

Manifestation Determination Review

Student's Name _____ IEPT Date _____

Section I. Describe the behavior subject to disciplinary action: _____

Section II. The IEP Team has reviewed the following factors:

- The most recent diagnostic evaluations.
- Any teacher observations of the student.
- Discipline incident reports.
- Relevant information supplied by parent.
- The most recent IEP dated _____
- Other relevant information in the student's file.

Section III. In relation to the behavior subject to discipline and the student's disability:

- a. Was the conduct in question caused by the student's disability or did it have a direct and substantial relationship to the disability? YES NO
- b. Was the conduct in question the direct result of the school district's failure to implement the IEP? YES NO

Section IV. Manifestation Determination. If the determination of the IEP Team is "Yes" to either of the questions in Section III, then the behavior must be considered a manifestation of the student's disability.

The determination of the IEP Team is that the behavior subject to discipline is:

- Not a manifestation of the disability—records forwarded for further disciplinary consideration. Educational services will be provided for the duration of the disciplinary removal pursuant to Section V.
- A manifestation of the disability—records forwarded for termination of the disciplinary action; student reinstated into his/her school placement; and a functional behavior assessment/behavior intervention plan is initiated. Exceptions: A) special circumstances necessitate an interim alternative educational setting pursuant to Section VI; or B) parent and school district agree to a change in placement pursuant to Section VII.

Section V. Educational services during the remainder of disciplinary removal.

Describe educational services that will be provided to enable the student to:

- a. Continue to participate in the general curriculum; and
- b. Progress toward meeting the goals set out in the student's IEP.

Behavioral assessment/planning:

- A functional behavior assessment/behavior intervention plan will be initiated.
- The student's current behavior intervention plan will be reviewed and revised as appropriate.
- Behavior assessment/planning is not warranted in these matters

Section VI. Interim alternative educational setting (for not more than 45 school days) because the behavior involved one of the following special circumstances: drugs, weapons, or infliction of serious bodily injury.

Describe educational services that will be provided to enable the student to:

- a. Continue to participate in the general curriculum; and
- b. Progress toward meeting the goals set out in the student’s IEP.

Behavioral assessment/planning:

- A functional behavior assessment/behavior intervention plan will be initiated.
- The student’s current behavior intervention plan will be reviewed and revised as appropriate.

Section VII. Parent/school district agree to change educational placement.

- A change in educational placement per parent/school agreement is reflected in the completion of pages 2 through 5 of the IEP Team Report.

Section VIII. Parent Signature.

- I received notice of special education procedural safeguards with respect to this disciplinary action.
- I agree with the above determinations.
- I disagree with the above determinations and intend to request an expedited due process hearing.

Signature of Parent/Guardian/Surrogate/Student

Date Signed

Section IX. School District(s) Signature.

Signature of Resident District Superintendent or Designee

Date Signed

Signature of Nonresident Operating District Superintendent or Designee

Date Signed