

COMMITTEE ON HUMAN RELATIONS.

AMENDMENT OF TITLES 2 AND 5 OF MUNICIPAL CODE OF
CHICAGO (CHICAGO HUMAN RIGHTS ORDINANCE)
BY INCLUSION OF ADDITIONAL SOCIETAL
SEGMENTS.

The Committee on Human Relations submitted the following report:

CHICAGO, November 6, 2002.

To the President and Members of the City Council:

Your Committee on Human Relations had under consideration a substitute ordinance to amend the Chicago Human Rights Ordinance, presented by Alderman Billy Ocasio, Alderman Bernard J. Hansen, Alderman Toni Preckwinkle, Alderman Helen Shiller, Alderman Eugene C. Schuler and Alderman Mary Ann Smith (which was referred on October 2, 2002). We have heard testimony from the public and city representatives and having had the same under advisement, beg leave to report and recommend that Your Honorable Body *Pass* the substitute ordinance to amend the Chicago Human Rights Ordinance.

This recommendation was concurred in by a viva voce vote of the Committee on Human Relations on July 31, 2002.

Respectfully submitted,

(Signed) BILLY OCASIO,
Chairman.

On motion of Alderman Ocasio, the said proposed substitute ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Granato, Preckwinkle, Hairston, Lyle, Beavers, Stroger, Pope, Balcer, Frias, Olivo, Burke, T. Thomas, Coleman, L. Thomas, Murphy, Rugai, Troutman, Munoz, Zalewski, Chandler, Solis, Ocasio, Wojcik, Matlak, Mell, Austin, Colom, Banks, Allen, Laurino, O'Connor, Natarus, Daley, Hansen, Levar, Shiller, Schulter, M. Smith, Moore, Stone -- 40.

Nays -- Aldermen Tillman, Beale, DeVille, Burnett, E. Smith, Carothers, Suarez, Mitts, Doherty -- 9.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The City of Chicago seeks to protect its citizens in the enjoyment of civil rights and to promote mutual understanding and respect among all who live and work within the City; and

WHEREAS, Discrimination, prejudice, intolerance and bigotry directly and profoundly threaten the rights and freedom of Chicagoans; and

WHEREAS, The City of Chicago has passed ordinances to protect the civil rights of those who live and work within the City, including the prohibition of discrimination based on sex; and

WHEREAS, Despite these protections, there are still citizens who are denied their civil rights because their gender identity, appearance or behavior differs from that traditionally associated with their sex at birth; and

WHEREAS, Gender-based discrimination often leads to loss of employment, housing and refusal of services in public accommodations; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Chapter 2-74-080 of the Municipal Code of Chicago is hereby amended by adding the language in italics, as follows:

2-74-080 Discrimination -- Unlawful Activities.

No person shall discriminate against any employee or applicant because of race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income, as defined in Chapter 2-160 of this code.

SECTION 2. Chapter 2- 120 of the Municipal Code of Chicago is hereby amended by deleting the language in brackets and adding the language in italics, as follows:

2-120-480 Purpose And Intent.

The city council finds that prejudice and the practice of discrimination against any individual or group because of race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or lawful source of income menace peace and public welfare. The city council further finds that it is necessary to promote peace and good order and to eliminate such prejudice and discrimination by establishing an agency that will investigate complaints of discrimination, enforce civil rights ordinances, and promote harmony and understanding among various segments of society by gathering information on matters of human relations and providing education and counseling thereon to the various agencies of city government and to interested groups and individuals. The city council further finds that the function of such an agency can be enhanced by the creation of advisory councils on matters of special concern to groups that historically have been the subject of discrimination and bias, and provide a point of contact between such groups and the city government.

2-120-485 *Definitions.*

Wherever used in this Article XIV, the terms "age", "religion", "disability", "sexual orientation", "marital status", "parental status", "military discharge status", "gender identity" and "source of income" shall have the same meanings as described in Chapter 2-160 of this code.

2-120-500 Advisory Councils,

The following advisory councils of the commission on human relations are hereby established:

- (a) Advisory council on women;
- (b) Advisory council on Latino affairs;
- (c) Advisory council on Asian affairs;
- (d) Advisory council on Arab affairs;
- (e) Advisory council on African affairs;

- (f) Advisory council *on* [gay and] lesbian, *gay, bisexual and transgender* issues;
- (g) Advisory council on veterans' affairs; and
- (h) Advisory council on immigrant and refugee affairs.

