



Oregon Administrative Rules
Oregon Department of Fish and Wildlife

1 **635-039-0090**

2 **Inclusions and Modifications**

3 (1) The **2018 Oregon Sport Fishing Regulations** provide requirements for sport fisheries for marine fish,
 4 shellfish, and marine invertebrates in the Pacific Ocean, coastal bays, and beaches, commonly referred
 5 to as the Marine Zone. However, additional regulations may be adopted in this rule division from time to
 6 time and to the extent of any inconsistency, they supersede the **2018 Oregon Sport Fishing**
 7 **Regulations**.

8 (2) For the purposes of this rule, a "sport harvest guideline" is defined as a specified numerical harvest
 9 objective that is not a quota. Attainment of a harvest guideline does not automatically close a fishery.
 10 Upon attainment of a sport harvest guideline, the Department shall initiate consultation to determine if
 11 additional regulatory actions are necessary to achieve management objectives. The following sport
 12 harvest guidelines include the combined landings and other fishery related mortality by the Oregon sport
 13 fishery in a single calendar year:

- 14 (a) Black rockfish, 395.2 metric tons.
- 15 (b) Cabezon, 16.8 metric tons.
- 16 (c) Blue rockfish, deacon rockfish, and other nearshore rockfish combined, 32.8 metric tons.
- 17 (d) Greenling, 47.9 metric tons.

18 (3) For the purposes of this rule, "Other nearshore rockfish" means the following rockfish species: black
 19 and yellow (*Sebastes chrysomelas*); brown (*S. auriculatus*); calico (*S. dalli*); China (*S. nebulosus*); copper
 20 (*S. caurinus*); gopher (*S. carnatus*); grass (*S. rastrelliger*); kelp (*S. atrovirens*); olive (*S. serranoides*);
 21 quillback (*S. maliger*); and treefish (*S. serriceps*).

22 (4) In addition to the regulations for Marine Fish in the 2018 Oregon Sport Fishing Regulations, the
 23 following apply for the sport fishery in the Marine Zone:

- 24 (a) Lingcod (including green colored lingcod): 2 fish daily bag limit.
- 25 (b) All rockfish ("sea bass" "snapper"), greenling ("sea trout"), cabezon, skates, and other marine fish
 26 species not listed in the **2018 Oregon Sport Fishing Regulations in the Marine Zone**, located under
 27 the category of Finfish Species, General Marine Species: 5 fish daily bag limit in aggregate (total sum or
 28 number), of which no more than one may be a cabezon, when retention of cabezon is allowed. Retention
 29 of the following species is prohibited:
 - 30 (A) Yelloweye rockfish; and
 - 31 (B) Cabezon from January 1 through June 30.
- 32 (c) Flatfish (flounder, sole, sanddabs, turbot, and all halibut species except Pacific halibut): 25 fish
 33 daily bag limit in aggregate (total sum or number).
- 34 (d) Retention of all marine fish listed under the category of Finfish Species, General Marine Species,
 35 except Pacific cod, sablefish, flatfish, herring, anchovy, smelt, sardine, striped bass, hybrid bass, and



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36 offshore pelagic species (excluding leopard shark and soupfin shark), is prohibited when Pacific halibut is
 37 retained on the vessel during open days for the all-depth sport fishery for Pacific halibut. Persons must
 38 also consult all publications referenced in OAR 635-039-0080 to determine all rules applicable to the
 39 taking of Pacific halibut.

40 (e) Harvest methods and other specifications for marine fish in subsections (4)(a), (4)(b) and (4)(c)
 41 including the following:

42 (A) Minimum length for lingcod, 22 inches.

43 (B) Minimum length for cabezon, 16 inches.

44 (C) May be taken by angling, hand, bow and arrow, spear, gaff hook, snag hook and herring jigs.

45 (D) Mutilating the fish so the size or species cannot be determined prior to landing or transporting
 46 mutilated fish across state waters is prohibited.

47 (E) When angling for groundfish or Pacific halibut in the Pacific Ocean or when in possession of
 48 groundfish or Pacific halibut, all watercraft shall have a functional descending device on board and shall
 49 use a descending device when releasing any rockfish outside of the 30-fathom curve (defined by latitude
 50 and longitude) as shown in **Title 50 Code of Federal Regulations Part 660 Section 71**. Upon request, a
 51 descending device shall be presented for inspection by any person authorized to enforce the wildlife laws
 52 or a representative of the Department. In this subsection, "descending device" means a device capable of
 53 returning a rockfish back to a depth of at least 100 feet to assist the fish in recompression and to improve
 54 the fish's chance of survival.

