

MEH



City of Chicago
Harold Washington, Mayor

November 24, 1987

Board of Ethics
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Executive Director

[REDACTED]

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CONFIDENTIAL

Case Number 87083.E

Dear [REDACTED]

The Board of Ethics has reviewed the enabling legislation of the Private Industry Council of Chicago (PIC)^{1/} and supplementary materials^{2/} explaining the nature and purposes of this council. These materials indicate that the PIC is not technically a "City Agency" as this term is understood for purposes of the Chicago Governmental Ethics Ordinance and that therefore, its members are not required to file a Statement of Financial Interests pursuant to Section 26.2-15 of that Ordinance.

The financial disclosure provisions of the Ethics Ordinance set forth in Section 26.2-15 of the Municipal Code, apply exclusively to members of "City agencies." The term "agency" as defined in Section 26.2-1(b) of the Ordinance means "the City Council, any committee or other subdivision thereof, any City department or other administrative unit, commission, board, or other division of the government of the City." In order for an agency to qualify as a unit or division of City government, it must either be financed primarily through the City budget, or created by City ordinance, or its members must be subject to confirmation by the City Council.

- 1/ Job Training Partnership Act, 29 U.S.C. 1501 et. seq.
- 2/ Memorandum of Understanding between the Chicago Private Industry Council and the City of Chicago; and Bylaws of the Private Industry Council.



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Although the PIC appears on a tentative list of City agencies that our Board receives from the Mayor's Office, the materials you sent reveal that the PIC is primarily funded through state and federal sources, that it is not created by City ordinance and that its appointed members are not subject to confirmation by the Chicago City Council.

In light of these facts, provided to the Board, it is our opinion that the PIC is not technically a division of the City government for purposes of Chapter 26.2 of the Municipal Code. Accordingly, we conclude that PIC members are not required to file Statements of Financial Interests with the Board of Ethics.

We greatly appreciate receiving your materials which clarify the nature and purposes of your council and have corrected our records to show that your membership is not subject to the financial disclosure requirements of the Ethics Ordinance.

Sincerely,

S. Brandzel *

S. Brandzel
Chairman

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JH/jh/██████████