



**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**DFW 115-2020**

CHAPTER 635

DEPARTMENT OF FISH AND WILDLIFE

**FILED**

09/04/2020 2:42 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: 2020 Recreational Sturgeon Fisheries Allowed

EFFECTIVE DATE: 09/05/2020 THROUGH 09/22/2020

AGENCY APPROVED DATE: 09/04/2020

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**NEED FOR THE RULE(S):**

This amended rule is needed to allow for retention of recreational white sturgeon in the Columbia River.

**JUSTIFICATION OF TEMPORARY FILING:**

There is not adequate time to go through normal rulemaking proceedings to open these fisheries in a timely manner. Fishing seasons established must meet guidelines established by the federal government. The fishery is also established conforming to agreements developed to share the available resource with Treaty Tribal, Non-Treaty Commercial, and recreational fishers. Failure to adopt these rules would cause serious prejudice to the public interest in that recreational fishermen would not be allowed to access their allocations for these valuable resources.

**DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:**

1. Oregon and Washington Dept.s of Fish and Wildlife, Joint Staff Report - Fall Fact Sheet #4b, dated September 3, 2020.
2. Columbia River Fishery Notice, Compact Action, dated September 3, 2020.

A copy of the rules and the other documents relied upon for this rulemaking [the above documents] are available from the Oregon Department of Fish and Wildlife, Fish Division, Second Floor, 4034 Fairview Industrial Drive SE, Salem, Oregon 97302-1142, between the hours of 8:00 a.m. and 4:00 p.m., on normal working days, Monday through Friday.

AMEND: 635-023-0095

**RULE SUMMARY:** This amended rule allows recreational retention of white sturgeon on the mainstem lower Columbia River for 2-days from the Wauna power lines upstream to Bonneville Dam. Revisions are consistent with action taken September 3, 2020 by the Departments of Fish and Wildlife for the States of Oregon and Washington.

**CHANGES TO RULE:**

Sturgeon Season ¶¶

Sturgeon Season ¶¶

The 2020 Oregon Sport Fishing Regulations provide requirements for the Columbia River Zone and the Snake River Zone. However, additional regulations may be adopted in this rule division from time to time, and, to the extent of any inconsistency, they supersede the 2020 Oregon Sport Fishing Regulations.¶¶

(1) Sturgeon retention is closed year-round from McNary Dam to the Oregon/Washington border.¶¶

(2) Sturgeon angling is prohibited annually from May 1 through August 31 in the following areas:¶¶

(a) From The Dalles Dam downstream 1.8 miles to a line from the east (upstream) dock at the Port of The Dalles boat ramp straight across to a marker on the Washington shore;¶¶

(b) From the west end of the grain silo at Rufus upstream to John Day Dam;¶¶

(c) From McNary Dam downstream 13.5 miles to a line from the east end of the grain elevators at Patterson Ferry Road on the Oregon bank straight across to a marker on the Washington shore.¶¶

(3) Effective September 12, 2020 and September 19, 2020 (two days), retention of white sturgeon is allowed as follows:¶¶

(a) From Wauna powerlines (River mile 40) upstream to Bonneville Dam, including the Cowlitz River:¶¶

(b) The white sturgeon legal size slot is 44-inch minimum and 50-inch maximum fork length;¶¶

(c) Fork length is measured in a straight line from the tip of the nose to the fork in caudal fin (tail) with the fish laying on its side on a flat surface, with the tape measure or ruler positioned flat under the fish.¶¶

(d) The bag limit is one per day, and two per year.¶¶

(4) All other permanent rules apply

Statutory/Other Authority: ORS 183.325, ORS 506.109, ORS 506.119, ORS 496.118

Statutes/Other Implemented: ORS 506.129, ORS 507.030