HOOVER CITY SCHOOLS
Manifestation Determination Review Form for IDEA Students

Name of Student ____________________________ Date of Birth ___/___/___
Address ____________________________ City ____________________________, AL Zip ___
School ____________________________________________________ Grade ___

Description of conduct that resulted in consideration for a change of placement:
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________

Date of Incident ____________________________ Date Procedural Safeguards Sent _________

FIRST STEP: In conducting a Manifestation Determination Review, the IEP team must review all relevant information in the student’s file, including but not limited to the student’s IEP, teacher observations, relevant information provided by the parents, and any other such information. After all relevant information has been reviewed, proceed with the following:

MANIFESTATION DETERMINATION QUESTIONS: (Check YES or NO for each section)

1. Did the student’s disability cause or have a direct and substantial relationship to the conduct?
   - Yes If yes, the behavior is a manifestation of the disability. Proceed to # 2 in DETERMINATION section
   - No If no, proceed

2. Did the district’s failure to implement the student’s IEP cause the conduct?
   - Yes If yes. The behavior is a manifestation of the disability. Proceed to # 2 in DETERMINATION section
   - No If no, proceed

NOTE: If the answer to either question is “yes”, the conduct is a manifestation of the disability. If the answer to both questions is “no”, the conduct is not a manifestation of the student’s disability.

DETERMINATION: (Check One)

1. ____ The IEP team has determined that the conduct IS NOT a manifestation of the disability. The following discipline action will occur: __________________________________________________________

2. ____ The IEP team has determined that the conduct IS a manifestation of the disability. The IEP Team will:
   a. Conduct a Functional Behavior Assessment (FBA) and implement a Behavior Intervention Plan (BIP) if the district has not conducted such an assessment.
   b. If a Behavioral Intervention Plan (BIP) has been developed, it should be reviewed and modified as necessary to address the behavior so that it does not recur.
   c. If the IEP Team determines that the behavior is a manifestation, the student must be returned to the placement from which the student was removed (if the student was removed), unless the parent and the district agree to a change of placement as part of
the modification of the Behavioral Intervention Plan, or if the student was removed due to a violation regarding weapons, drugs, or inflicting serious bodily injury. (Reference: Discipline Chart 2 - IDEA Student: Violates Code of Conduct IDEA 2004)

3. _____ The IEP Team determined that the behavior is a manifestation of the disability. However, the conduct is a special circumstance due to a weapon, illegal drugs, or serious bodily injury. Therefore, an interim alternative educational setting will be implemented for 45 school days.

4. _____ The IEP Team determined that the behavior is a manifestation of the disability. However the parent and district agree to the following change of placement: ____________________________________________________________
   _____________________________________________________________________
   ____________________________________________________________
   _____________________________________________________________________

THE FOLLOWING PEOPLE ATTENDED AND PARTICIPATED IN THE IEP MEETING

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<th>Signature</th>
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