



SECTION 1 – STUDENT INFORMATION

Student Name, GTID, Birthdate, School, Grade, Today's date, Parent/Guardian, Section 504 Qualifying Disability

SECTION 2 – MANIFESTATION DETERMINATION REVIEW GUIDELINES

THIS MANIFESTATION DETERMINATION MUST OCCUR WITHIN 10 SCHOOL DAYS OF ANY DECISION TO CHANGE THE PLACEMENT OF A CHILD WITH A DISABILITY DUE TO A VIOLATION OF THE CODE OF CONDUCT. The manifestation determination review is conducted by child's parent and the relevant members of the child's Section 504 Team, as determined by the parent and the school system. NOTE: A manifestation determination review is required only when a child is removed from his current placement for MORE THAN 10 SCHOOL DAYS to an interim alternative educational setting (IAES), another setting or via suspension, and for additional removals of more than 10 cumulative days in that same school year for separate incidents of misconduct, and the removals constitute a pattern. Schools may make such short-term removals for violations of a code of student conduct to the extent that such alternative settings are also applied to students without disabilities. In addition, schools may remove a student to an IAES for not more than 45 school days without regard to whether the behavior is determined to be a manifestation of the child's disability in cases where a child carries or possesses a weapon to or at school, on school premises or at a school function; knowingly possesses or uses illegal drugs, or sells or solicits the sale of a controlled substance, while at school, on school premises, or at a school function; has inflicted serious bodily injury upon another person while at school, on school premises, or at a school function.

SECTION 3 – REVIEW OF RELEVANT INFORMATION

Description of the behaviors for which the suspension/expulsion is being considered, including information regarding the circumstances surrounding the incident or infraction, witnesses' reports, student's statement, and any outstanding related/similar events that have not yet been addressed through disciplinary action.

Lined area for writing description of behaviors



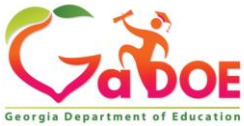
Type Name of School District Here

Manifestation of Disabilities Determination Process for Students with Section 504 Plans

Administrator Observations/Comments

Parent Observations/Comments

Teacher Observations/Comments



- A. Section 504 Plan reviewed as part of the MDR?
B. Functional Behavior Assessment conducted?
C. Behavioral Intervention Plan in developed?

If yes:

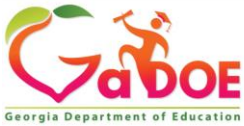
- i. Enter date the BIP was most recently reviewed:
ii. Is the behavior in question related to behavior addressed in the BIP?

SECTION 4 – MANIFESTATION DETERMINATION TEAM DECISION

Based on the review of the relevant information about the student, what is the consensus of the members of the team regarding the following:

- A. Did the student’s disability have a direct and substantial relationship to, or cause, the behavior subject to disciplinary action?
B. Did the LEA’s failure to implement the student’s Section 504 plan directly result in the behavior subject to disciplinary action?
• If the answer to either question is YES, the conduct IS a manifestation of the child’s disability
• If the answer to both questions is NO, then the conduct IS NOT a manifestation of the child’s disability.

- The Team determined that both questions #1 and #2 were answered “NO”.
The behavior is considered NOT a MANIFESTATION of the student’s disability.
The Team determined that either question #1 or #2 was answered “YES”.
The behavior MUST be considered a MANIFESTATION of the student’s disability.



SECTION 5 – RESULTS OF THE ABOVE DETERMINATION

- If the behavior ***IS*** a manifestation, the student **may not** be suspended. The Section 504 Plan must be reviewed and modified, as appropriate, to address the appropriate behaviors.
- If the behavior ***IS NOT*** a manifestation, the student may be disciplined in the same manner as students who are not disabled are disciplined.
- If the parents disagree with the determination that the behavior was not a manifestation of the student’s disability, or disagree with the placement decision, parents may file a grievance with the LEA, file a complaint with the Office of Civil Rights, or seek whatever judicial relief may be available.

MDR Team Signatures:

Parent/Guardian	Date	Teacher	Date
Parent/Guardian	Date	Teacher	Date
Student	Date	Resource Officer	Date
Section 504 Coordinator	Date	Nurse	Date
Administrator	Date	School Psychologist	Date
School Counselor	Date	Other	Date