

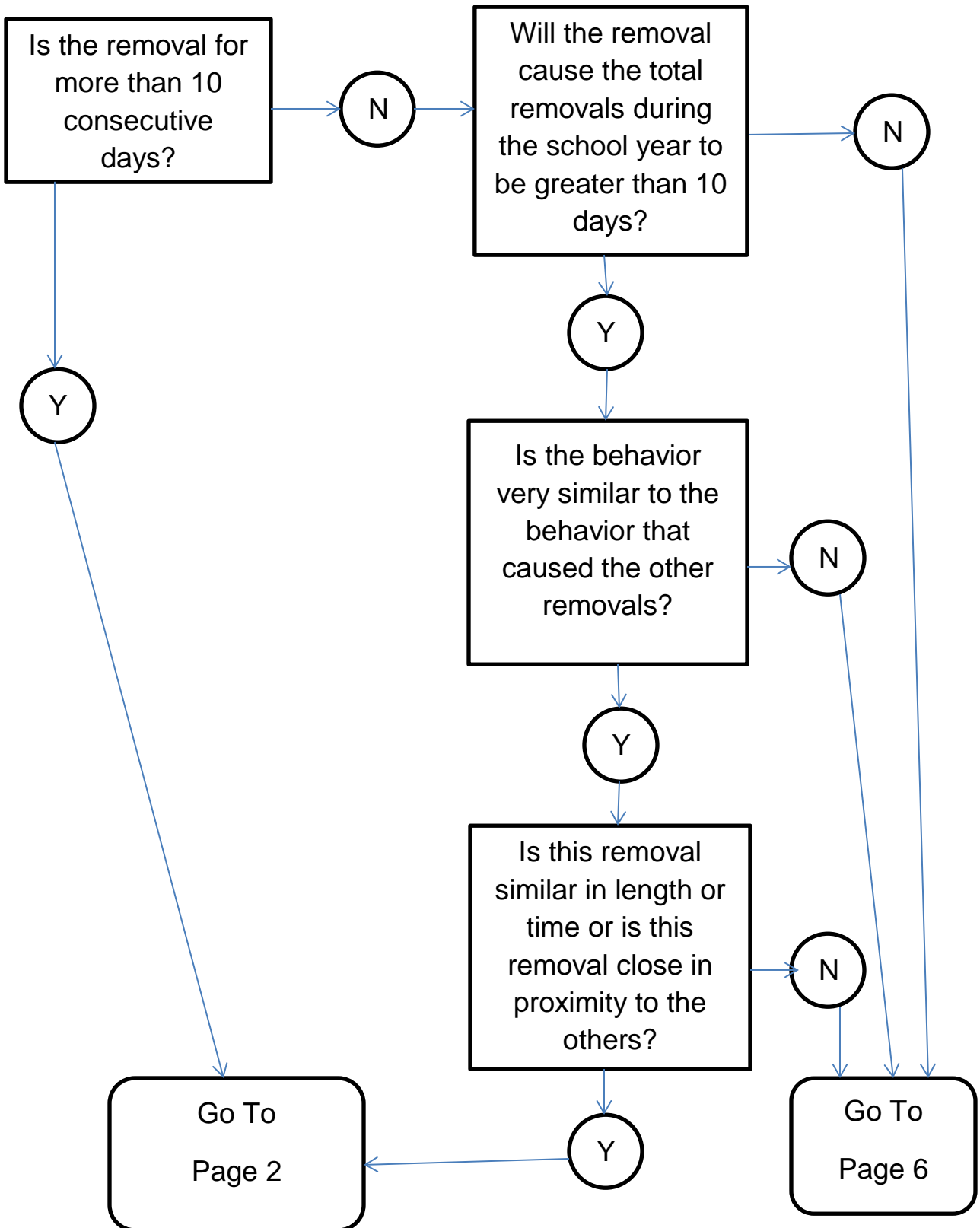
DISCIPLINE FLOWCHART FOR STUDENTS WITH IEPs

