

# Manifestation Determination: A Case Study Approach\*

(Trip to MDR: The Vacation You Never Wanted to Take)

TASP 2017

NOTETAKING GUIDE	
Topic	Notes
<b>Legal Overview (Planning the trip)</b>	What is MDR?  Why do I want to go there?  When do I have to go to an MDR?  Who is going with me to the MDR?
<b>Critical Data (Packing for the trip)</b>	What do I need to have with me on the trip?  <ul style="list-style-type: none"><li>• Disability:</li> <li>• IEP Services:</li> <li>• Misconduct:</li></ul>
<b>Making the Analysis (Getting there!)</b>	How do I know where I am? (Manifestation or not?)  <i>Causal</i> considerations:  <ul style="list-style-type: none"><li>• Is the behavior direct/causal or attenuated?</li><li>• Is the behavior a defining characteristic of the disability?</li><li>• Would a non-disabled peer react in a similar manner?</li><li>• Are there other factors to explain the misconduct?</li><li>• Did a failure to implement the IEP cause the behavior?</li></ul>

\*Handouts will be provided at the session