet-enabled application or platform or digital platform.

"Payment technology" means any software, hardware, or other innovation owned, operated, or authorized for use by the City for its benefit or the benefit of the public that enables any person to engage in financial transactions.

"Third party" means any provider of an application, including, but not limited to, a provider of any payment technology application.

"Utility company" means any enterprise that provides utility services, including, but not limited to, gas, electricity, water, sewage, or telecommunications.

(b) *Authority.* The Comptroller is authorized to enter into and execute one or more agreements with a third party, permitting the third party to install an application on payment technology in order to enable persons to pay utility company bills. Third parties may generate revenue from the application installed on the payment technology. However, third parties shall

not collect payment, in any form, from the persons who use the application to pay utility company bills.

ARTICLE IV. MOTOR VEHICLE LESSOR TAX

SECTION 1. Section 3-48-020 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

3-48-020 Definitions.

A. For the purposes of this chapter, when any of the following words or terms are used herein they shall have the meaning or construction ascribed to them in this section:

(Omitted text is unaffected by this ordinance)

"Lessor" means any person who leases a motor vehicle on a daily or weekly basis. This term includes, but is not limited to, persons engaged in the business of facilitating the lease or rental of motor vehicles for any consideration, whether conducted online, in person, or otherwise.

"Motor vehicle" means any motor vehicle as defined in section 1-146 of "The Illinois Motor Vehicle Code".

"Person" means any natural individual, firm, trust, partnership, association, joint venture, corporation or other legal entity, in his or its own capacity or as administrator, conservator, guardian, executor, trustee, receiver or other representative appointed by the court, and, as applied to partnerships, associations or joint ventures, the word shall include the members thereof, and as applied to corporations, shall include the officers, agents or employees.

(Omitted text is unaffected by this ordinance)

ARTICLE V. EMPLOYEE LIABILITY FOR VIOLATIONS

SECTION 1. Chapter 9-100 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-100-110 Liability of city employees for certain violations.

(a) A ~~city~~ City officer or employee shall be held personally liable for all amounts, including all fines, ~~related collection costs and attorney's fees, due for final determinations of~~ automated speed enforcement, automated traffic law enforcement, parking and standing violation notices served either upon ~~city~~ City vehicles assigned to his possession or use or upon his personally owned automobile authorized to be used in the performance of his official duties unless:

(1) The officer or employee certifies by a paper or electronic process established by the Department of Finance that the vehicle was in use for the performance of official ~~city~~ City business during an emergency or during an official investigation where complying

with the applicable parking or standing regulation would impede the investigation at the time of the alleged violation;

(2) The head of the respective ~~city~~ City department, agency or office concludes that the statements contained in the certificate are accurate, and recommends to the ~~budget director~~ Traffic Compliance Administrator that the liability for the alleged violation be released; and

(3) The ~~budget director~~ Traffic Compliance Administrator approves the release of such officer or employee from personal liability for the alleged violation.

If the ~~budget director~~ Traffic Compliance Administrator approves the release of personal liability for the alleged violation, the violation notice shall be withdrawn. ~~The budget director shall submit quarterly reports to the city council, detailing by department, agency or office, the number and nature of approved releases from personal liability for parking violation notices served upon city vehicles and privately owned vehicles authorized to be used in the performance of official city business.~~

To expedite enforcement of this section, where the registered owner or lessee of a vehicle served with a violation notice is the ~~city~~ City, the ~~traffic compliance administrator~~ Traffic Compliance Administrator shall notify the department, agency or office to which the vehicle is assigned.

(b) It shall not be a defense to a compliance violation involving the personal vehicle of an officer or employee of the ~~city~~ City that the officer or employee was using the vehicle for official government business at the time of the alleged violation. A compliance violation issued pursuant to Section 9-64-125, or 9-76-160 ~~or 9-76-220~~ involving a ~~city~~ City-owned or leased vehicle may be withdrawn pursuant to this section, if:

(1) The officer or employee possessing or using the vehicle at the time of the alleged violation certifies that the vehicle was in use for the performance of official ~~city~~ City business during an emergency or during an official investigation at the time of the alleged violation;

(2) The head of the respective ~~city~~ City department, agency or office concludes that the statements contained in the certificate are accurate, and recommends to the ~~budget director~~ Traffic Compliance Administrator that the liability for the alleged violation be released; and

(3) The ~~budget director~~ Traffic Compliance Administrator approves the release of liability for the alleged violation.

If the ~~budget director~~ Traffic Compliance Administrator approves the release of liability for the alleged violation, the compliance violation notice shall be withdrawn. ~~The budget director shall submit quarterly reports to the city council, detailing by department, agency or office, the number and nature of approved releases from liability for compliance violation notices served upon city vehicles used in the performance of official city business.~~

9-100-111 Officers and employees of law enforcement agencies.

