

1978 WL 35221 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 14, 1978

*1 Mr. H. T. Owings, Jr.
South Carolina Real Estate Commission
2221 Devine Street—Suite 530
Columbia, South Carolina 29205

Dear Mr. Owings:

You requested an opinion whether the Federal Land Bank is permitted to offer and perform real estate appraisals without being licensed by the South Carolina Real Estate Commission. It appears that the Bank is exempted from the State licensing requirement.

The State licensing statute exempts from its coverage any ‘. . . agencies and instrumentalities of the . . . Federal Government. . . .’ [§ 40-57-40, S. C. CODE](#), 1976. According to federal statute, federal land banks are ‘. . . federally chartered instrumentalities of the United States.’ [12 U.S.C. § 2011](#). Therefore, the Commission cannot require the Federal Land Bank to obtain a license for performing real estate appraisals.

Sincerely yours,

David C. Eckstrom
Staff Attorney

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