Disability Rights Iowa

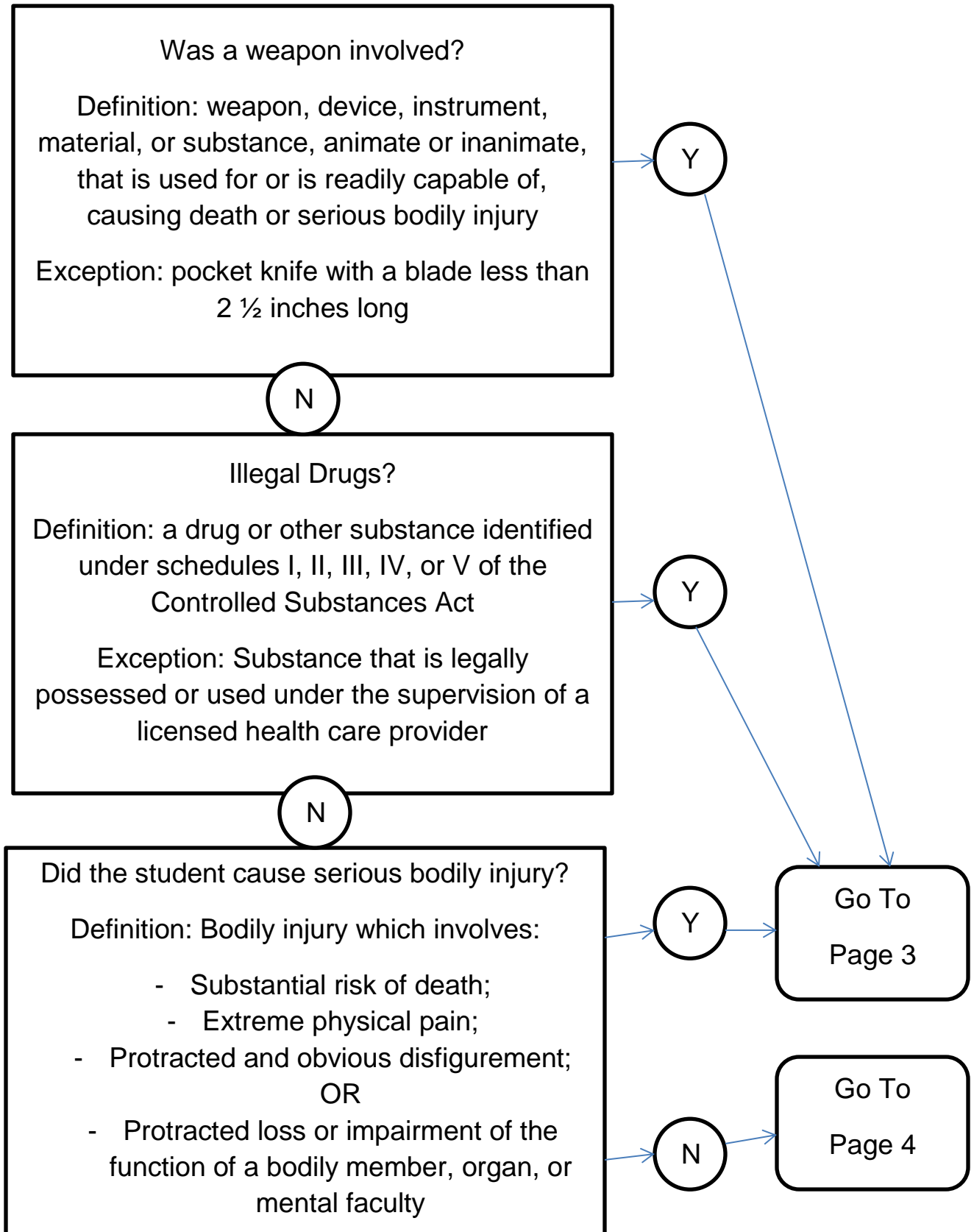
Nathan Kirstein, Staff Attorney

March 30, 2015

CHANGE IN PLACEMENT



SPECIAL CIRCUMSTANCES



SPECIAL CIRCUMSTANCES EXIST

Student may be removed to an interim alternative setting for up to 45 school days.

The IEP team must determine:

a) Interim educational setting

AND

b) The FAPE services the student needs to:

