

MAINE: School Vaccine Refusal Legal Document

NEWBORN MEDICAL AND SCHOOL VACCINATION REFUSAL AND PARENTAL RIGHTS ASSERTION

Parent(s): [Insert Full Legal Name(s)]

Child: [Insert Child's Full Legal Name]

Date: [Insert Date]

School/Institution: [Insert Name]

LEGAL FOUNDATION

We, the undersigned parents and legal guardians of [Child's Name], hereby assert our **absolute, inalienable, constitutionally protected rights** under the **U.S. Constitution, the Maine Constitution, applicable federal statutes, and binding international legal and ethical frameworks** to refuse participation in school vaccine mandates and any other medical interventions, including but not limited to the **Hepatitis B vaccine, Vitamin K injection, MMR, DTaP, varicella, polio, and all other school-required vaccinations.**

1. U.S. Constitutional Protections

- **Fourteenth Amendment (Due Process and Parental Rights):** Established in **Meyer v. Nebraska, 262 U.S. 390 (1923)** and **Pierce v. Society of Sisters, 268 U.S. 510 (1925)**, recognizing the fundamental right of parents to direct the medical care of their children.
- **First Amendment (Religious Freedom):** Although **Maine's 20-A M.R.S. § 6355** eliminated religious and philosophical exemptions (effective September 2021), federal constitutional protections, including the **First Amendment**, remain binding and supersede conflicting state statutes (**Wisconsin v. Yoder, 406 U.S. 205 (1972)**).

2. Maine Statutory and Case Law

- **20-A M.R.S. § 6355:** Removed religious and philosophical exemptions for school vaccine mandates, leaving only medical exemptions supported by a physician.
- **Maine Revised Statutes Title 22 § 1711-C:** Codifies the requirement for **informed consent** for all medical procedures, explicitly protecting a patient's (and by extension, parental) right to refuse medical treatment.

- **Maine Constitution, Article I, § 1:** Declares that all people have certain natural, inherent, and unalienable rights, including liberty and property, safeguarding parental authority and bodily autonomy.

3. Federal Statutory and Ethical Protections

- **National Childhood Vaccine Injury Act of 1986 (42 U.S.C. § 300aa–1):** Establishes a system for vaccine injury compensation and confirms the necessity of informed consent.
- **42 U.S.C. § 1983 (Civil Rights Violations):** Provides remedies for state violations of federally protected rights, including unauthorized medical interventions.
- **42 U.S.C. § 1395cc(f) (Patient Self-Determination Act):** Ensures the right to accept or refuse medical treatment.

4. International Ethical Standards

- **Nuremberg Code (1947):** Mandates that voluntary consent of the human subject is absolutely essential and prohibits coercion.
- **Universal Declaration on Bioethics and Human Rights (UNESCO, 2005):** Article 6 guarantees the necessity of prior, free, and informed consent for any medical intervention.
- **Declaration of Geneva (World Medical Association):** Confirms the physician's duty to respect patient autonomy and dignity.

SCIENTIFIC EVIDENCE SUPPORTING REFUSAL

The following scientific evidence demonstrates that **high vaccination rates do not guarantee immunity from outbreaks** and may contribute to **viral transmission, mutation, and persistence**.

- **Lewnard JA & Grad YH (2018).** "Vaccine waning and mumps resurgence in the United States." *Science Translational Medicine*, 10(433), eaao5945.
Demonstrated waning immunity and outbreaks among vaccinated populations.
- **Guerra FM et al. (2017).** "The basic reproduction number (R0) of measles: A systematic review." *The Lancet Infectious Diseases*, 17(12), e420–e428.
Found that measles outbreaks occurred in populations with vaccination rates exceeding 95%.
- **Rosen JB et al. (2014).** "Outbreak of measles among persons with prior evidence of immunity, New York City, 2011." *Clinical Infectious Diseases*, 58(9), 1205–1210.
Documented a measles outbreak initiated and propagated by vaccinated individuals.
- **Haber P et al. (2015).** "Mumps outbreaks in vaccinated populations — United States, 2006–2015." *MMWR*, 64(48), 1345–1349.

Multiple mumps outbreaks traced to vaccinated populations, highlighting limitations of the vaccines.

- **Kennedy DA & Read AF (2017). "Why does drug resistance readily evolve but vaccine resistance does not?" Proceedings of the Royal Society B, 284(1851), 20162562.**

Showed that mass vaccination exerts evolutionary pressure on viruses, driving adaptation and mutation.

DEMANDS AND DECLARATIONS

We hereby:

- **Refuse all mandated vaccines for [Child's Name]**, asserting our legal rights under the Maine Constitution, U.S. Constitution, federal law, and binding international ethical frameworks.
- **Invoke our statutory and constitutional rights to informed consent and parental authority**, explicitly protected by **Maine Revised Statutes Title 22 § 1711-C**, and reinforced by federal and international law.
- **Request that this refusal be formally recorded** in [Child's Name]'s school records to ensure procedural compliance.
- **Demand immediate cessation of any form of coercion, intimidation, or adverse action** by school officials or public health authorities, as such actions constitute violations of our civil rights under **42 U.S.C. § 1983**, federal law, and Maine tort law.
- **State unequivocally that any attempt to administer vaccines or other medical interventions to our child without explicit parental consent constitutes unlawful medical battery** and a violation of civil rights, enforceable under both federal and state law.

Signature (Mother/Legal Guardian): _____

Date: _____

Signature (Father/Legal Guardian): _____

Date: _____

Optional Notarization for Legal Enforceability

Subscribed and sworn before me, a Notary Public, this ____ day of _____, 20.

Signature of Notary: _____

Commission Expiration: _____