REVIEW

1. **Sources of Information**: (check all that were reviewed)
   - ☐ IEP
   - ☐ BIP
   - ☐ Discipline Report
   - ☐ Assessments/Evaluations
   - ☐ Teacher Observations
   - ☐ Medical Information
   - ☐ 504 Plan
   - ☐ FBA

2. **Discipline Action History**
   - Number of in school suspensions:
   - Number of out of school suspensions/expulsions:

3. **Describe the conduct violation**:

4. **Describe the district policy concerning the behavior**:

5. **Does the proposed disciplinary action constitute a change of placement?** (i.e., a suspension of over 10 consecutive days or a series of suspensions totaling more than 10 days in one school year)

6. **Has the student had other manifestation determinations this year?**
   - ☐ Yes
   - ☐ No
   a. If yes, list dates and findings:

7. **Was the behavior in question an isolated incident or a recurrent pattern of behavior?**

8. **Does the student have a Behavior Intervention Plan (BIP)?**
   - ☐ Yes
   - ☐ No
   a. Have services/interventions consistent with BIP been provided?
   - ☐ Yes
   - ☐ No
   b. Does the plan need revision?
   - ☐ Yes
   - ☐ No

9. **Student's disability**:
   a. **Is there any pertinent medical or other diagnoses to consider?**
      - ☐ Yes
      - ☐ No
      i. If yes explain:
   b. **Is there a current evaluation open?**
      - ☐ Yes
      - ☐ No
      i. If yes, suspected disability/purpose of evaluation:

### MANIFESTATION DETERMINATION

A. Was the conduct in question caused by the student's disability or had a direct and substantial relationship to the student's disability?
   - ☐ Yes
   - ☐ No

B. Was the conduct in question a direct result of the school's failure to implement the student's IEP or 504 plan?
   - ☐ Yes
   - ☐ No
   (If yes, the LEA must take immediate steps to ensure that all services set forth in the child's IEP are provided, consistent with the child's needs as identified in the IEP)

Is the conduct in question a manifestation of the student's disability?
   - ☐ Yes
   - ☐ No
   (If either a or b is yes, the conduct in question is considered a manifestation of the student's disability and the student must be returned to the placement from which he or she was removed as part of the disciplinary action, with two exceptions: if the behavioral infraction involved special circumstances (see link below for more information); or if the parents and LEA agree to change the child's placement as part of the modification of the
BIP. The team should conduct a FBA and create a BIP, unless one has been recently completed examining similar conduct. In such cases, consider if any revisions need to be made to the BIP.)

If all questions are answered, no, the conduct is not a manifestation and the student may be disciplined in a manner consistent with his or her non-disabled peers; however, the student must continue to receive FAPE (the student must have access, in another setting, to special education services and access to the general education curriculum during the course of the suspensions/ expulsion).


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### SIGNATURES

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<th>Agree</th>
<th>Disagree</th>
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<td>Parent/guardian:</td>
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<td>General education teacher</td>
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**The Notice of Procedural Safeguards were given and explained to the parent(s)/ guardian(s):**

- [ ] Yes  [ ] No

  Date Reviewed: ________________  Signature of Person Explaining Rights___________________

**If Applicable**

I give permission for a Functional Behavior Assessment to be conducted to help develop a Behavior Intervention Plan.  [ ] Yes  [ ] No

  Parent Signature ________________________________