

SPECIAL EDUCATION DISCIPLINE REQUIREMENTS

School Discipline Removal Results in a total of: ▼	MDR meeting (Manifestation Determination Review)	Educational services during removal	FBA/BIP development (or review of an existing BIP)	Reinstatement when a manifestation of the disability is affirmed
≤ 10 days	<i>No</i>	<i>Only if it is provided to other students.</i>	<i>No, but school must follow any existing BIP.</i>	<i>NA</i>
> 10 days, but not a change in placement	<i>No</i>	<i>Yes, for all days over 10 in a school year. Services determined by teacher & administrator.</i>	<i>Only if it is deemed appropriate for student.</i>	<i>NA</i>
> 10 days and a change in placement	<i>Yes</i>	<i>Yes, for any on-going removal that follows a non-manifestation finding. Services are to be determined by IEP Team, and length of removal not limited.</i>	<i>Yes, if manifestation of disability is affirmed. If it is not affirmed, then FBA/BIP would only be developed if appropriate for the student.</i>	<i>Yes, and must correct any deficiencies in IEP implementation that were discovered.</i>
> 10 days and a change in placement; manifestation affirmed, but it involves a “special circumstance”	<i>Yes</i>	<i>Yes, for a period of up to 45 school days. Services determined by IEP Team.</i>	<i>Yes</i>	<i>No</i>
> 10 days and a change in placement; manifestation affirmed, but likelihood of injury taken to Hearing Officer	<i>Yes</i>	<i>Yes, for a period of up to 45 school days <u>if it is supported by Hearing Officer</u>. Services determined by IEP Team/HO.</i>	<i>Yes</i>	<i>No</i>

Change in placement: Any single removal over 10 school days, or a series of removals exceeding 10 days and constituting a pattern.

Special circumstance: Involves weapons or drugs, or serious bodily injury has occurred.

Manifestation of disability: Behavior in question is directly related to disability, or is related to a failure to implement IEP.

FBA: Functional Behavioral Assessment. **BIP:** Behavior Intervention Plan.