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June 5, 2014

TO: New York State Legislators
FROM: Alan Phillips, J.D., Nationally Recognized Vaccine Rights Legal Expert
RE: A497A, Specifically, the administration of vaccines to minors for sexually transmissible diseases without a parent's or guardian's consent

Dear New York State General Assembly:

On behalf of the citizens of the Great State of New York, A497a violates federal and state Constitutional provisions, and statutory law. For these reasons, this bill should be withdrawn.

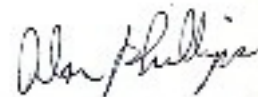
SUMMARY

A497a:

- 1) Violates the 14th Amendment's Due Process Clause by taking parental authority away from parents without the Supreme Court's required showing that the parents are unfit;
- 2) Violates parents' First and 14th Amendment Constitutional rights, and State freedom of worship Constitutional rights, with respect to parents' right to exercise religious and medical exemptions to immunizations, which rights minor children cannot exercise for themselves;
- 3) Conflicts with the National Childhood Vaccine Injury Act of 1986 (NCVIA), which requires healthcare professionals administering vaccines to minors to first provide documentation on vaccine safety and risks to the parent or guardian before administering vaccines;
- 4) Encourages New York healthcare professionals administering vaccines to violate federal law and, therefore, New York state board ethical rules, since parents and guardians must first be provided information required by the NCVIA prior to the administration of vaccines to children;
- 5) Subverts the fact that vaccination carries a risk of permanent disability and death. Children are neither legally competent nor sufficiently mature emotionally to make such decisions without parental guidance and input;
- 6) Is unnecessary. New York State law already allows: [a] medical authorities to provide care to children in emergencies, [b] state social workers to assume temporary custody and medical decision-making authority for abused and neglected children, and [c] emancipated children to make medical decisions for themselves. There is no need for children to make immunization decisions outside of these Constitutionally acceptable situations.

For all of the above reasons, these bills should not be enacted into law.

Respectfully Submitted at the request of,
and on behalf of, concerned citizens
of the Great State of New York,



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