The mayor shall appoint 21 members to each advisory council, subject to approval of the city council. Of the initial appointments to each advisory council, one-third shall be appointed for a term of one year, one-third shall be appointed for terms of two years, and one-third shall be appointed for terms of three years, subject to the following exceptions: the members, as of the effective date of this section, of the Chicago commission on women, the commission on Latino affairs, the commission on Asian-American affairs and the commission on Arab-American affairs existing under prior ordinances shall serve as the initial members of the advisory council on women, the advisory council on Latino affairs, the advisory council on Asian affairs and the advisory council on Arab affairs, respectively, for the remainder of their individual terms under prior ordinances; and members, as of the effective date of this section, of the mayor's committee on gay and lesbian issues, the mayor's advisory committee on veterans' affairs, and the mayor's advisory committee on refugee and immigrant affairs, existing under the prior commission on human relations by mayoral appointment, shall serve as the initial members of the advisory council on [gay and] lesbian, *gay, bisexual and transgender* issues, the advisory council on veterans' affairs, and the advisory council on refugee and immigrant affairs, for the remainder of their terms under such appointment. Succeeding appointments to these advisory councils shall be for terms of three years. The mayor shall designate a member of each advisory council to serve as its chairperson. The chairperson of each advisory council shall be a member ex officio of the commission on human relations. The mayor shall also appoint a director for each advisory council. Each director must be a member of the respective advisory council's affected community and shall receive such compensation as provided by the annual appropriation ordinance.

From time to time the commission may create additional advisory committee councils on matters of special concern to other racial, cultural or social groups that have been or are subjected to discrimination as a result of membership in such a group.

Each advisory council shall have the following powers and duties, relating specifically to the segment of the population of Chicago described in the council's name:

(a) to assist the commission on human relations in designing educational and enforcement programs for the implementation of the policies embodied in Chapters 2- 160 and 5-8 of the Municipal Code;

(b) to act as a liaison between the city government and community organizations, in order to promote cooperation between the government and these organizations and among these organizations in order to enhance services to the population of Chicago;

(c) to cooperate, through the commission on human relations, with the other advisory councils in the identification of practices and actions having a common discriminatory impact on the advisory council's target population and other segments of society, and in the design of programs for the elimination of such practices and actions;

(d) to develop a procedure, primarily through solicitation of advice from members of the affected community, for recommending appointments of successor members to their respective advisory council to the mayor;

(e) to devise rules of procedure for its meetings, subject to the approval of the commission on human relations; and

(f) to assist the commission on human relations by recommending policies and programs, reviewing existing programs, conducting legislative research and reporting to the commission on its findings with regard to the specific needs of its community.

2-120-510 Powers And Duties.

The commission shall have the following powers and duties, in addition to those assigned by other provisions of the Municipal Code:

(a) to advise and consult with the mayor and the city council on all matters involving prejudice or discrimination based on race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status, source of income or professional training or education from an accredited institution and recommend such legislative action as it may deem appropriate to effectuate the policy of this ordinance;

(b) to cooperate with the mayor, the city council, officials, departments and agencies of the city government in securing equality of services to all citizens, and where the need is greater, in meeting that need with additional services;

(c) to develop and implement programs to train city employees in methods of dealing with intergroup relations, in order to develop respect for equal rights and to achieve equality of treatment regardless of race, color, sex, gender *identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income;

(d) to require the assistance of the various departments and agencies of the city government in identifying and eliminating discriminatory activities. The head of every city department and agency shall provide to the commission, at its request, information under control of the department or agency and relating to a pending complaint or matter under review by the commission. Upon receipt of a recommendation from the commission, the head of every department or agency shall submit to the commission a written report indicating action on and disposition of the recommendation;

(e) to initiate, receive and investigate complaints of alleged violations of Chapters 2-160 and 5-8 of the Municipal Code. A complaint must be filed no later than 180 days after the alleged violation. The person against whom a complaint is made shall be given a copy thereof within 10 days after it is tiled, and shall be allowed to be present and offer a defense at any hearing thereon. Any person who files a complaint or against whom a complaint is made may be represented by counsel at any stage of conciliation, investigation or hearing on the complaint. The filing of a complaint pursuant to this section does not bar any person from seeking any other remedy that may be provided by law, except that in certain instances one or more intergovernmental agreements may specify before which governmental agency or court a person may pursue his or her complaint;

