

1973 WL 27765 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 21, 1973

*1 Charles L. Sanders
Special Project Director
Office of Housing
Office of the Governor
Division of Administration
Columbia, S. C. 29201

Dear Mr. Sanders:

You have requested that this office advise you as to whether the approval of HUD-FHA insured loans for manufactured homes according to the 'Housing Manufacturers Guide' and the 'Processing Guide' for 'compliance with Act No. 1190 of the State of South Carolina' as developed by HUD's Office of Technical and Credit Standards, Electrical and Engineering Division, Washington, District of Columbia, would carry prima facie State approval.

Act No. 1190, copy of which is attached hereto, states that 'the certificate from the State Director of the Federal Housing Administration of the Department of HUD which constitutes prima facie evidence that the procedures and materials listed therein are acceptable . . . ' This Act sets forth the State's role in relation to FHA and HUD insured loans particularly with regard to approval certificates issued by those two agencies. It is noted that the State's recognition of these certificates as prima facie evidence of acceptability applies only to manufactured homes.

Regarding non-HUD-FHA insured loans, the State's role is as outlined in accordance with the three-page document dated May 11, 1973, which makes reference to the Housing Manufacturers Guide and the Processing Guide for programs under Act No. 1190 of the State of South Carolina.

I trust that this has been sufficient in answer to the question which you posed.

Very truly yours,

Timothy C. Cuinn
Senior Assistant Attorney General

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