

**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 <i>direct and substantial relationship</i> 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.