



Oregon Administrative Rules Oregon Department of Fish and Wildlife

1 **635-004-0375**

2 **Scope, Inclusion, and Modification of Rules**

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

9 (a) Code of Federal Regulations, Part 660, Subpart I, (October 1, **2016** [2013] ed.);

10 (b) **[INSERT CITATION WHEN AVAILABLE]** [Federal Register Vol. 81, No. 122, dated June 24, 2016 (81 FR
11 44251)];

12 (c) Federal Register Vol. 81, No. 163, dated August 23, 2016 (81 FR 57489); [and]

13 (d) Federal Register Vol. 81, No. 207, dated October 26, 2016 (81 FR 74309); **and**

14 **(e) [INSERT CITATION WHEN AVAILABLE].**

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

18 (3) The Commission may adopt additional or modified regulations that are more conservative than federal
19 regulations, in which case Oregon Administrative Rule takes precedence. See OAR 635-004-0205 through 635-
20 004-0235 and 635-004-0380 through 635-004-0545 for additions or modifications to federal coastal pelagic
21 species regulations.

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23 [Publications: Publications referenced are available from the Department.]

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

26 Stats. Implemented: ORS 496.162, 506.109 & 506.129

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28 **635-042-0100**

29 **Anchovies and Herring Season**

30 **(1)** Anchovies and herring may be taken for commercial purposes at any time in the Columbia River seaward of
31 the Megler-Astoria Bridge with purse, lampara, and round haul seines of a mesh size not less than one half inch
32 and not over 1,400 feet in length. All other species taken in operation of such gear must immediately with care be
33 returned to the water.

34 **(2) Columbia River Anchovy Fishery Trip Limits:**

35 **(a) Commercial vessels fishing in the Columbia River between the Astoria-Megler Bridge and a north-**
36 **south line through Buoy 10 at the mouth of the river may land no more than 5 metric tons of anchovy per**
37 **day and no more than 10 metric tons of anchovy per calendar week.**



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38 **(b) For the purposes of this fishery, a calendar week shall begin at 12:01 a.m. Sunday and run through**
39 **11:59 p.m. the following Saturday.**

40 **(c) These limits apply to all catch from any trip on which fishing inside the Buoy 10 line occurs.**

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42 Stat. Auth.: ORS 496.118 & 506.119

43 Stats. Implemented: ORS 506.129 & 507.030

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