

## Manifestation Determination Discussion Guide

Student: \_\_\_\_\_ Date of Birth: \_\_\_\_\_ School: \_\_\_\_\_

Current Educational Setting (s) \_\_\_\_\_

Date of this Manifestation Determination Meeting (see attached team member list) \_\_\_\_\_

Date of Alleged Behavior \_\_\_\_\_

Alleged Behavior Resulting in this Analysis \_\_\_\_\_

If functional behavioral assessment of this behavior has occurred, findings: \_\_\_\_\_

### Data Review

✓ Disability of student with associated conditions, if any: \_\_\_\_\_

✓ Any behavioral features associated with this disability student has shown in the past \_\_\_\_\_

✓ Discipline history review \_\_\_\_\_

### IEP Content and Placement Appropriateness

✓ IEP team agreed this was the correct placement prior to incident?  Yes  No  No Team Consensus

Comments: \_\_\_\_\_

✓ Is the IEP team in agreement *now* as to correctness of placement?  Yes  No  No Team Consensus

Comments: \_\_\_\_\_

✓ Was there a behavior plan in effect for similar behavior *prior* to incident?  Yes  No

▪ If No, would one probably have prevented this behavior?  Yes  No  No Team Consensus

✓ Does this behavior suggest the presence of a suspected disability or service need?  Yes  No

▶ **Conclusion 1: Was the behavior a DIRECT result of a failure to implement the IEP?**  Yes  No

Rationale: \_\_\_\_\_

✓ *Discussion:* "Is the IEP team *currently* in agreement that in relation to the behavior, the IEP was appropriate, with all necessary behavioral supports and related services being implemented at the time of the incident?"

Yes  No  No Team Consensus Comments: \_\_\_\_\_

▶ **Conclusion 2: Was the behavior caused by, or did it have a direct and substantial relationship to, the student's disability?**  Yes  No

✓ *Discussion:* What are the observable behavioral manifestations of this disability for this student as reported by individuals knowledgeable of both this disability *and* this student's prior associated behavior? \_\_\_\_\_

✓ *Optional Discussion:* Is the current behavior a more severe/intense version of any disability related behaviors previously exhibited?  
 Yes  No  No Team Consensus Comments: \_\_\_\_\_

✓ *Expanded Discussion:* If unclear as to the causative, direct relationship of this disability and this behavior, discuss the following for clarification about the relation of the behavior to the disability:

▪ Did the student's disability impair understanding the potential impact and outcome of this behavior?

Yes  No  No Team Consensus

What previous data on this student and in the literature on this disability supports this conclusion? \_\_\_\_\_

▪ Did the disability impair the student's ability to control the behavior?

Yes  No  No Team Consensus

What previous data on this student and in the literature on this disability supports this conclusion? \_\_\_\_\_

▪ Behavior was:  willfully chosen by the student

a spontaneous reaction due to a feature of the student's disability

### Final Recommendations

Behavior subject to disciplinary action is NOT a manifestation of the disability, proceed with disciplinary proceedings because: neither **► conditions** (see above) were met: the behavior not a direct result of failure to implement the IEP, nor was the behavior directly, substantially or causatively related to this student's disability

IEP team agrees behavior is a manifestation of the disability, no further disciplinary proceedings shall occur and an FBA assessment plan of the incident has been signed by parent and a functional behavioral assessment scheduled

Resolution procedures needed, IEP team is not in unison as to:

relation of behavior to disability, or  relation of behavior to failure to implement the IEP

Next-step recommended resolution procedure: \_\_\_\_\_

▶ **Program change recommendations – select conclusion:** (IEP date scheduled: \_\_\_\_\_)  no change recommended because: \_\_\_\_\_  add or alter behavior plan, because: \_\_\_\_\_  add other services or supports, because: \_\_\_\_\_

Change of placement to be discussed at IEP, because: \_\_\_\_\_