(f) to investigate complaints in order to determine whether there is substantial evidence that a violation of Chapter 2-160 or 5-8 has occurred, except where such complaints are handled by another governmental agency pursuant to an intergovernmental agreement, as authorized in subsection (g) below. The investigation shall be completed within 180 days after receipt of the complaint, unless it is impractical to do so within that time. Within 30 days after completion of the investigation, the commission shall issue a written determination whether there is substantial evidence that a violation has occurred. If the commission determines that there is not substantial evidence, it shall give written notification of the determination to the charging party and the person against whom the complaint was made. Neither the commission nor its staff shall disclose, other than at a hearing as provided in subsection (g), any information obtained in the course of investigation or conciliation, except where otherwise required by law or intergovernmental agreement;

(g) to conduct hearings on complaints under subsection (e) of this section, if the commission determines that there is substantial evidence that a violation has occurred. Hearings may be conducted by the commission, a member

thereof, or a hearing officer appointed for that purpose. A hearing must be commenced within 90 days after the determination of substantial evidence that a violation has occurred. All testimony shall be under oath, and shall be either recorded or transcribed;

(h) to appoint one or more hearing officers to conduct hearings authorized by subsection (g) of this section;

(i) to expedite proceedings under this section under the following circumstances. The commission at the request of the complainant may at any time consider a request for expedited proceedings. If the commission determines that the complainant is likely to die before the termination of the proceedings established in this section, it may order the proceedings expedited. When an order for expedited proceedings is issued, the processing of the complainant's charge by the commission shall take precedence over all matters except other matters of the same expedite character. Where such order is issued, the commission, or any hearing officer shall be authorized to shorten any time period, other than the 180 day charge tiling period set by this act or by rule;

(j) to attempt to settle or adjust any complaint by conciliation at any time that the complaint is pending;

(k) to issue subpoena for the appearance of witnesses, the production of evidence, or both, in the course of investigations and hearings authorized under this section, if there is reason to believe that a violation has occurred and the testimony of the witness or the documents or items sought by the subpoena are relevant to the investigation. A subpoena shall be served in the same manner as subpoenas issued under the Rules of the Illinois Supreme Court to compel appearance of a deponent, and subject to the same witness and mileage fees fixed by law for such subpoenas. A subpoena issued under this section shall identify the person to whom it is directed and the documents or other items sought thereby, if any, and the date, time and place for the appearance of the witness and production of the documents or other items described in the subpoena. In no event shall the date for examination or production be less than seven days after service of the subpoena. No later than the time for appearance or production required by the subpoena, the person to whom the subpoena is directed may object to the subpoena, in whole or in part. The objection shall be in writing, delivered to the commission, and shall specify the grounds for the objection. For seven days after receipt of a timely objection to a subpoena, the commission shall take no action to enforce the subpoena or to initiate prosecution of the person to whom the subpoena is directed. During this seven-day period the commission, or the member or hearing officer conducting the hearing or investigation, shall consider the grounds for the objection and may attempt to resolve the objection through negotiation with the person to whom the subpoena is directed. The seven-day period may be extended by the commission, the member or hearing officer conducting the hearing or

investigation, in order to allow completion of any negotiations, The extension shall be in writing addressed to the person to whom the subpoena is directed, and shall specify the date on which the negotiation period will end. Negotiations may include such matters as the scope of the subpoena and the time, place and manner of response thereto. The tiling of an objection to a subpoena, and negotiations pursuant to an objection, shall not constitute refusal to comply with the subpoena, or interference with or obstruction of an investigation. Notwithstanding anything to the contrary contained herein, the commission on human relations shall have no power or authority over any member of the city council, any employee or staff person of any member of the city council or any employee or staff person of any city council committee, including, but not limited to the power of subpoena;

