

# MAINE STATE LEGISLATURE

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me  
June 22, 1961

C. Wilder Smith, Deputy Commissioner

Labor and Industry

Thomas W. Tavenner, Assistant

Attorney General

Interpretation of Revised Statutes Chapter 30, Section 155.

We have your request for an opinion dated June 20, 1961 in which you ask whether or not boat life preservers which are capable of use for sitting, sleeping, resting or reclining purposes come under the definitions given in the above chapter and section.

We have examined the applicable statutes and it is our opinion that a life preserver would come under the definition contained in Revised Statutes Chapter 30, section 55, subsection II-A, only if it was capable of use for sitting, sleeping, resting or reclining. Boat life preservers of the jacket type would not come under this definition as they are used primarily as an article of clothing and any use made of them for sitting, sleeping, etc. would be completely incidental to this primary purpose. Life preservers in the form of cushions with loop handles would be included in this definition as they are intended to be capable of use for sitting, sleeping, etc.

Thomas W. Tavenner  
Assistant Attorney General

TWT:H