

Manifestation Determination Review

Manifestation determination review

When a student eligible under special education receives disciplinary action, the school must meet to determine if the student's conduct was a manifestation of their disability before a significant change in their placement may occur.

A manifestation determination review must occur within 10 school days of any decision to change the placement of a child with a disability.

Steps *To conduct a Manifestation Determination Review:*

1. Create a **Prior Written Notice**.
2. Select **Change of placement for disciplinary reasons** as the type of action taken.
3. Share the document with the parents and provide them with a copy of **Procedural Safeguards**.
4. Mark the document complete.
5. Create a **Parent Invitation**.
6. Select **To discuss disciplinary matters** as the purpose for meeting.
7. Provide meeting information.
8. Share the document with the parents.
9. When the parents respond, mark the document complete.
10. Create a **Manifestation Determination Review**.
11. The IEP team members should meet with the parents to review information and make a determination.
 - A **Manifestation Determination Review Worksheet** can be helpful when reviewing relevant information.
12. Once a decision is made, complete the document.

If the student's conduct was not a manifestation of their disability, the district may apply relevant disciplinary procedures in the same manner as students without a disability.

If the student's conduct was a manifestation of their disability:

- The district must remedy any deficiencies in implementing the IEP.
- The district must either conduct a functional behavioral assessment and develop a behavioral intervention plan, or review and modify the existing plan as needed.
- Return the child to placement unless the parents and district agree to a different placement.