

SUBSTITUTE
ORDINANCE

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

SECTION 1. Chapter 2-92 of the Municipal Code of Chicago is hereby amended by inserting a new Section 2-92-587, as follows:

2-92-587 Civil immigration enforcement disclosure.

(a) *Disclosure affidavit.* Except as provided in this section, each contractor that enters into a contract under the authority of the Chief Procurement Officer that was solicited or, if not solicited, awarded on or after January 1, 2027, each contractor shall submit to the Chief Procurement Officer an affidavit, on a form prescribed by the Chief Procurement Officer, that identifies all past or present contracts related to civil immigration enforcement that the contractor has entered into on or after January 1, 2003, with any agency that enforces civil immigration laws. The affidavit shall include, at minimum, the contracting agency, the general nature of the goods or services furnished, the dollar amount of the applicable contract, the term of the applicable contract, and such additional information regarding such contracts as the Chief Procurement Officer may require by rule. For a contract awarded pursuant to the small orders process under Section 2-92-642, the contractor shall submit the affidavit within 30 calendar days after the award of the contract. If federal law prohibits the disclosure of information otherwise required by this section, the contractor is not required to disclose that information but shall state the basis for withholding in the affidavit.

(b) *Contract terms.* The requirements of this section shall be included in the terms of every contract to which this section applies. Such terms shall: (1) require the contractor to supplement its affidavit upon any renewal or extension of the contract; and (2) provide that, if the contractor fails to submit the affidavit, or knowingly makes a materially false statement or material omission in the affidavit, and fails to cure such failure within 30 days after written notice from the Chief Procurement Officer, the contract shall be voidable at the option of the City.

(c) *Deferral.* The Chief Procurement Officer may defer the requirements of this section for a contract that is an emergency procurement authorized under Section 2-92-644, provided that the affidavit is provided within 120 days after the issuance of the contract.

(d) *Publication.* The Chief Procurement Officer shall make the affidavits submitted under this section available to the public on an ongoing basis, updated at least annually, in easily accessible and searchable formats. No later than March 1, 2028, and March 1 of each year thereafter, the Chief Procurement Officer shall provide a report to the City Council identifying, for the preceding calendar year, the number of affidavits received and the contractors that disclosed contracts with agencies that enforce civil immigration laws.

(e) *Rules.* The Chief Procurement Officer is authorized to adopt rules for the proper administration and enforcement of this section.

(f) *Construction.* Nothing in this section shall be construed to prohibit or restrict the award of a contract to any person on the basis of the content of a disclosure made under this section.

SECTION 2. After passage and publication, this ordinance shall take effect on January 1, 2027.

A handwritten signature in black ink, appearing to read "Daniel La Spata", written over a horizontal line.

Daniel La Spata
Alderman, 1st Ward