

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Stephen L. DiNatale

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 to amend the homestead law.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>	<i>3/18/2013</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>	<i>3/19/2013</i>

HOUSE No.

By Mr. DiNatale of Fitchburg, a petition (subject to Joint Rule 12) of Stephen L. DiNatale and Jennifer L. Flanagan relative to the definition of "owner" under the laws regulating estates of homestead. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act to amend the homestead law.

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 1 of chapter 188 of the General Laws, as appearing in the 2010 Official Edition,
2 is hereby amended by striking the ninth paragraph and inserting in place thereof the following
3 paragraph:-

4 “Owner”, a natural person who is the holder of a freehold estate or holder of a beneficial
5 interest in a trust, including without limitation the holder of any form of tenancy of fee title, a life
6 estate, a remainder or any kind of present or future interest, regardless of whether said title,
7 estate, remainder or interest is subject to a condition precedent, a condition subsequent, a right of
8 defeasance or any other limitation; provided, however, that the term owner shall not include a
9 tenant for fewer than twenty years or a person whose only interest in a home is as a mortgagee.