

ORDINANCE

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

SECTION 1. Section 2-92-605 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the text struck through, as follows:

2-92-605 Sweatshop Slavery & Exploitation-free procurement.

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

(1) "Abusive forms of child labor" means (1) work performed by a person under the age of 18 when the person does not voluntarily seek the work or the person is threatened by the person's employer with physical, mental or emotional harm for nonperformance; (2) work performed by a person under the age of 18 in violation of the laws of the applicable jurisdiction governing the minimum age of employment, compulsory education, or occupational health and safety; or (3) the use of a person under the age of 18 for illegal activities, including, but not limited to, the production or trafficking of illicit drugs or for prostitution.

(2) "Contract" means any agreement or transaction pursuant to which the contracting party receives city funds in consideration for services, work, or goods provided or rendered. ~~any contract, purchase order or agreement awarded by any officer or agency of the city for purchasing garments, and whose cost is to be paid from funds belonging to or administered by the city.~~

(3) "Contractor" means the person to whom a contract is awarded.

(4) "Subcontractor" means any person that enters into a tier subcontract agreement ~~directly with a contractor~~ for any work under a contract.

(5) "Foreign convict or forced labor" means any form of labor used to produce or manufacture goods prohibited from importation into the United States under 19 U.S.C. § 1307, which includes abusive forms of child labor and slave labor.

(6) Reserved. ~~"Garment" means any clothing, including uniforms, footwear, and related clothing accessories, such as hats and caps, ties, scarves, ribbons and shoestrings.~~

(7) "Slave labor" means any form of slavery, sale and trafficking of persons, debt bondage, indentured servitude, serfdom, or forced or compulsory labor.

(8) "Supply chain" means any manufacturer or distributor of any goods or other material used in support of a contract. ~~garments.~~

(9) "~~Sweatshop~~ Exploitation labor" means any work performed by a person engaged by a contractor or subcontractor, regardless of tier, which has habitually violated laws of any applicable jurisdiction governing wages, working hours, overtime, employee benefits, occupational health and safety, nondiscrimination, or freedom of association. "~~Sweatshop~~ Exploitation labor" also means any work performed by a person engaged by a contractor or subcontractor, regardless of tier, that constitutes foreign convict or forced labor, or abusive forms of child labor or slave labor.

(b) Any solicitation for a contract advertised or otherwise communicated on or after ~~January~~ April 1, 2015 2025, and any contract entered into as a result of such solicitation, shall include a specification that the contractor shall:

(1) disclose to the city, in a form prescribed by the chief procurement officer, information regarding the contractor's supply chain for the performance of the contract, including company names, business addresses, phone numbers, e-mail addresses, and contact names; and

(2) complete an affidavit verifying that, to the best of the contractor's knowledge, neither the contractor nor any ~~of its~~ subcontractors, regardless of tier, shall engage or otherwise utilize, in the performance of the contract, any supply chain that uses sweatshop labor.

(c) Each existing contractor with whom the city enters into a contract, whether subject to competitive bid or not, must complete an affidavit verifying that the contractor has searched any and all records of the company verifying compliance by April 1, 2025. The Chief Procurement Officer shall make the information available to the public and provide an annual report to the City Council. Failure to comply with this section shall deem the contract voidable on behalf of the city.

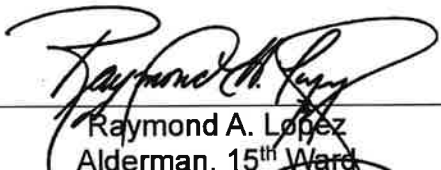
(ed) A contractor's failure to comply with this section shall constitute an event of default. In the event of default for failure to comply with this section, the ~~e~~Chief ~~p~~Procurement ~~o~~Officer shall notify the contractor of such noncompliance and may, as appropriate: (i) issue the contractor a 30-day opportunity to cure; (ii) terminate the contract; or (iii) terminate the contract and rebid the remaining contract amount. This section shall not be construed to prohibit the city from also prosecuting any person who knowingly makes a false statement of material fact to the city pursuant to Chapter 1-21 of this Code.

(de) 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 of Illinois grant agreement.

(ef) The eChief pProcurement eOfficer is authorized to participate as a member of a sweat-free, slavery or exploitation-free purchasing consortium(s) of public entities and not-for-profit associations, organized to facilitate efficient ~~sweat~~ slavery and exploitation-free purchasing, and to execute all such instruments and to perform any and all acts, including the expenditure of funds subject to appropriation therefor, necessary for such membership.

(fg) The eChief pProcurement eOfficer is authorized to adopt rules and regulations for the proper administration and enforcement of this section.

SECTION 2. This ordinance shall be in full force and effect upon passage and publication.



Raymond A. Lopez
Alderman, 15th Ward