

**FREMONT UNIFIED SCHOOL DISTRICT**  
**504 Manifestation Determination Review**

Name of Student (Last, First) \_\_\_\_\_ Student ID Number \_\_\_\_\_

Date of Birth \_\_\_\_\_ Age \_\_\_\_\_ Grade \_\_\_\_\_ Sex  Male  Female

Home School \_\_\_\_\_ Current School of Attendance \_\_\_\_\_

English Learner:  Yes  No Home Language \_\_\_\_\_ Dominant Language \_\_\_\_\_

Student's Race:  American Indian or Alaskan Native  Black or African American  Filipino  White

Chinese  Japanese  Korean  Vietnamese  Asian Indian  Laotian  Cambodian

Hmong  Other Asian  Hawaiian  Guamanian  Samoan  Tahitian  Other Pacific Islander

Name of Father/Guardian (Last, First) \_\_\_\_\_ Contact Number \_\_\_\_\_

Name of Mother/Guardian (Last, First) \_\_\_\_\_ Contact Number \_\_\_\_\_

Home Address \_\_\_\_\_ City \_\_\_\_\_ St CA Zip 945 \_\_\_\_\_

Date of Manifestation Determination: \_\_\_\_\_ Date of most recent 504 Plan review: \_\_\_\_\_

Student's Disability: \_\_\_\_\_

*Please consider the following questions as the Section 504 Manifestation Team discusses the specific conduct in relationship to the student's Section 504 disability:*

**I. Conduct**

1. What is the student's alleged conduct? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Results of Manifestation Determination** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**II. Relationship between Conduct and Disability**

1. Was the conduct in question caused by the student's disability?  Yes  No
2. Does the conduct in question have a direct and substantial relationship to the student's disability?  Yes  No
  - If the answer to either question above is "Yes", then the behavior **IS** a manifestation of the student's disability and the student cannot be subjected to disciplinary action. However, a change of placement or services or both may be proposed by the Section 504 Manifestation Team.

**III. Relationship between Conduct and 504 Plan**

1. Did the District fail to implement the student's 504 plan?  Yes  No
2. If yes, was the conduct in question the direct result of the failure to implement the student's 504 plan?  Yes  No
  - If the answer to both questions above is "Yes", then the behavior **IS** a manifestation of the student's disability and the student cannot be subjected to disciplinary action.
  - If the answer to question 1 is "Yes" but the answer to question 2 is no, the behavior **IS NOT** a manifestation of the student's disability and disciplinary action may move forward.
    - If the answer to question 1 is "Yes", the Section 504 Manifestation Team will need to determine what changes need to be made to ensure the student's 504 plan is implemented.
  - If the answer to question 1 is "No" then question 2 does not need to be answered and disciplinary action may move forward.

**III. Relationship between Conduct and 504 Plan (continued)**

Based on the answers in Section III on the previous page, was the student’s conduct a manifestation of his/her disability?

- Yes**, the student’s conduct **was** a manifestation of his/her disability.
- No**, the student’s conduct **was not** a manifestation of his/her disability.

If the Section 504 Manifestation Team has determined that the student’s conduct **was** a manifestation of the student’s disability, the recommendation to expel shall be withdrawn. The Section 504 Manifestation Team should then make any necessary changes to the student’s Section 504 Plan that it deems appropriate.

If the Section 504 Manifestation Team has determined that the student’s conduct **was not** a manifestation of the student’s disability, the student may be disciplined in the same manner a non-disabled student.

Please list the date, name and title of the person/s who participated in the manifestation determination meeting:

Date _____	Name _____	Title _____
Date _____	Name _____	Title _____
Date _____	Name _____	Title _____
Date _____	Name _____	Title _____
Date _____	Name _____	Title _____

Signature of Parent/Guardian: \_\_\_\_\_ Date: \_\_\_\_\_

**OR**

Signature of Adult Student, if age 18 or older.

**Results of 504 Manifestation Determination**