



PERMANENT ADMINISTRATIVE ORDER

DFW 61-2026

CHAPTER 635

DEPARTMENT OF FISH AND WILDLIFE

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ARCHIVES DIVISION SECRETARY OF STATE & LEGISLATIVE COUNSEL

FILING CAPTION: Amend Rule for Coastal Pelagic Species Fisheries for Consistency with Federal Regulations

EFFECTIVE DATE: 06/30/2026

AGENCY APPROVED DATE: 06/26/2026

CONTACT:

Adam Buell

503-947-6233

adam.m.buell@odfw.oregon.gov

4034 Fairview Industrial Dr SE

Salem, OR 97302

Filed By:

Adam Buell

Rules Coordinator

AMEND: 635-004-0375

NOTICE FILED DATE: 04/29/2026

RULE SUMMARY: The amended rule will set harvest specification and management measures consistent with federal regulations for Pacific Sardine commercial fisheries. The Commission may decide to adopt the staff recommended rule and rule amendments as proposed in Attachment 3, or the Commission may decide to modify the proposed rule or not adopt some or any of the proposed rule amendments.

CHANGES TO RULE:

635-004-0375

Scope, Inclusion, and Modification of Rules ¶

(1) The commercial coastal pelagic species fishery in the Pacific Ocean off Oregon is jointly managed by the state of Oregon and the federal government through the Pacific Fishery Management Council process. The Code of Federal Regulations provides federal requirements for this fishery, including but not limited to the time, place, and manner of taking coastal pelagic species. However, additional regulations may be promulgated subsequently by publication in the Federal Register, and these supersede, to the extent of any inconsistency, the Code of Federal Regulations. Therefore, the following publications are incorporated into Oregon Administrative Rule by reference:¶

(a) Code of Federal Regulations, Part 660, Subpart I, (October 1, 2024⁵ ed.), as amended; and¶

(b) Federal Register Vol. 90~~1~~, no. 177~~23~~, dated ~~September 16~~ June 9, 2025~~6~~ (90~~1~~ FR 44583~~39054~~).¶

(2) Persons must consult the federal regulations in addition to Division 004 to determine all applicable coastal pelagic species fishing requirements. Where federal regulations refer to the fishery management area, that area is extended from shore to three nautical miles from shore coterminous with the Exclusive Economic Zone.¶

(3) The Commission may adopt additional or modified regulations that are more conservative than federal regulations, in which case Oregon Administrative Rule takes precedence. See OAR 635-004-0205 through 635-004-0235 and 635-004-0375 through 635-004-0545 for additions or modifications to federal coastal pelagic species regulations.

Statutory/Other Authority: ORS 506.119

Statutes/Other Implemented: ORS 506.109, ORS 506.129