



RESPIRATORY CARE BOARD OF CALIFORNIA

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ENFORCEMENT HISTORY WEB RETENTION POLICY

Business and Professions Code section 3710.1 states, "Protection of the public shall be the highest priority for the Respiratory Care Board of California in exercising its licensing, regulatory, and disciplinary functions. Whenever the protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount."

In support of our regulatory mandate, it is the mission of the Respiratory Care Board (RCB) to protect and serve consumers by licensing qualified respiratory care practitioners and enforcing the provisions of the Respiratory Care Practice Act. This is done by intervening with administrative and disciplinary action, when necessary.

To uphold the RCB's statutory mandate and mission, information has been provided on its license status website, www.breeze.ca.gov, regarding administrative and disciplinary actions taken against respiratory care practitioners.

In an effort to balance the public's right to be informed about their health care practitioners and licensee privacy concerns for those who have fulfilled the requirements of a disciplinary action against their license, the RCB has set forth the following policy as it pertains to the various types of disciplinary actions posted on its website:

Decisions Resulting in Citation and/or Fine - The RCB will remove disciplinary information pertaining to final decisions resulting in a Citation and/or Fine five (5) years from the date the decision was effective including the resolution of any appeal or the date the fine was paid in full, whichever is the latter.

Additionally, the RCB will consider the removal of disciplinary information from its license status website if the RCB believes the licensee poses no risk to the public, as follows:

Decisions Resulting in Public Reprimand - The RCB will consider the removal of disciplinary information pertaining to final decisions resulting in a Public Reprimand five (5) years from the date the decision was effective, or the date conditions were fulfilled, whichever is the latter.

Decisions Resulting in Probation - The RCB will consider the removal of disciplinary information pertaining to final decisions resulting in Probation seven (7) years after the successful completion of probation, provided the person has paid all outstanding costs and no further violations have occurred.

Decisions containing orders for revocation or surrender are not eligible for removal. Further, the RCB reserves the right to retain any administrative or disciplinary information or documentation on its website, when it believes it serves the best interest of the public.

NOTE: The RCB must comply with the California Public Records Act and provide public documents upon request, even if they are no longer posted on its website.

Adopted: March 13, 2025