

ORDINANCE

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

SECTION 1. Section 2-120-518 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and inserting the language underscored, as follows:

2-120-518 Hate crimes incidents.

(a) ~~As used in this section, "hate~~ For purposes of this section, the definitions in Section 6-10-020 of this Code and the following definitions shall apply:

(1) "Graffiti has the meaning ascribed to that term in Section 7-28-065 of this Code.

(2) "Hate crime" means any action in violation of Section 8-4-020 or 8-4-085 of this Code.

(3) "Hate incident" means: (i) a hate crime; or (ii) a non-criminal hostile expression or action that may be motivated by bias against another person's actual or perceived identity or status, including, but not limited to actual or perceived race, color, sex, gender identity, age, religion, disability, national origin, ancestry, or sexual orientation. The term shall include, but is not limited to, non-criminal incidents of hateful graffiti or vandalism; derogatory insults, name-calling, or gestures; bullying; the use of identity- or status-based slurs or pejoratives; verbal, online, or written abuse or harassment; and the placement of hateful or offensive material in public view.

(4) "Vandalism" has the meaning ascribed to that term in Section 8-4-060 of this Code.

(b) ~~Whenever any Chicago police officer member of the Department of Police has identified a victim of a possible hate crime incident committed within the city City, the Chicago Police Department of Police shall, to the extent known, supply relevant information, including, but not limited to, the name, address, and telephone number contact information of the alleged victim and a description of the incident to the chair of the Chicago commission on human relations, together with other relevant information concerning the alleged crime Commission.~~

(c) ~~The police department Department of Police shall, also, on at least a monthly basis, prepare a statistical summary concerning all criminal acts and ordinance violations committed within the City of Chicago during the previous month that are believed to be hate crimes and all other incidents reported to the Department of Police that are believed to be hate incidents. A copy of this summary shall be forwarded to the Chicago commission on human relations Commission. This summary shall be in a form approved by the police department Department of Police and the chair of the Chicago commission on human relations Commission.~~

(d) The Department of Police shall maintain a publicly available online dashboard that is, on at least a monthly basis, updated to include individual hate incidents, including relevant information such as date of incident, location, ward number, bias category, bias type, offense description, and number of associated arrests, charges, and convictions, if applicable.

~~(e)~~ (e) Whenever the ~~Chicago Police Department of Police~~ has provided information concerning a victim of a possible hate crime incident to the chair of the ~~Chicago commission on human relations~~ Commission, either the chair or a person designated by him ~~the chair~~ shall make reasonable efforts to contact the victim for the purpose of offering to help the victim with the ~~police department~~ Department of Police, prosecutors, and any other interested agencies relevant entities.

~~(d)~~ (f) ~~The Chicago Police Department of Police~~ shall train both full-time and part-time new recruits and veteran personnel on an ongoing basis ~~on the subject of hate crimes about hate incidents~~. The Department of Police shall ensure that all officers receive in-service training every two years on methods, strategies, and techniques for recognizing and responding to hate incidents, including procedures for processing reports and complaints by the Department of Police, the Commission, the Office of Emergency Management and Communications, and 311 City Services. On a biannual basis, the Department of Police shall review and, if necessary, update its policies and directives relating to hate incidents.

~~(e)~~ ~~The (g)~~ In conjunction with the Department of Police, the Office of Emergency Management and Communications, and other relevant entities, the chair of the Chicago commission on human relations Commission shall keep statistics on hate crimes incidents to determine if such crimes incidents are part of a pattern or if, due to hate or hate-based tensions in the area where the crime incidents were committed. further hate crimes incidents or escalations of tensions are likely to occur if remedial action is not taken. The Commission chair shall present share the findings of his its report to the Chicago Police Department of Police. Before July 1 of each year, the Commission shall publish and present to the City Council Committee on Public Safety an annual report summarizing reported hate incidents during the preceding calendar year. The annual report shall include:

(1) information regarding the total number of reported hate incidents, organized by type of incident, classification of bias motivation, and the disposition of investigations in each police district and across the City;

(2) an overview of hate incidents from local, regional, and national perspectives;

(3) an evaluation of the effectiveness of City policies and procedures in ensuring: (i) hate incidents are comprehensively investigated, tracked and reported; and (ii) survivors of hate incidents receive the assistance of City agencies and have been offered City resources;

(4) any policy or procedural changes or proposed changes designed to reduce or eliminate hate incidents; and

(5) a local, state, and federal legislative and policy strategy with the goal of enhancing and strengthening existing policies, ordinances, and laws regarding hate incidents.

