

Canyons School District Guidelines for conducting and completing  
documentation of Manifestation Determination.

Manifestation Determination is a requirement under the Individuals with Disabilities in Education Act (IDEA) and must occur within ten (10) school days of any decision to change the placement of a student with disability because of a violation of a code of student conduct. The Local Education Agency (LEA), the parent, and relevant members of the student's Individual Education Plan (IEP) team (as determined by the parent and the LEA) must review all relevant information in the student's file, including the student's IEP, and teacher observations, and any relevant information provided by the parents to determine:

- A. If the conduct in question was caused by, or had a direct and substantial relationship to, the student's disability; or
- B. If the conduct in question was a direct result of the LEA's failure to implement the IEP.

Guiding questions and considerations for completing the Canyons School District Manifestation Determination:

STEP 1: Parents are to be provided Written Prior Notice and Notice of Meeting (including Procedural Safeguards) with respect to the Manifestation Determination Meeting.

STEP 2(A): Questions 1 – 4 are intended to guide the discussion and analysis of the relationship that exists between the specific behavior prompting suspension and the student's educational (IDEA) disability, or 504 disability. A specific and thorough review of the student's referral, evaluation, and IEP/504 Plan records are required. Additional information, data, medical conditions, diagnosis, etc. that might be provided by parents or others need be considered within the context of the disability and the specific behavior prompting suspension.

STEP 2(B): Questions 5 – 7 are intended to guide the review and verification of the implementation of IEP services, or 504 accommodations. A specific and thorough review of the student's current IEP/504 Plan is required with an emphasis on the implementation of services being provided to the student.

Summary Statement Scenarios:

A "no" Manifestation Determination can only be concluded if BOTH of the following occur; (1) The conduct in question is NOT caused by

or does NOT have a direct and substantial relationship to the student's disability, AND (2) the LEA has NOT failed to implement the IEP or 504 Plan. In short, items A and B on the form are both marked as "no".

A "yes" Manifestation Determination is concluded if EITHER of the following occurs; (1) The conduct in question WAS caused by or had a direct and substantial relationship to the student's disability, or (2) The conduct in question WAS the direct result of the LEA's failure to implement services/accommodations.

A "yes" Manifestation Determination is also concluded when the conduct in question WAS caused by or had a direct and substantial relationship to the student's disability AND the LEA did NOT fail to implement services/accommodations.

		Caused by Disability?	
		Yes	No
Failure to Implement?	Yes	YES MD	YES MD
	No	YES MD	NO MD

STEP 3: Future actions, if warranted, should be stated here, including needs to implement services, conduct functional behavior assessments, and/or implement/revise behavior intervention plans.

References: Utah State Office of Education Special Education Rules  
 August 2007  
 Section V. Discipline Procedures  
 Pages 109-116