DEPARTMENT OF CONSUMER AFFAIRS
Respiratory Care Board (RCB)
2026 RULEMAKING CALENDAR

SCHEDULE A: NO PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED DURING THE YEAR 2025

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2025

Subject: Basic Respiratory Tasks and Services

California Code of Regulations Title and Sections Affected: 16 CCR 1399.365

Statute(s) Being Implemented: Business and Professions Code sections 2860, 3702, 3702.5 and 3702.7

Responsible Agency Unit: Administration

Contact Person and Phone Number: Kathryn Pitt/Christine Molina (916) 999-2190

Notice Publication Date: April 2026

Public Hearing Date: If requested

Projected Adoption by Your Agency Date: June 2026

Projected To OAL for Review Date: July 2026

Status from 2025 Calendar: This rulemaking is to permanently adopt the emergency regulations submitted to OAL on December 22, 2025, before they expire and to potentially address updated clarification on tasks.

NEXT

Subject: Home and Community-Based Tasks and Services: LVN Exemption

California Code of Regulations Title and Sections Affected: 16 CCR 1399.361

Statute(s) Being Implemented: Business and Professions Code sections 3765 (i) and (j) [SB 1436, Statutes of 2022 and SB 1451, Statutes of 2024]

Responsible Agency Unit: Administration

Contact Person and Phone Number: Kathryn Pitt/Christine Molina (916) 999-2190

Projected Notice Publication Date: March 2026

Projected Public Hearing Date: If requested

Projected Adoption by Your Agency Date: June 2026

Projected To OAL for Review Date: July 2026

Status from 2025 Calendar: Board approved text on November 14, 2025. The Boad anticipates submission to OAL in 2026.

REPORT ON THE STATUS OF ALL UNCOMPLETED RULEMAKINGS DESCRIBED ON PREVIOUS CALENDARS:

Subject: Home Care Tasks and Services: LVN Exemption
Status from 2025 Calendar: Not proceeding with this proposal as it will now be combined within the Home and Community-Based Tasks and Services: LVN Exemption identified above.

Subject: Home Health Agency: LVN Training Guidelines
Status from 2025 Calendar: Not proceeding with this proposal until additional stakeholder input is received.

Subject: Home and Community-Based Settings: LVN Training
Status from 2025 Calendar: Not proceeding with this proposal until additional stakeholder input is received.