



1 **Division 4**

2 **Commercial Fisheries Other Than Salmon or Shellfish**

3 **635-004-0585**

4 **Scope, Inclusion, and Modification of Pacific Halibut Fishery Rules**

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

12 (a) **Code of Federal Regulations, Part 660, Subpart E**, (October 1, 2020 ed.);

13 (b) **Federal Register Vol. 86, No.44**, dated March 9, 2021;

14 (c) **Federal Register Vol. 86, No. 75**, dated April 21, 2021[-];

15 **(d) Federal Register Vol. 87, No.44, dated March 7, 2022; and**

16 **(e) Federal Register Vol. 87, No.63, dated April 1, 2022.**

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

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

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

24 ~~[[Publications: Publications referenced are available from the Department.]]~~

25
26 **Statutory/Other Authority:** ORS 496.138, ORS 496.162, ORS 506.036, ORS 506.109, ORS 506.119 &
27 ORS 506.129

28 **Statutes/Other Implemented:** ORS 496.162, ORS 506.109, ORS 506.129 & ORS 508.306



Oregon Administrative Rules
Oregon Department of Fish and Wildlife

Division 39

Marine Zone Fish, Shellfish and Marine Invertebrates Sport Regulations

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:

(a) Title 50 of the Code of Federal Regulations, Part 300, Subpart E (October 1, 2020 ed.), as amended;

(b) Federal Register Vol. 86, No.44, dated March 9, 2021; and

(c) Federal Register Vol. 86, No. 75, dated April 21, 2021.

(d) Federal Register Vol. 87, No.44, dated March 7, 2022; and

(e) Federal Register Vol. 87, No.63, dated April 1, 2022.

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

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

Statutory/Other Authority: ORS 496.138, ORS 496.162, ORS 506.036, ORS 506.109, ORS 506.119 & ORS 506.129

Statutes/Other Implemented: ORS 496.162 & ORS 506.129