



# Recommendations for Legislative Action

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# Recommendations to General Assembly 2018–2021

- Legislative action – General Assembly has fully or partially implemented 138 recommendations made during this time
- No legislative action yet
  - 28 newly issued recommendations from 2021 (through October)
  - 46 recommendations from 2018, 2019, and 2020 thus far unimplemented

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## Recommendations: Improve guardianship and conservatorship services for incapacitated adults

- Require private guardians to undergo training & visit adults under their guardianship at least every 3 months
- Grant DARS responsibilities for private guardianship
- Expand public guardianship program
- Require guardians ad litem to report more information to ensure informed judicial decisions
- Require periodic court review of guardianship cases
- Require conservator training and actions to ensure inventory of adult's assets is as accurate as possible

Improving Virginia's Adult Guardian and Conservator System (2021)

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## Recommendations: More effectively use CSA funds for at-risk youth

- Allow CSA funds to be spent on services delivered in public schools to prevent out-of-school placements
- Direct VDOE to require IEP teams to refer youth who need services outside of school setting to CSA
- Require all local CSA programs to serve all youth determined eligible for CSA services
- Direct State Executive Council to assess feasibility and efficacy of using competitive grants to address service gaps

Children's Services Act and Private Special Education Day School Costs (2020)

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## Recommendations: Improve access to workers' compensation benefits

- Require workers' compensation insurers to notify workers of their right to dispute a claim denial through the Virginia Workers' Compensation Commission (VWC)
  - Explain VWC's neutral role in adjudicating disputed claims
  - Clarify need to file claim within statute of limitations
  - Provide VWC contact information
- Make cumulative trauma injuries compensable under the workers' compensation act

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## Recommendations: Evaluating problem gambling as legalized gaming is expanded

- Require DBHDS to contract with university or other expert resource to evaluate problem gambling and effectiveness of state's prevention/treatment efforts

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## Recommendations: Eliminate or improve economic development incentives

- If Real Property Investment Grant is maintained, restrict awards to
  - projects in higher multiplier, export-base industries or to
  - projects that would contribute to community revitalization