(l) to render a decision upon the conclusion of a hearing, or upon receipt of a hearing officer's recommendation at the conclusion of a hearing, including findings of fact relating to the complaint, and to order such relief as may be appropriate under the circumstances determined in the hearing. Relief may include but is not limited to an order: to cease the illegal conduct complained of; to pay actual damages, as reasonably determined by the Commission, for injury or loss suffered by the complainant; to hire, reinstate or upgrade the complainant with or without back pay or provide such fringe benefits as the complainant may have been denied; to admit the complainant to a public accommodation; to extend to the complainant the full and equal enjoyment of the goods, services, facilities, privileges, advantages or accommodations of the respondent; to pay to the complainant all or a portion of the costs, including reasonable attorney fees, expert witness fees, witness fees and duplicating costs, incurred in pursuing the complaint before the commission or at any stage of judicial review; to take such action as may be necessary to make the individual complainant whole, including, but not limited to, awards of interest on the complainant's actual damages and back pay from the date of the civil rights violation. These remedies shall be cumulative, and in addition to any fines imposed for violation of provisions of Chapters 2-160 and 5-8. If the hearing was conducted by a member of the commission or by a hearing officer, the member or hearing officer shall submit written recommendations to the commission, including recommended findings of fact and recommended relief. The commission may adopt, reject or modify the recommendations, in whole or in part, or may remand for additional hearing on some or all of the issues presented. The commission shall adopt the findings of fact recommended by a hearing officer or commission member if the recommended findings are not contrary to the evidence presented at the hearing. Decisions of the commission shall be in writing, and must be approved by a majority of the quorum of the commission. Decisions of the commission shall be subject to review in accordance with applicable law;

(m) to seek judicial enforcement of its subpoenas, orders and decisions;

(n) to render an annual report of the activities of the commission and its advisory councils and make recommendations to the mayor and city council. The report shall be published;

(o) to assist and advise the advisory councils in preparation of their respective rules of procedure for their meetings. Such procedural rules of the advisory councils shall be uniform to the extent practicable;

(p) to issue such other rules and regulations as may be necessary to implement its powers, including rules for briefing and oral argument in conjunction with hearings, defaulting of parties and dismissal of complaints for failure of a party to cooperate with the commission;

(q) to enter into intergovernmental agreements with any or all of the Cook County, State of Illinois and United States governmental entities which administer and enforce laws similar to the Chicago Human Rights Ordinance and the Chicago Fair Housing Ordinance, for the purpose of more efficiently and effectively carrying out the goals of those ordinances. Such agreements may allow the commission to transfer or coordinate the investigation of complaints filed with the commission, and/or to decline jurisdiction, to defer the exercise of jurisdiction, or to dismiss a case which is proceeding in an alternate forum. The rights of persons to proceed under the Chicago Human Rights Ordinance and the Chicago Fair Housing Ordinance shall be governed by any such intergovernmental agreements, but in no event may the commission refuse to exercise jurisdiction where the complaint cannot be redressed in an alternate forum.

2-120-515 Investigations, Research And Publications.

The commission may also conduct research, public forums and educational programs on tensions between various groups within society, practices of discrimination based on race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or lawful source of income; conduct public hearings to ascertain the status and treatment of various racial, ethnic, religious, cultural and social groups within society; means of alleviation discrimination and bias, and of improving human relations within the city; and issue such publications as may assist in the performance of its function.

SECTION 3. Chapter 2- 160 of the Municipal Code of Chicago is hereby amended by deleting the language in brackets and adding the language in italics as follows:

2-160-010 Declaration Of City Policy.

It is the policy of the City of Chicago to assure that all persons within its jurisdiction shall have equal access to public services and shall be protected in the enjoyment of civil rights, and to promote mutual understanding and respect among all who live and work within this city.

The city council of the City of Chicago hereby declares and affirms:

that prejudice, intolerance, bigotry and discrimination occasioned thereby threaten the rights and proper privileges of the city's inhabitants and menace the institutions and foundation of a free and democratic society; and

that behavior which denies equal treatment to any individual because of his or her race, color, sex, gender *identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status, or source of income undermines civil order and deprives persons of the benefits of a free and open society.

Nothing in this ordinance shall be construed as supporting or advocating any particular lifestyle or religious view. To the contrary, it is the intention of this ordinance that all persons be treated fairly and equally and it is the express intent of this ordinance to guarantee to all of our citizens fair and equal treatment under law.

2-160-020 Definitions.