(a) Officers and employees of law enforcement agencies may request a release of liability for the alleged parking, ~~and standing, automated speed enforcement, or automated traffic law enforcement~~ violation subject to the following conditions:

(1) The officer or employee certifies that the vehicle was in use for the performance of official government or business during an emergency or during an official investigation where complying with the applicable parking or standing regulation would impede the investigation at the time of the alleged violation;

(2) The head of the respective government agency, or a designee chosen by such person concludes that the statements contained in the certificate are accurate and submits a written request to the ~~budget director~~ Traffic Compliance Administrator that the liability for the alleged violation be released; and

(3) The ~~budget director~~ Traffic Compliance Administrator approves the release of liability for the alleged violation.

If the ~~budget director~~ Traffic Compliance Administrator approves the release of personal liability for the alleged violation, the violation notice shall be withdrawn. ~~The budget director shall submit quarterly reports to the city council, detailing by department, agency or office, the number and nature of approved releases from personal liability for parking violation notices served upon city vehicles and privately owned vehicles authorized to be used in the performance of official city business.~~

To expedite enforcement of this section, where the registered owner or lessee of a vehicle served with a violation notice is the City of Chicago, the ~~budget director~~ Traffic Compliance Administrator shall notify the department, agency or office to which the vehicle is assigned.

(b) A compliance violation issued pursuant to Section 9-64-125, or 9-76-160 ~~or 9-76-220~~ involving a vehicle owned or leased by a law enforcement agency may be withdrawn pursuant to this section, if:

(1) The officer or employee possessing or using the vehicle at the time of the alleged violation certifies that the vehicle was in use for the performance of official government business during an emergency or during an official investigation at the time of the alleged violation;

(2) The head of the respective government agency, or a designee, chosen by such person concludes that the statements contained in the certificate are accurate and submits a written request to the ~~budget director~~ Traffic Compliance Administrator that the liability for the alleged violation be released; and

(3) The ~~budget director~~ Traffic Compliance Administrator approves the release of liability for the alleged violation.

If the ~~budget director~~ Traffic Compliance Administrator approves the release of liability for the alleged violation, the violation notice shall be withdrawn. ~~The budget director shall submit quarterly reports to the city council, detailing by department, agency or office, the number and nature of approved releases from liability for compliance violation notices served upon city vehicles used in the performance of official city business.~~

For the purposes of this section "law enforcement agency" means an agency that is vested by federal, state or local law or ordinance with police powers.

ARTICLE VI. UTILITY BILLING RELIEF

SECTION 1. Section 11-12-545 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

11-12-545 Utility billing relief program.

(Omitted text is unaffected by this ordinance)

(c) Definitions. For purposes of this section, the following definitions shall apply:

(Omitted text is unaffected by this ordinance)

"Homeowner" means the Owner and occupant of a single family, ~~or two-unit, or~~ three-unit residence located in the City of Chicago.

(Omitted text is unaffected by this ordinance)

(d) Program.

(1) *Eligibility.* A Homeowner who is eligible to participate in the UBR and applies to the Comptroller may become a Participant. In order to become a Participant, a Homeowner must own and occupy the single-family, ~~or two-unit, or~~ three-unit residence in the City of Chicago for which participation in the UBR is sought, and must meet the eligibility criteria to participate in the LIHEAP with the exception of any United States citizenship requirement; provided, however, that a Homeowner does not need to participate in the LIHEAP in order to be eligible for the UBR. A Homeowner who receives an exemption under Section 3-12-050 shall not be eligible to simultaneously participate in the UBR. A Participant who does not successfully complete the UBR two times shall no longer be eligible to participate in the UBR.

(Omitted text is unaffected by this ordinance)

ARTICLE VII. ACCESSIBILITY PRE-REVIEW FEES

SECTION 1. Table 14A-12-1204.1 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

Table 14A-12-1204.1 General Fees – Chapter 4

Section	Description	Amount ^a
14A-4-403.1	Monthly electrical maintenance permit (per building, per month)	\$75
14A-4-403.2	Monthly plumbing maintenance permit (per building, per month)	\$75
14A-4-409.1	Accessibility pre-review first hour additional hour or portion of an hour	\$150 <u>\$300</u> \$400 <u>\$200</u>
<i>(Omitted text is not affected by this ordinance)</i>		

**ARTICLE VIII.
PROPERTY TAX INCREASE WAIVER**

SECTION 1. The annual increase in the property tax levy equal to the lesser of the most recently reported annual increase in the Consumer Price Index (CPI) or five percent established by Section 3-92-075 of the Municipal Code of Chicago is hereby waived for fiscal year 2024.

**ARTICLE IX.
SEVERABILITY, SUPERSEDER**

SECTION 1. The provisions of this Ordinance are declared to be separate and severable. The invalidity of any provision of this Ordinance, or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of this Ordinance, or the validity of its application to other persons or circumstances.

SECTION 2. In the event of a conflict or inconsistency between this ordinance and any other ordinance, resolution, motion, or order, this ordinance shall prevail.

**ARTICLE X.
EFFECTIVE DATES**

SECTION 1. Articles III and V of this ordinance shall be effective upon passage and approval.

SECTION 2. Following passage and approval, Article VI of this ordinance shall be effective April 1, 2024.

SECTION 3. Following passage and approval, all other parts of this ordinance not otherwise referenced in this Article X shall be effective on January 1, 2024.