a. Participate in the general education curriculum

AND

b. Progress toward meeting IEP goals

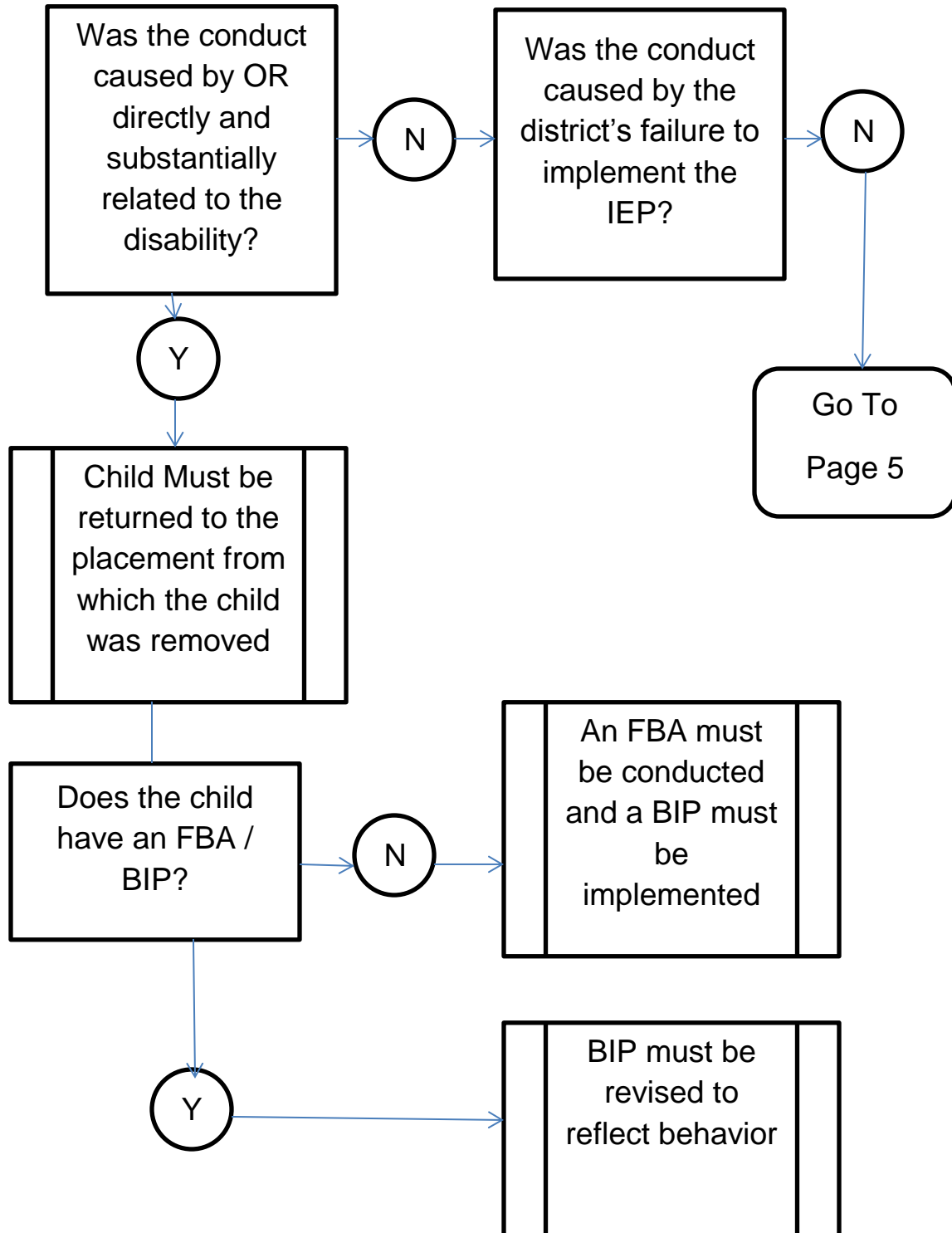
Note: No manifestation determination required

District must provide notice of the decision and procedural safeguards notice

MANIFESTATION DETERMINATION MEETING

Who: District Rep, Parent, and relevant members of IEP team

When: 10 school days after decision to remove



“NO” MANIFESTATION

The school may apply relevant disciplinary procedures to the student in the same manner and duration as a student without a disability.

EXCEPT

The IEP team must determine:

c) Interim educational setting

AND

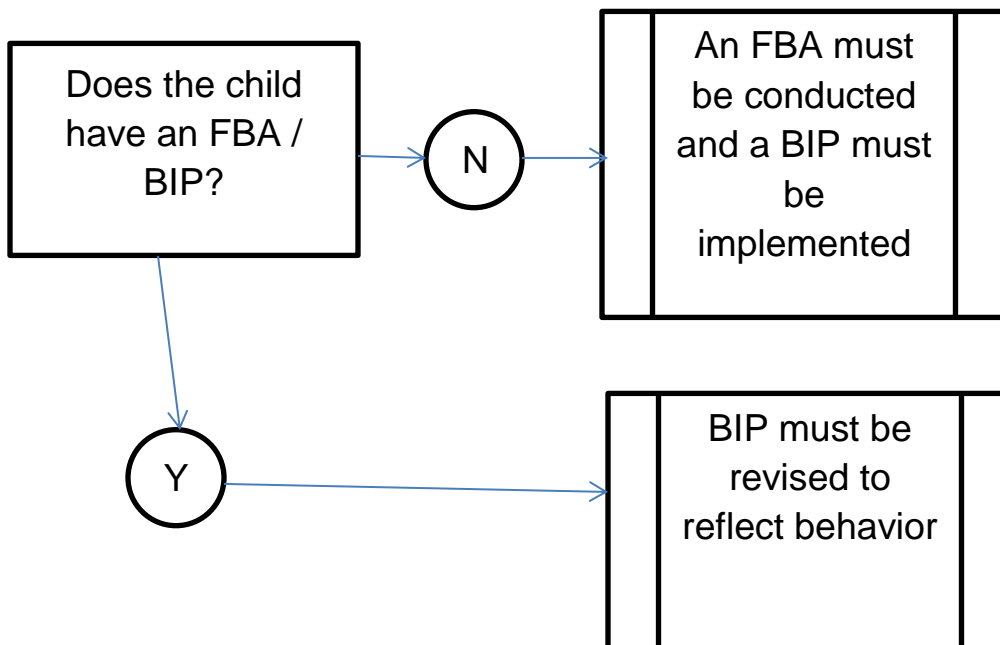
d) The FAPE services the student needs to:

a. Participate in the general education curriculum

AND

b. Progress toward meeting IEP goals

Also:



“NO” CHANGE IN PLACEMENT

Will the removal cause the student to have more than 10 days of removal in the school year?

Y

N

School personnel and at least one the student’s teachers will determine the FAPE services the student needs to:

- a) Participate in the general education curriculum

AND

- b) Progress toward meeting IEP goals

The school may apply relevant disciplinary procedures to the student in the same manner and duration as a student without a disability

No FAPE services required unless services are provided to students without disabilities