

RESOLUTION NO. 2021-08

of the Board of Lander County Commissioners

SUMMARY: A RESOLUTION RECOMMENDING VACCINE INFORMED CONSENT GUIDANCE FOR RESIDENTS OF LANDER COUNTY. THESE ARE RECOMMENDATIONS ONLY FROM THE LANDER COUNTY HEALTH BOARD AND ALL MEDICAL AND TREATMENT DECISIONS SHOULD BE MADE AFTER CONSULTATION WITH YOUR MEDICAL PROVIDER.

WHEREAS, informed consent applies to all vaccines used under Emergency Use Authorization (EAU) of Food and Drug Administration (FDA) licensure; and

WHEREAS informed consent laws exist to protect human use of medical products still within ongoing clinical trial; and

WHEREAS, all persons electing to engage in the use of medical products still within ongoing clinical trials have definitive rights to know detailed information in order to satisfy the legal tenants of being informed before granting their consent; and

WHEREAS, all existing COVID vaccines are confirmed by the National Institutes of Health (NIH) to still be in Phase 3 of ongoing clinical trials; and

WHEREAS, all existing COVID vaccines are EUA approved only and not yet licensed by the FDA; and

WHEREAS, all existing COVID vaccines cannot be officially FDA licensed until the conclusion of said Phase 3 clinical trials once long-term safety and efficacy data has been collected and submitted for analytical review by the FDA; and

WHEREAS, all existing COVID vaccines will be in clinical trial until October 27, 2022 at the earliest according to the NIH; and

WHEREAS, the Public Readiness and Emergency Preparedness (PREP) Act protects all vaccine manufacturers from liability should their products, still in clinical trial, injure or be the cause of death for anyone electing to use their products without being officially entered into the clinical trial; and

WHEREAS, all persons electing to engage in the use of medical products still in ongoing clinical trial have the right to be informed of known and unknown risks, as well as the right to refuse any medical product still in experimental phases of development and evaluation; and

WHEREAS, SARS-CoV-2 vaccine manufacturers, and the entire chain from production, distribution to administration, have been granted immunity from liability for adverse events.

NOW THEREFORE, BE IT RESOLVED, that the Lander County Board of Commissioners recommends as follows:

Lander County recommends that all residents of the county be provided up to date information from the federal Vaccine Adverse Events Reporting System (VAERS) regarding number of deaths following administration of any of the COVID vaccines; and

Lander County recommends that all residents of the county be provided up to date information from VAERS regarding number of injuries following administration of any of the COVID vaccines; and

Lander County recommends that all residents of the county be provided up to date information from VAERS regarding number of deaths and injuries by age demographic; and

Lander County recommends that all healthcare providers are aware of the signs of COVID vaccine injuries reported; and

Lander County recommends that all persons electing to engage in the use of COVID vaccines, still in ongoing clinical trial, are made aware of the complete list of adverse events compiled from each official record in VAERS prior to administration of any COVID vaccine so the county resident can report any adverse events to their healthcare provider should they occur.

BE IT FURTHER RESOLVED THAT, any practitioner, administering vaccines, is required to provide patients with the information from the following websites on immunity from liability and all legal remedies for any adverse events.

<https://crsreports.congress.gov/product/pdf/LSB/LSB10443>

PASSED AND ADOPTED this 11th day of March, 2021.

THOSE VOTING AYE: Commissioner: _____
Commissioner: _____
Commissioner: _____
Commissioner: _____
Commissioner: _____
THOSE VOTING NAY: Commissioner: _____
Commissioner: _____
THOSE ABSENT: Commissioner: _____
Commissioner: _____

Kathleen V. Ancho, Chair

Lander County Board of Commissioners

ATTEST:

APPROVED AS TO FORM AND LEGALITY,

SADIE SULLIVAN, County Clerk and Ex-Officio
Clerk of the Board of Commissioners of
Lander County, Nevada

THEODORE C. HERRERA
Lander County District Attorney