Whenever used in this chapter:

(a) "Age" means chronological age of not less than 40 years.

(b) "Credit transaction" means the grant, denial, extension or termination of credit to an individual.

(c) "Disability" means:

(i) a determinable physical or mental characteristic which may result from disease, injury, congenital condition of birth or functional disorder including, but not limited to, a determinable physical characteristic which necessitates a persons's use of a guide, hearing or support dog; or

(ii) the history of such a characteristic; or

(iii) the perception of such a characteristic by the person complained against.

(d) "Employee" means an individual who is engaged to work in the City of Chicago for or under the direction and control of another for monetary or other valuable consideration.

(e) "Employment agency" means a person that undertakes to procure employees or opportunities to work for potential employees, either through interviews, referrals, advertising or any combination thereof.

(f) *"Gender identity" means the actual or perceived appearance, expression, identity or behavior, of a person as being male or female, whether or not that appearance, expression, identity or behavior is different from that traditionally associated with the person's designated sex at birth.*

([f] g) "Marital status" means the legal status of being single, married, divorced, separated or widowed.

([g] h) "Military discharge status" means the fact of discharge from military status and the reasons for such discharge.

([h] i) "Parental status" means the status of living with one or more dependent minor or disabled children.

([i] j) "Public accommodation" means a place, business establishment or agency that sells, leases, provides or offers any product, facility or service to the general public, regardless of ownership or operation (i) by a public body or agency; (ii) for or without regard to profit; or (iii) for a fee or not for a fee. An institution, club, association or other place of accommodation which has more than 400 members, and provides regular meal service and regularly receives payment for dues, fees, accommodations, facilities or services from or on behalf of nonmembers for the furtherance of trade or business shall be considered a place of public accommodation for purposes of this chapter.

([j] k) "Religion" means all aspects of religious observance and practice, as well as belief, except that with respect to employers "religion" has the meaning ascribed to it in Section 2-160-050.

([k] l) "Sexual orientation" means the actual or perceived state of heterosexuality, homosexuality or bisexuality.

([l] m) "Sexual harassment" means any unwelcome sexual advances or requests for sexual favors or conduct of a sexual nature when (i) submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment; or (2) submission to or rejection of such conduct by an individual is used as the basis for any employment decision affecting the individual; or (3) such conduct has the purpose or effect of substantially

interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment.

([m]n) "Source of income" means the lawful manner by which an individual supports himself and his or her dependents.

2-160-030 Unlawful Discriminatory Activities Designated.

No person shall directly or indirectly discriminate against any individual in hiring, classification, grading, discharge, discipline, compensation or other term or condition of employment because of the individual's race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income. No employment agency shall directly or indirectly discriminate against any individual in classification, processing, referral or recommendation for employment because of the individual's race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status, or source of income. The prohibitions contained in this paragraph shall not apply to any of the following:

(a) use of an individual's unfavorable discharge from military service as a valid employment criterion where (i) authorized by federal law or regulation; or (ii) where the affected position of employment involves the exercise of fiduciary responsibilities and the reasons for the dishonorable discharge related to his or her fiduciary capacity;

(b) hiring or selecting between individuals for bona fide occupational qualifications; and

(c) giving preferential treatment to veterans and their relatives as required by federal or state law or regulation.

2-160-060 Discriminatory Practices -- Credit Transactions.

No person shall discriminate against any individual in any aspect of a credit transaction, or in any terms and conditions of bonding because of the individual's race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status, or source of income.

2- 160-070 Discriminatory Practices -- Public Accommodations.

No person that owns, leases, rents, operates, manages or in any manner controls a public accommodation shall withhold, deny, curtail, limit or discriminate concerning the full use of such public accommodation by any individual because of the individual's race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status, or source of income. The prohibition contained in this section shall not apply to the following:

(a) a private club or other establishment not in fact open to the public, except to the extent that the products, facilities or services thereof are made available to the general public or to the customers or patrons of another establishment that is a public accommodation;

(b) any facility, as to discrimination based on sex, which *is* distinctly private in nature, such as restrooms, shower rooms, bathhouses, dressing rooms, health clubs;

(c) any facility, as to discrimination based on sex, which restricts rental of residential or sleeping rooms to individuals of one sex;

(d) any educational institution, as to discrimination based on sex, which restricts enrollment of students to individuals of one sex: and

(e) notwithstanding subsections (a) through (d) above, any person may use a public accommodation or any of its products, facilities or services that are open to persons of the sex or gender reflected on any government issued identification of that individual including a driver's license, a state identification card or passport.

