

Spencer County School District

SECTION 504 MANIFESTATION DETERMINATION REVIEW FORM

Student Name: _____ DOB: _____ Date of 504 team Meeting: _____

Step 1:

- a. Describe the behavior(s) subject to disciplinary action if not fully explained on the attached disciplinary records.

- b. Describe proposed disciplinary action(s) under consideration.

Step 2:

The 504 team has considered, in terms of the behavior outlined in Step 1, all relevant information, including the following:

- ☐ Evaluation and diagnostic results,
- ☐ Relevant information supplied by the parents,
- ☐ Observation(s) of the student, and
- ☐ The student's current 504 plan.

Step 3

1. The Team now determines:

- a. Was the conduct in question caused by, or did it have a direct and substantial relationship to, the child's disability?
- b. Was the conduct in question the direct result of the LEA's failure to implement the Section 504 plan?

(2) The conduct shall be determined to be a manifestation of the child's disability if the team determines that either of the conditions in subsection (1)(a) or (b) of this section was met.

(3) If the team determines the condition described in subsection (1)(b) of this section was met, the Spencer County School District shall take immediate steps to remedy that deficiency.

Step 4:

- ☐ a. The 504 team finds the behavior in question is NOT a manifestation of the student's disability, and the student may be subjected to the same disciplinary proceedings as a student without a disability.
- ☐ b. The 504 Team finds the behavior in question IS a manifestation of the student's disability, and the student's placement cannot be changed due to the behavior incident under review, unless the parents and the LEA agree to a change in placement as part of modification of the behavioral intervention plan.