(h) Upon recommendation of the chair, the ~~Chicago Commission on human relations~~ may call a hearing to address ~~only perceived patterns of hate crimes or hate-based tensions, and to issue findings and recommendations concerning ways in which hate crimes and hate-based tensions can be reduced in the affected area~~. The Commission may employ a hearing examiner and other employees necessary for such purpose. For the purpose of such hearing, the commission on human relations may:

~~————— (1) Receive evidence and hear testimony related to patterns of hate crimes and hate-based tensions; provided, however, that the commission will not invite or suggest the attendance of a victim of or a witness to any matter in which there is an ongoing criminal investigation or prosecution, including any appeal or retrial;~~

~~————— (2) Issue and enforce subpoenas pursuant to Section 2-120-510 of this Code to compel the attendance of witnesses and the production of evidence relevant to the matter in question; provided, however, that no subpoena shall be issued to compel the attendance of a victim of or witness to any matter in which there is an ongoing criminal investigation or prosecution, including any appeal or retrial;~~

~~————— (3) Issue findings and recommendations concerning ways in which hate crimes and hate-based tensions can be reduced in the affected area.~~

~~— The commission on human relations shall conduct such a hearing, and issue and enforce any subpoena, in a manner that will avoid interference with any ongoing criminal investigation or prosecution.~~

~~(g) (i) The Chicago commission on human relations is hereby authorized to Commission shall develop and initiate educational and other programs, and services such as safety planning, trauma management, and data reporting, designed to reduce hate-based tensions and the incidence of hate crimes incidents, either in particular areas or on a citywide basis.~~

~~(i) The Office of Emergency Management and Communications, in conjunction with the Commission, the Department of Police, and other relevant entities, shall establish a shared, standardized intake system for members of the public to report hate incidents to the City. The system shall:~~

~~(1) incorporate features provided in the 311 customer relationship management system including telephonic, mobile phone application, and online reporting, administrative management, and tracking across the Commission, Department of Police, Office of Emergency Management and Communications, and 311 City Services;~~

~~(2) collect information such as contact information, the time and location of the incident, a description of the incident, and alleged suspect information;~~

~~(3) provide users with the option to receive a response from law enforcement or the Commission; and~~

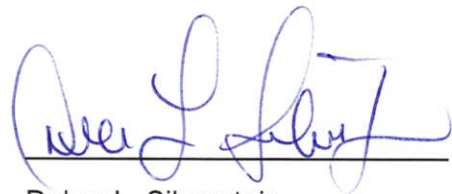
~~(4) the database functionality should include data-sharing that allows relevant agencies to access the information outlined in this subsection.~~

~~(k) The Commission, in conjunction and partnership with the Department of Police, Office of Emergency Management and Communications, and other relevant entities, shall: (i) track hateful graffiti and vandalism; and (ii) recommend changes to the 311 "Graffiti Removal Request" and the applicable constituent service prompts within the request submission processes to allow for the bifurcation of non-hateful graffiti and hateful graffiti to facilitate the accounting, reporting, management, and tracking of hateful graffiti among multiple departments.~~

(l) Nothing required to be made publicly available under this section shall be made publicly available in a manner that reveals the identity of a person involved in a hate incident or inhibits or interferes with the ability of the Department of Police to pursue criminal investigations.

SECTION 2. By January 1, 2025, the Chicago Commission on Human Relations shall evaluate and, to the extent necessary, revise its policies and procedures to ensure that allegations and complaints of hate incidents are comprehensively investigated, tracked, and reported by the Commission, the Department of Police, the Office of Emergency Management and Communications, and other relevant entities.

SECTION 3. This ordinance shall take effect upon passage and publication.



Debra L. Silverstein

Alderman, 50th Ward