

Manifestation Determination Worksheet



Intermediate Unit 1

1/15/07

MANIFESTATION DETERMINATION WORKSHEET

A manifestation determination is required by IDEA when considering the exclusion of a student with a disability from school that constitutes a change of placement.

A change of placement consists of (check one):

- more than 10 school days consecutively;
- more than 15 school days cumulatively in one school year;
- when days 11-15 constitute a pattern;
- an exclusion of even one school day for a student with mental retardation.

The manifestation determination shall take place as soon as possible but not later than 10 school days after the date on which the decision to take the disciplinary action was made. The IEP team and other qualified personnel must determine if the behavior was a manifestation of the child's disability.

Student Name: _____ Date: _____

Student Information: _____

• Include behavioral characteristics and specify severity and how the disability affects academic and/or social performance. Include a brief description of the student's strengths and needs. Consider relevant information from the parent and observations on the student.

Description of behavior subject to disciplinary action: _____

Include setting events, antecedents, details of the behavioral incident and immediate consequences. List witnesses and include all relevant details.

Description of proposed disciplinary action: _____

• Include current disciplinary action as well as cumulative record of disciplinary actions for the present school year. Reference district policy.

GUIDING QUESTIONS FOR IEP TEAM DECISION-MAKING

1. Did the conduct in question have a direct and substantial relationship to the child's disability?

Justification for team findings:

T

F

2. Was the conduct the direct result of the LEAs failure to implement the IEP?

Justification for team findings:

T

F

Other pertinent information:

TEAM CONCLUSIONS

If either of the above answers are “F” (False), the IEP team has determined that the behavioral incident is not a manifestation of the student’s disability. Therefore, relevant disciplinary procedures applicable to children without disabilities may be applied except for the provision that the LEA must continue to provide a Free Appropriate Public Education.

If one or both of the answers above are “T” (True), the team has determined that the behavioral incident is a manifestation of the student’s disability. Punishment for a manifestation of a student’s disability is an aversive technique that may not be implemented; thus voiding the proposed disciplinary procedure. Therefore, the team must immediately take steps to remedy any and all deficiencies found in the student’s IEP or its implementation.

MANIFESTATION DETERMINATION SIGNATURES

Directions to Team Members: Check if you agree or disagree with the team decision, print your name, sign your name, and indicate your role for your participation in this Manifestation Determination.

Agree	Disagree	Name	Signature	Role
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

*Note: if agreement cannot be reached, parents or the school district may request an expedited due process hearing.