SECTION 4. Chapter 5-8 of the Municipal Code of Chicago is hereby amended by adding the language in italics as follows:

5-8-010 City Policy Generally.

It is hereby declared the policy of the City of Chicago to assure full and equal opportunity to all residents of the city to obtain fair and adequate housing for themselves and their families in the City of Chicago without discrimination against them because of their race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income.

5-8-020 Discrimination Prohibited.

It is further declared to be the policy of the City of Chicago that no owner, lessee, sublessee, assignee, managing agent, or other person, firm or corporation having the right to sell, rent or lease any housing accommodation, within the City of Chicago, or any agent of any of these, should refuse to sell, rent, lease, or otherwise deny to or withhold from any person or group of persons such housing accommodations because of his race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income of such person or persons or discriminate against any person because of his race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income in the terms, conditions, or privileges or the sale, rental or lease of any housing accommodation or in the furnishing of facilities or services in connection therewith.

5-8-030 Unfair Housing Practices.

It shall be an unfair housing practice and unlawful for any owner, lessee, sublessee, assignee, managing agent or other person, firm or corporation having the right to sell, rent, lease or sublease any housing accommodation, within the City of Chicago, or any agent of any of these, or any real estate broker licensed as such:

A. To make any distinction, discrimination or restriction against any person in the price, terms, conditions or privileges of any kind relating to the sale, rental, lease or occupancy of any real estate used for residential purposes in the City of Chicago or in the furnishing of any facilities or services in connection therewith, predicated upon the race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income of the prospective or actual buyer or tenant thereof.

B. To publish, circulate, issue or display, or cause to be published, circulated, issued or displayed, any communication, notice, advertisement, sign or other writing of any kind relating to the sale, rental or leasing of any residential real property within the City of Chicago which will indicate or express any limitation or discrimination in the sale, rental or leasing of such residential real estate, predicated upon the race, color, *sex, gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income of any prospective buyer, lessee or renter of such property.

C. To refuse to sell, lease or rent, any real estate for residential purposes within the City of Chicago because of the race, color, sex, gender *identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income of the proposed buyer or renter.

D. To discriminate or to participate in discrimination in connection with borrowing or lending money, guaranteeing loans, accepting mortgages or otherwise obtaining or making available funds for the purchase, acquisition, construction, rehabilitation, repair or maintenance of any residential housing unit or housing accommodation in the City of Chicago because of race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income.

E. To solicit for sale, lease or listing for sale or lease, residential real estate within the City of Chicago on the ground of loss of value due to the present or prospective entry into any neighborhood of any person or persons of any particular race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income.

F. To distribute or cause to be distributed, written material or statements designed to induce any owner of residential real estate in the City of Chicago to sell or lease his property because of any present or prospective change in the race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income of persons in the neighborhood.

G. To deliberately and knowingly refuse examination of any listing of residential real estate within the City of Chicago to any person because of race, color, sex, *gender identity*, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status or source of income.

H. To construct, place, maintain or install a "For Sale" sign or "Sold" sign of any shape, size or form on premises located in Residential Districts, zoned R1 through R8 under Title 17 of this code. For purposes of this subsection, the "signs" abovementioned are hereby defined to mean any structure, and all parts composing the same, together with the frame, background or supports therefor which are used for advertising or display purposes, or any statuary sculpture, molding or casting used for advertising or display purposes, or any flags, bunting or material used for display or advertising purposes, including, but not limited to, placards, cards, structures or areas carrying the following or similar words: "For Sale", "Sold", "Open House", "New House", "Home Inspection",

“Visitors Invited”, “Installed by” or “Built by”.

5-8-040 Definitions.

Wherever used in this chapter, the terms “age”, “religion”, “disability”, “sexual orientation”, “marital status”, “parental status”, “military discharge status”, “gender *identity*” and “source of income” shall have the same meanings as described in Chapter 2- 160 of this code.

SECTION 5. This ordinance shall take effect after its passage and approval.
