School District/Charter School Name

SECTION 504 MANIFESTATION DETERMINATION REVIEW

**modeled on the IDEA*

Student: _____ School: _____ Date: _____

Student ID: _____ Grade: ____ Date of Birth: _____

Parent/Guardian Name(s): _____

A manifestation determination review (MDR) must be conducted when a disciplinary removal is contemplated that constitutes a significant change of placement. The 504 committee must consider and review, in terms of the behavior subject to disciplinary action, relevant information which may include: current evaluation data, information from parents, observations of the child, current accommodation plan, positive behavior support plan, and any other relevant information provided.

Committee Members:	**Area of Knowledge:**		
_____	☐ Student	☐ Placement Options	☐ Evaluation Data
_____	☐ Student	☐ Placement Options	☐ Evaluation Data
_____	☐ Student	☐ Placement Options	☐ Evaluation Data
_____	☐ Student	☐ Placement Options	☐ Evaluation Data
_____	☐ Student	☐ Placement Options	☐ Evaluation Data
_____	☐ Student	☐ Placement Options	☐ Evaluation Data

Description of behavior subject to the disciplinary action:

Note: *Section 504 allows schools to take disciplinary action against students with disabilities using drugs or alcohol to the same extent as students without disabilities.* (ED.gov/OCR).

Student's impairment(s): _____

Observations (including witness/student statements)

Summary of Evaluation Data (including most recent evaluation)

Parent/Student Input

Summary of Student's Section 504 Service Plan (attach copy)

After review of the above information the committee must answer the following questions:

Yes ☐ No ☐ The conduct in question was caused by, or had a *direct and substantial relationship* to, the student's impairment

Yes ☐ No ☐ The conduct in question was the direct result of the district/school's failure to implement the Section 504 Plan

Considerations (*explain how the committee answered the questions above*)

If either of the questions above are answered "YES", the behavior must be considered a manifestation of the student's impairment. In that event, the student cannot be expelled or placed in the school's disciplinary alternative education setting (DAEP) for more than 10 school days.

A copy of the *Notice of Parent and Student Rights under Section 504 of the Rehabilitation Act of 1973* **must** be provided with a copy of this document to the parent.