55 (F) Long-leader gear means fishing gear with the following: one fishing line, deployed with a
 56 sinker and no more than three hooks, with a minimum of 30 feet (9.14 meters) between the sinker and the
 57 lowest hook, and a non-compressible float attached to the line above the hooks. The hooks can only be
 58 equipped with artificial lures or molded soft plastic or rubber imitations of worms, eggs, insects, bait fish,
 59 crayfish, etc. 5 inches or less in length and/or artificial flies. Natural bait may not be used.

60 (f) Sport fisheries for species in subsections (4)(a), (4)(b) and (4)(c) and including leopard shark and
 61 soupfin shark are open January 1 through December 31, twenty-four hours per day, except as provided in
 62 subsections 4(b) and (4)(d). Ocean waters are closed for these species, with the exception of flatfish
 63 species, during April 1 through September 30, outside of the 30-fathom curve (defined by latitude and
 64 longitude) as shown in **Title 50 Code of Federal Regulations Part 660 Section 71**, except as provided
 65 in subsection 4(d) or when fishing with long-leader gear during such times and in such areas as allowed
 66 in federal rule. A 20-fathom, 25-fathom, or 30-fathom curve, as shown in **Title 50 Code of Federal**
 67 **Regulations Part 660 Section 71** may be implemented as the management line as inseason
 68 modifications necessitate. In addition, the following management lines may be used to set area specific
 69 regulations for inseason action only:

70 (A) Cape Lookout (45°20'30" N latitude); and



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71 (B) Cape Blanco (42°50'20" N latitude).

72 (g) The Stonewall Bank Yelloweye Rockfish Conservation Area (YRCA) is defined by coordinates
 73 specified in **Title 50 Code of Federal Regulations Part 660 Section 70 (October 1, 2017 ed.)**. Within
 74 the YRCA, it is unlawful to fish for, take, or retain species listed in subsections (4)(a), (4)(b) and (4)(c) of
 75 this rule, leopard shark, soupfin shark, and Pacific halibut using recreational fishing gear. A vessel
 76 engaged in recreational fishing within the YRCA is prohibited from possessing any species listed in
 77 subsections (4)(a), (4)(b) and (4)(c) of this rule, leopard shark, soupfin shark, and Pacific halibut.
 78 Recreational fishing vessels in possession of species listed in subsections (4)(a), (4)(b) and (4)(c) and
 79 including leopard shark, soupfin shark, and Pacific halibut may transit the YRCA without fishing gear in
 80 the water.

81 (h) Notwithstanding any other provisions of this rule, on any fishing trip where fishing with long-leader
 82 gear (as defined in subsection (4)(e)(F)) occurs seaward of the 40-fathom curve (defined by latitude and
 83 longitude) as shown in **Title 50 Code of Federal Regulations Part 660 Section 71**, the following apply:

84 (A) It is unlawful to retain any species in the Groundfish Group other than yellowtail rockfish
 85 (*Sebastes flavidus*), widow rockfish (*S. entomelas*), canary rockfish (*S. pinniger*), redstripe rockfish (*S.*
 86 *proriger*), greenstriped rockfish (*S. elongatus*), chilipepper rockfish (*S. goodei*), bocaccio rockfish (*S.*
 87 *paucispinis*), or silvergray rockfish (*S. brevispinis*);

88 (B) The daily bag limit is 10 fish in aggregate for the species listed in section (4)(h)(A);

89 (C) A long-leader fishing trip must be separated from any other fishing trip where groundfish are
 90 retained by returning to the dock and offloading fish;

91 (D) It is unlawful for an angler who retained fish on a long-leader fishing trip to retain more than
 92 10 fish in aggregate of the species listed in (4)(b) in the same day;

93 (E) It is unlawful to fish for any species in the Groundfish Group, including those listed in section
 94 (4)(h)(A), inside of the 40-fathom curve or with gear that is not long-leader gear as defined in section
 95 (4)(e)(F); and

96 (F) Federal rules governing the long-leader fishery will supersede these rules to the extent of any
 97 inconsistency, including the definition of long-leader gear.

98 **(5) Take of abalone prohibited, twenty four hours per day, in all Oregon waters until March 17,**
 99 **2021.**

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