

ORDINANCE

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

SECTION 1. Title 2 of the Municipal Code of Chicago is hereby amended by deleting Chapter 2-172 in its entirety, and replacing it with a new Chapter 2-172, as follows:

**CHAPTER 2-172
CLARIFYING HAVEN TIME LIMITS**

2-172-010 Definitions.

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

“Emergency congregate housing” means any location operated by the City, any delegate agency of a City department, or any entity with funds provided, in whole or in part, by the City where individuals and families reside for more than 96 hours and where such individuals and families sleep in a congregate setting with shared facilities, including but not limited to, sleeping quarters and bathrooms. “Emergency congregate housing” shall include domestic violence residences, and shall not include any hospital, assisted living facility, nursing home, community home, sheltered care home, home for the aged, transitional residence, or temporary overnight shelter, as those terms are defined in this Code. “Emergency congregate housing” shall not include any hotel, as defined in this Code, unless such hotel is being operated by the City, any delegate agency of a City department, or any entity with funds provided, in whole or in part, by the City as a transitional shelter or similar use.

“Transitional shelter” shall have the meaning ascribed in Section 13-212-010.

2-172-020 Prohibition on Length of Stay Limitations.

Notwithstanding anything in this Code to the contrary, including Section 13-212-040, the City, any delegate agency of a City department, and any entity with funds provided, in whole or in part, by the City that operates a transitional shelter or other emergency congregate housing shall not impose limits on the length of time an individual or family may reside in such transitional shelter or emergency congregate housing so long as such individual or family continues to meet any applicable eligibility requirements. This section shall not apply to the extent it is preempted by applicable federal or State law, or to the extent it conflicts with the terms or conditions of a federal or State grant agreement or an order of a court of competent jurisdiction. No limit on the length of time an individual or family may reside in a transitional shelter or emergency congregate housing operated by the City, any delegate agency of a City department, and any entity with funds provided, in whole or in part, by the City shall be effective unless codified as an amendment to this section.

SECTION 2. Any time limit on the length of time an individual or family may reside in a transitional shelter or emergency congregate housing operated by the City, any delegate agency of a City department, and any entity with funds provided, in whole or in part, by the City imposed

of a City department, and any entity with funds provided, in whole or in part, by the City imposed prior to the effective date of this ordinance is hereby be repealed, voided, and of no further force and effect. This section shall not apply to the extent it is preempted by applicable federal or State law, or to the extent it conflicts with the terms or conditions of a federal or State grant agreement, or an order of a court of competent jurisdiction.

SECTION 3. This ordinance shall take effect immediately upon passage.



Aldersperson, 48th Ward