



Oregon Administrative Rules
Oregon Department of Fish and Wildlife

COMMERCIAL FISHERIES
DIVISION 004
COMMERCIAL FISHERIES OTHER THAN SALMON OR SHELLFISH

Halibut Fishery

635-004-0005

Scope of Rules

The Pacific halibut commercial fishery in Oregon is regulated by the federal government and the International Pacific Halibut Commission (IPHC). OAR Chapter 635, Division 004 incorporates into Oregon Administrative Rules, by reference, the halibut management measures for 2010 included in the International Pacific Halibut Commission's News Release dated February 1, 2010, [Fishery Regulations of the IPHC,] and to the extent they are consistent with Title 50 of the Code of Federal Regulations, Part 300, Subpart E (61FR35550, July 5, 1996), [Vol. 74, No. 52, dated March 19, 2009], latest Vol. and No. when available as amended by Federal Regulations. Therefore, persons must consult the Federal Regulations in addition to Division 004 to determine all rules applicable to halibut fishing requirements. It is unlawful to take halibut for commercial purposes except as set by Federal Regulations and the IPHC and in accordance with a valid permit issued by the IPHC.

[Publications: Publications referenced are available from the agency.]

Stat. Auth.: ORS 506.119

Stats. Implemented: ORS 506.129

635-004-0009

Halibut Seasons

The Pacific halibut commercial seasons in Oregon are regulated by the federal government and the International Pacific Halibut Commission (IPHC). OAR Chapter 635, Division 004 incorporates into Oregon Administrative Rules, by reference, [Pacific Halibut Fishery Regulations of the IPHC,] the halibut management measures for 2010 included in the International Pacific Halibut Commission's News Release dated February 1, 2010, to the extent they are consistent with Title 50 of the Code of Federal Regulations, Part 300, Subpart E (61FR35550, July 5, 1996), [Vol. 74, No. 52, dated March 19, 2009] latest Vol. and No. when available as amended by Federal Regulations. Therefore, persons must consult the Federal Regulations in addition to Division 004 rules to determine applicable halibut fishing seasons.

[Publications: Publications referenced are available from the agency.]

Stat. Auth.: ORS 496.138, 496.162, 506.036, 506.109, 506.119 and 506.129

Stats. Implemented: ORS 496.162 and 506.129

Sardine Fishery

635-004-0016

Harvest Guideline

(1) This rule incorporates, by reference, the sardine management measures for 2010 [2009] included in the Pacific Fishery Management Council's [list of decisions for the November 2008 Pacific Fishery Management Council meeting] Pacific Council News, Winter 2009, and in addition to the extent they are consistent with these rules, Code of Federal Regulations, Title 50 Part 660, as amended to incorporate the standards recommendations of the Pacific Council. Therefore, persons must consult the Federal Regulations in addition to this rule to determine all applicable sardine fishing requirements. Where 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.

(2) [Notwithstanding the management measures in section (1) above, effective 12:01 a.m. February 20, 2009, the directed fishery for Pacific sardines is closed through June 30, 2009.

(3) [For the purposes of permit renewal in OAR 635-006-1075 the federal coastwide maximum harvest guideline referenced in section (1) above is 72,039 [66,932] metric tons.



Oregon Administrative Rules
Oregon Department of Fish and Wildlife

[Publications: Publications references are available from the agency.]

Stat. Auth.: ORS 506.119
Stats. Implemented: ORS 506.109 and ORS 506.129

SPORT FISHING REGULATIONS FOR FISH, SHELLFISH
AND MARINE INVERTEBRATES
DIVISION 011
STATEWIDE ANGLING REGULATIONS

635-011-0170 (New Rule)

Green Sturgeon

(1) It is unlawful to take green sturgeon (*Acipenser medirostris*) for sport purposes at all times and in all waters of the state.

Stat. Auth.: ORS 496.138, 496.146 and 506.119
Stats. Implemented: ORS 496.162 and 506.129

DIVISION 039
MARINE FISH, SHELLFISH AND
MARINE INVERTEBRATES

635-039-0080

Purpose and Scope

(1) The purpose of Division 039 is to provide for management of sport fisheries for marine fish, shellfish, and marine invertebrates in the Pacific Ocean, coastal bays, and beaches over which the State has jurisdiction.

(2) Division 039 incorporates, by reference:

(a) The sport fishing regulations of the State, included in the document entitled **2010 Oregon Sport Fishing Regulations**. Therefore, persons must consult the **2010 Oregon Sport Fishing Regulations** in addition to Division 011 and Division 039 to determine all applicable sport fishing requirements for marine fish, shellfish and marine invertebrates.

(b) The Pacific Council Decisions or News documents dated June 2008 and November 2009, the International Pacific Halibut Commission's News Release dated February 1, 2010 and the Oregon Department of Fish and Wildlife's "Staff recommended 2010 PACIFIC HALIBUT SPORT REGULATIONS" dated February 10, 2010 and [2008] (copies [copy] available from agency); and to the extent consistent with that document, Title 50 of the Code of Federal Regulations, Part 300, Subpart E (61FR35550, July 5, 1996), latest Vol. and No. when available as amended by Federal Regulations, and Title 50 of the Code of Federal Regulations, Part 660, Subpart G (61FR34572, July 2, 1996), Vol. 74, No. 43, dated March 6, 2009 as amended by Federal Regulations [Vol. 74, No. 52, dated March 19, 2009 and Vol. 74, No. 78 (corrections), dated April 24, 2009]; to determine regulations applicable to this fishery.

[Publications: Publications referenced are available from the agency.]

Stat. Auth.: ORS 496.138, 496.146 and 506.119
Stats. Implemented: ORS 496.162 and 506.129

635-039-0085

Halibut Seasons

(1) The Pacific halibut sport fishery in Oregon is regulated by the federal government and the International Pacific Halibut Commission (IPHC). OAR Chapter 635, Division 039 incorporates into Oregon Administrative Rules, by reference, modifications or additions to provisions determined by the IPHC and **included in the International Pacific Halibut Commission's News Release dated February 1, 2010 and the Oregon Department of Fish and Wildlife's "Staff recommended 2010 PACIFIC HALIBUT SPORT REGULATIONS" dated February 10, 2010 and** to the extent they are consistent with **Title 50 of the Code of Federal Regulations, Part 300, Subpart**



**Oregon Administrative Rules
Oregon Department of Fish and Wildlife**

E (61FR35550, July 5, 1996) [~~Vol. 74, No. 52, dated March 19, 2009 and Vol. 24, No. 78 (corrections), dated April 24, 2009 and as~~latest Vol. and No. when available as amended by **Federal Regulations**. Therefore, persons must consult the **Federal Regulations** in addition to Division 039 rules to determine applicable halibut fishing seasons.

[Publications: Publications referenced are available from the agency.]

Stat. Auth.: ORS 496.138, 496.162, 506.036, 506.109, 506.119 and 506.129
Stats. Implemented: ORS 496.162 and 506.129