

**SENATE . . . . . No. 651**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***Frederick E. Berry, (BY REQUEST)***

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*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 adoption of the accompanying bill:

An Act relative to the estate of homestead.

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PETITION OF:

NAME:

*Stefano Picciotto*

DISTRICT/ADDRESS:

*418 Lafayette St. Salem, MA 01970*

**SENATE . . . . . No. 651**

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By Mr. Berry (by request), a petition (accompanied by bill, Senate, No. 651) of Stefano Picciotto for legislation relative to the estate of the homestead. The Judiciary.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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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).