

SENATE No. 00651

The Commonwealth of Massachusetts

PRESENTED BY:

Frederick E. Berry, (BY REQUEST)

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the estate of homestead.

PETITION OF:

NAME:

Stefano Picciotto

DISTRICT/ADDRESS:

418 Lafayette St.

Salem, MA 01970

SENATE No. 00651

By Mr. Berry, petition (accompanied by bill, Senate, No. 651) of [petitioners] for legislation relative to the estate of the homestead [Joint Committee on the Judiciary].

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to the estate of homestead.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 3(b)(2). Chapter 188 is amended by amending the following language in

2 Section 3(b)(2) as follows:

3 Section 3(b)(2) for a lien on the home recorded prior to the creation of the estate of
4 homestead for fraud or defalcation while acting in a fiduciary capacity, embezzlement or larceny
5 for willful and malicious injury to another entity or to the property of another entity;

6 Notwithstanding any other section or subsection of this Chapter 188, this Section 3 (b)(2) shall
7 be subordinate to, and shall include any and all exemptions provided in 11 U.S.C. § 522(c) and
8 11 U.S.C. § 522(f).