



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

1 **635-004-0585**

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

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

9 (a) **Code of Federal Regulations, Part 660, Subpart E**, (October 1, 201[7]8 ed.);

10 (b) ~~[Federal Register Vol. 83, No. 58, Dated March 26, 2018]~~ **[INSERT CITATION WHEN AVAILABLE]**.

11 (2) Persons must consult the federal regulations in addition to Division 004 to determine all applicable Pacific
12 halibut fishing requirements. The area that federal regulations apply to is hereby extended to the area from shore to
13 three nautical miles from shore, coterminous with the Exclusive Economic Zone.

14 (3) The Commission may adopt additional or modified regulations that are more conservative than federal
15 regulations, in which case Oregon Administrative Rule takes precedence.

16 (4) It is unlawful to take Pacific halibut for commercial purposes except as set by federal regulations and the IPHC
17 and in accordance with a valid permit issued by the IPHC.

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

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

22 Stats. Implemented: ORS 469.162, 506.109, 506.129, 508.306

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24 **635-039-0085**

25 **Halibut Seasons**

26 (1) The Pacific halibut sport fishery in Oregon is regulated by the federal government and the International Pacific
27 Halibut Commission (IPHC). OAR Chapter 635, Division 039 incorporates into Oregon Administrative Rules, by
28 reference:

29 (a) **Title 50 of the Code of Federal Regulations, Part 300, Subpart E** (October 1, 201[6]7 ed.), as amended;

30 (b) ~~[Federal Register Vol. 83, No. 58, Dated March 26, 2018]~~ **[INSERT CITATION WHEN AVAILABLE]**.

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32 (2) Therefore, persons must consult all publications referenced in this rule in addition to Division 039 to determine
33 applicable halibut fishing seasons.

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

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

38 Stats. Implemented: ORS 496.162 & 506.129