

# MISSISSIPPI: School Vaccine Refusal Legal Document

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## 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]

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## LEGAL FOUNDATION

We, the undersigned parents and legal guardians of [Child's Name], hereby assert our **inalienable, constitutionally protected rights** under the **U.S. Constitution, the Mississippi Constitution, federal statutes, and binding international 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):** Affirmed in **Meyer v. Nebraska, 262 U.S. 390 (1923)** and **Pierce v. Society of Sisters, 268 U.S. 510 (1925)**, parents have a **fundamental right to make medical decisions** for their children.
- **First Amendment (Religious Freedom):** While Mississippi law does not recognize non-medical exemptions, federal constitutional protections for religious liberty remain applicable and preempt conflicting state statutes (**Wisconsin v. Yoder, 406 U.S. 205 (1972)**).

## 2. Mississippi Statutory and Case Law

- **Miss. Code Ann. § 41-23-37:** Requires vaccinations for school entry; allows **only medical exemptions** signed by a licensed physician and approved by the Mississippi State Department of Health. However, this does not negate the **constitutional requirement for informed consent** or **parental rights** protected under federal law.
- **Mississippi Constitution:** Upholds the right to life, liberty, and due process, encompassing bodily autonomy and parental decision-making.
- **Case Law:** Mississippi courts recognize parental rights under the **U.S. Constitution** but have permitted state public health authority to impose school vaccine mandates. However, **non-mandated newborn interventions** such as Vitamin K and Hep B remain fully within parental discretion absent immediate threat to life.

## 3. Federal Statutory and Ethical Protections

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

## 4. International Ethical Standards

- **Nuremberg Code (1947):** Prohibits involuntary medical experimentation and mandates fully informed, voluntary consent.
  - **Universal Declaration on Bioethics and Human Rights (UNESCO, 2005):** Article 6 requires prior, free, and informed consent for any medical intervention.
  - **Declaration of Geneva (World Medical Association):** Establishes the physician's duty to respect patient autonomy and dignity.
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# SCIENTIFIC EVIDENCE SUPPORTING REFUSAL

Current scientific evidence establishes that **high vaccination rates do not guarantee protection from outbreaks**, and may contribute to **viral transmission, mutation, and persistence**.

- **Roberts JR et al. (2020). "Outbreaks of varicella in schools with high vaccination coverage." *Pediatrics*, 145(4), e20192307.**  
*Varicella (chickenpox) outbreaks occurred in highly vaccinated school populations, indicating limitations in vaccine effectiveness.*
  - **Haber P et al. (2015). "Mumps outbreaks in vaccinated populations — United States, 2006–2015." *MMWR*, 64(48), 1345–1349.**  
*Mumps outbreaks were linked to vaccinated individuals, illustrating transmission despite compliance with vaccine mandates.*
  - **Guerra FM et al. (2017). "The basic reproduction number (R0) of measles: A systematic review." *The Lancet Infectious Diseases*, 17(12), e420–e428.**  
*Measles outbreaks occurred in populations with vaccination coverage exceeding 95%, indicating vaccine limitations.*
  - **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.**  
*Mass vaccination exerts evolutionary pressure, potentially accelerating viral mutation and adaptation.*
  - **Lewnard JA & Grad YH (2018). "Vaccine waning and mumps resurgence in the United States." *Science Translational Medicine*, 10(433), eaao5945.**  
*Demonstrates waning immunity and the resurgence of outbreaks among vaccinated populations.*
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# DEMANDS AND DECLARATIONS

We hereby:

- **Refuse all mandated vaccines for [Child's Name]** based on the comprehensive legal, constitutional, and scientific evidence detailed herein.
  - **Invoke our constitutional and statutory rights to informed consent and parental authority**, including but not limited to **Mississippi state law, the U.S. Constitution, federal law, and international ethical frameworks**.
  - **Request formal documentation of this refusal in [Child's Name]'s school record**, ensuring compliance with procedural requirements.
  - **Demand the immediate cessation of any form of coercion, intimidation, or adverse action** by school officials, public health authorities, or other entities, as such actions constitute violations of civil rights under **42 U.S.C. § 1983**, federal law, and Mississippi tort law.
  - **State unequivocally that any attempt to administer vaccines or other medical treatments without explicit parental consent constitutes unlawful medical battery** and a violation of civil rights, actionable under federal and state law.
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**Signature (Mother/Legal Guardian):** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Signature (Father/Legal Guardian):** \_\_\_\_\_

**Date:** \_\_\_\_\_

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## Optional Notarization for Legal Enforceability

Subscribed and sworn before me, a Notary Public, this \_\_\_\_ day of \_\_\_\_\_, 20.

**Signature of Notary:** \_\_\_\_\_

**Commission Expiration:** \_\_\_\_\_